

Minutes
City of Brookings
Common Council Meeting
Brookings City Hall Council Chambers
898 Elk Drive, Brookings, Oregon 97415
Monday, January 14, 2008

Call to Order

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

Roll Call

Council Present: Mayor Pat Sherman, Council President Larry Anderson, Councilors Dave Gordon, Ron Hedenskog and Jan Willms; a quorum present.

Staff Present: City Manager Gary Milliman, Planning Director Dianne Morris, Public Works Director John Cowan, Police Lieutenant John Bishop, Fire Chief Bill Sharp, City Attorney John Trew, Administrative Assistant Joyce Heffington.

Media Present: Curry Pilot Editor Scott Graves

Other: Approximately 5 public

Ceremonies/Appointments/Announcements

Mayor Sherman recognized the Administrative Services Department Accounts Payable Clerk, Kathy Dunn, for five years of service.

Mayor Sherman stated that the Council President was appointed in the odd years and so that item was not acted upon.

Council Gordon moved, a second followed and Council voted unanimously to appoint the Mayor's recommendations for the following Council liaisons for calendar year 2008:

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|-----------------------------------------------------------|-----------------------------|
| • American Music Festival | Councilor Gordon |
| • Brookings/Harbor School District 17C | Councilor Anderson |
| • Coos Curry Douglas Business Development (CCDBD) | City Manager Milliman |
| • Chetco River Watershed | Councilor Anderson |
| • Coos Curry Electric Coop (CCEC) | Councilor Hedenskog |
| • CCEC Alternate | Mayor Sherman |
| • Curry County | Mayor Sherman |
| • Curry County Recycling | Councilor Willms |
| • Del Norte County Airport Commission | Councilor Gordon |
| • Harbor Sanitary District | Councilor Anderson |
| • Local Public Safety Coordinating Council (LPSCC) | Councilor Gordon |
| • Oregon Coastal Zone Management Association (OCZMA) | Mayor Sherman |
| • OCZMA Alternate | City Manager Milliman |
| • Parks and Recreation Commission | Councilor Willms |
| • Planning Commission | Councilor Hedenskog |
| • Port of Brookings Harbor | Councilor Hedenskog |
| • South West Advisory Committee on Transportation (SWACT) | City Manager Milliman |
| • SWACT Alternate | Public Works Director Cowan |
| • Urban Renewal Advisory Committee | Councilor Willms |

Public Hearing

Mayor Sherman opened the legislative public hearing regarding proposed revisions to Chapter 17.04, Development Permit Procedures, of the Brookings Municipal Code at 7:06pm and reviewed the hearing process. Hearing no declarations of ex parte or other conflicts of interest, Mayor Sherman asked Planning Director Morris to present the staff report.

Following a brief review of the staff report by Planning Director Morris, Council requested that Item D under Section 17.40.020 be modified to better define what is meant by "other development."

Hearing no requests from the audience to address Council, Mayor Sherman closed the public hearing at 7:15pm and Council moved to deliberation.

During deliberations, Council generally agreed that the term "other development" under Item D, needed further definition. City Manager Milliman offered alternative wording.

Councilor Hedenskog moved, a second followed and Council voted unanimously to approve revisions to Chapter 17.04, Development Permit Procedures, of the Brookings Municipal Code, and to direct staff to prepare an adopting ordinance for review and possible adoption at the January 28, 2008, City Council meeting, with [Item D under 17.04.020, amended to read, "Other development requiring written authorization to proceed in this code"].

Mayor Sherman asked for a motion to add, as Item 8(G) under the Regular Agenda, a discussion regarding the Border Coast Authority Joint Powers Agreement.

Councilor Gordon moved, a second followed and Council voted unanimously to add, as Item 8(G) under the Regular Agenda, a discussion regarding the Border Coast Authority Joint Powers Agreement.

Scheduled Public Appearances

Planning Commission Chair Bill Dundom presented the Annual Report as prepared by outgoing Chair Hedda Markham.

Fire Chief Sharp presented a brief report on the Curry County Wildfire Protection Plan, generally stating that the plan was initiated approximately two years ago following the Biscuit Fire with the intent of reducing risks to life and property caused by wildfires in the Urban Interface zone and is now in its final phase of public review and comment, to be completed at the end of the month. The plan may be accessed on-line at <http://ri.uoregon.edu/programs/CCE/curry.html>.

