

# City of Brookings

## MEETING Minutes

### **CITY COUNCIL**

**Monday, November 8, 2010, 7:00pm**

City Hall Council Chambers, 898 Elk Drive, Brookings, OR 97415

Council met in Executive Session at 6:00pm, under the authority of ORS 192.660 (2)(e), "to conduct deliberations with persons designated by the governing body to negotiate real property transactions."

#### **Call to Order**

Mayor Anderson called the meeting to order at 7:00pm.

#### **Roll Call**

Council Present: Mayor Larry Anderson, Councilors Ron Hedenskog, Dave Gordon, Jake Pieper, and Brent Hodges; a quorum present.

Staff Present: City Manager Gary Milliman, Administrative Services (AS) Director Janell Howard, Building Official LauraLee Snook, Planning Director Dianne Morris, Utilities Superintendent Ray Page, Human Resources/Accountant Vicki English, City Attorney Martha Rice and City Recorder Joyce Heffington.

Others Present: Curry Coastal Pilot Reporter Arwyn Rice and approximately 12 public.

#### **Ceremonies/Appointments/Announcements**

AS Director Howard introduced new employee, Human Resources/Accountant Vicki English.

Mayor Anderson proclaimed the second Saturday in December as Worldwide Candle Lighting Day.

Mayor Anderson announced the 2010 Oregon Coastal Management Achievement Award for Public Access, received by the City from the Oregon Department of Land Conservation and Development for its work on public access.

#### **Staff Reports**

*Noise prevention regulations.*

Building Official Snook reviewed the staff report regarding proposed noise prevention language to be incorporated into the Brookings Municipal Code.

Councilors Pieper and Hedenskog said that they would like to see 7:00am to 7:00pm or daylight hours; Hedenskog added that further restrictions might be added for weekends and holidays.

Councilor Hodges said that he would like to see 7:00am to 9:00pm and the same for holidays and weekends to allow more work to be done with special arrangements for concrete work, if possible.

Councilor Gordon said that he thought daylight hours would change with the seasons and provide contractors the hours they needed.

Councilor Hodges said that daylight hours would be more difficult to enforce; a fixed hour restriction would be preferable. Mayor Anderson agreed, and added that he would prefer the hours of 7:00am to 7:00pm. Hodges then said that he could agree with 7:00am to 8:00pm.

Mayor Anderson, citing his 26 to 27 years of experience working with concrete, said that he would like to see an exemption for concrete work due to the variables involved and the difficulty staff would have enforcing regulation violations in the very early morning and weekend hours.

Councilor Hedenskog asked if the Mayor was proposing that no authorization be required for an exemption to work concrete before or after hours, or if he was proposing an outright exemption for concrete pours.

Mayor Anderson said that he did not think it was realistic to expect the City Manager to have to respond to requests for exemptions, some of which might occur on the weekend.

Councilor Pieper said that authorization could extend to City Manager's designee, and that he's heard from roofers that they have the same problems. Pieper said the problem, as he viewed it, was in trying to narrow the exemption down to specific aspects of concrete work and that he would rather give the City Manager or his designee the authority to approve exemptions as needed rather than to provide a blanket exemption to a specific aspect of construction.

**Councilor Hedenskog moved, a second followed and Council, with a "No" vote from Councilor Pieper, and "Yes" votes from Mayor Anderson and Councilors Gordon, Hedenskog and Hodges, voted to set the hours for noise reduction to 7:00am to 7:00pm on weekdays, and 8:00am to 7:00pm on weekends.**

**Mayor Anderson moved, a second followed and Council, with a "No" vote from Councilor Pieper, and "Yes" votes from Mayor Anderson and Councilors Hedenskog, Hodges and Gordon, voted to exempt concrete pours and roofing work as weather and/or temperature would affect their work being carried out to be exempt from this ordinance.**

*City Welcome Sign design and location.*

Planning Director Morris reviewed the staff report regarding the design and location of a City Welcome Sign.

Councilor Pieper said that if this is the only time this would come before Council, he would be reluctant to approve it without written specifications regarding material, colors and size.

Morris said that the size is regulated by the state, and the proposed size would be approximately 9 feet tall by 20 feet wide. The state's application requires that the size, materials and location be specified. The total size of the sign cannot exceed 200 square feet.

Mayor Anderson asked if the Committee would be choosing from samples and Morris said that it would.

Pete Chasar, 935 Marina Heights Road, said they would not be able to control the color of the stone, but that otherwise it would be as represented in the picture provided in the packet and the approximate size would be 9 feet tall by 18 feet wide.

Mayor Anderson said that Council members had already received criticism regarding the proposed sign and suggested that Council provide preliminary approval with final color selection brought back to Council for final approval.

**Councilor Pieper moved, a second followed and Council voted unanimously to approve the basic design and location [of the City sign] and direct staff to apply for the required permit from ODOT and to bring the matter to Council for final approval at a later date.**

*Municipal Judge Pro Tem Agreement.*

City Manager Milliman reviewed the staff report regarding a proposed contract for Municipal Judge Pro Tem services stating that Judge Fallman would fill the position without compensation.

**Councilor Gordon moved, a second followed and Council voted unanimously to authorize the Mayor to execute an Agreement for services with James Fallman to serve as Municipal Judge Pro Tem.**

*Class B Biosolids Dewatering Project – contract for engineering services and advertise for bids.*

City Manager Milliman reviewed the staff report.

**Councilor Hodges moved, a second followed and Council voted unanimously to authorize the City Manager to proceed with contracting for construction engineering services and advertise for bids for the Class B Biosolids Dewatering Project.**

*Oak Street Interceptor Project - contract for engineering services and advertise for bids.*

City Manager Milliman reviewed the staff report.

Mayor Anderson asked why the cost of the 8" lining was not included in the estimate and if the 18" pipe was going to provide the necessary capacity for the other lines coming into that location. Milliman responded that he could not remember why the cost of the 8" lining was excluded, and that the size of the 18" pipe was the size recommended by the City Engineer. Mayor Anderson said his concern was that 18" pipe would be sufficient for possible future development.

Councilor Hedenskog stated that he had been hoping that Council would get the data for the systems inflow and infiltration (I & I).

Staff was directed to move this item to a Workshop to respond to Mayor Anderson's questions and Hedenskog's request for I & I data.

### **Consent Calendar**

- Approve Council minutes for October 25, 2010.
- Accept Planning minutes for October 5, 2010.
- Accept Parks and Recreation minutes for September 23, 2010.
- Accept October Vouchers in the amount of \$617,134.62.

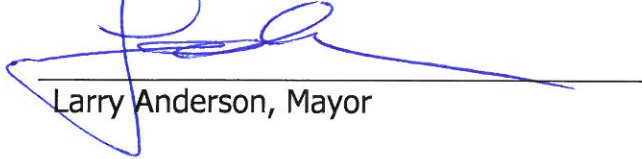
**Councilor Pieper moved, a second followed and Council voted unanimously to approve the Consent Calendar as written.**

**Adjournment**

Councilor Gordon moved, a second followed and Council voted unanimously to adjourn by voice vote at 7:48pm.

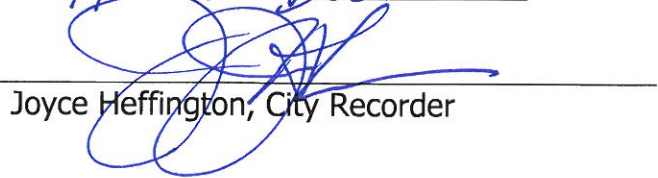
A meeting of the Urban Renewal Agency immediately followed.

Respectfully submitted:



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Larry Anderson, Mayor

ATTESTED:  
this 14<sup>th</sup> day of December 2010:



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Joyce Heffington, City Recorder