Council Liaison Report

Councilor Willms attended two meetings of the Brookings Harbor Health Fair and the Urban Renewal Advisory Committee, and meetings of the Parks and Recreation Commission, Stout Park and Sutter Coast Hospital Board.

Councilor Anderson attended four school related, and four city related, meetings.

Mayor Sherman attended two meetings of the Brookings Harbor Health Fair, and meetings of the Curry County Commission on Children and Families and Oregon Coastal Zone Management Association.

Councilor Gordon attended a meeting of the Del Norte Airport Advisory.

Regular Agenda

Public Works Director Cowan reviewed the staff report regarding the recommendation to approve a cost share agreement with Colvin Oil for replacement of a failing storm drain pipe.

Mayor Sherman asked City Attorney Trew if there were any issues around prevailing wages with regards to the project. Trew generally stated that he had not looked at this issue.

Councilor Anderson moved, a second followed and Council voted unanimously to approve the cost share agreement with Colvin Oil to replace 150 feet of failing, undersized storm drain pipe, and authorize the City Manager to accept an easement for new storm drainpipe, as presented in the staff report.

Public Works Director Cowan reviewed the staff report regarding Coos Curry Electric Cooperative's proposal to remove hazardous trees at two City locations, adding that the Parks and Recreation Commission had reviewed the issue twice.

Councilor Willms moved, a second followed and Council voted unanimously to accept the Parks and Recreation Commission's recommendation and to authorize Coos Curry Electric Cooperative (CCEC) to remove and replace, at their own cost, four hazardous trees on Lundeen Lane [near Azalea Park], and four hazardous trees at Stout Park [adjacent to Oak Street], and that a written agreement be signed between the City and CCEC regarding this action.

Public Works Director Cowan reviewed the staff report for the planting of trees in Azalea Park to replace trees that were removed due to Sudden Oak Death. Cowan stated that staff had requested that alder not be chosen and that the trees not be planted within 100 feet of power lines. The decision as to which species is to be planted will be dependant upon availability.

Councilor Gordon moved, a second followed and Council voted unanimously to approve the planting of trees in Azalea Park by the Oregon Department of Forestry.

City Manager Milliman reviewed the staff report regarding staff's recommendation to execute engineering and project management agreements for the modification of the Harris Heights water reservoir project and execute a Change Order with Aquastore NW Inc.

After some discussion, Council determined that a workshop was needed prior to making this decision. Staff was directed to arrange a workshop at the earliest possible time.

Council Anderson moved, a second followed and Council voted unanimously to continue this item [to execute a Task Order with Oscar Larson and Associates for engineering and project management services in connection with modification of the Harris Heights water reservoir project design, and to authorize the City Manager to execute a Change Order with Aquastore NW Inc] until such time as a workshop is completed [to review the history of the project and the various options].

Steve Paynter, employee of Oscar Larson and Associates, introduced himself to Council at the Mayor's invitation.

City Manager Milliman reviewed the staff report recommending that the City issue a Request for Qualifications for As-Needed Technical Services as a routine effort to evaluate, as good management practice, the quality and cost of services being provided.

Councilor Anderson moved, a second followed and Council voted unanimously to approve the recommendation to authorize the City Manager to issue a Request for Qualifications for As-Needed Technical Services.

City Manager Milliman reviewed the staff report regarding issues of public safety, generally requesting that Council consider the issues presented and hold a workshop to hear from public safety staff and bring these concerns to the public.

Councilor Anderson requested that the Budget Committee attend this meeting and generally asked for documentation regarding the extent to which the City is subsidizing other public safety entities.

After some discussion, Council directed staff to organize a workshop to begin this discussion sometime in February.

City Attorney Trew provided a brief report on the research that he had thus far conducted regarding the City's participation in the Border Coast Authority Joint Powers Agreement (JPA), generally stating that while such an agreement appears to be legal in Oregon, he had a great many questions still to be asked and answered before he could offer an opinion. Trew also advised Council that it could cost up to \$3600 to complete this task.

Councilor Gordon generally stated that the City's participation in the JPA is important to the economic growth of the region and is worth pursuing.

After some discussion, Council generally agreed that the City had higher priorities and now was not the time to spend money for research on this project.

Councilor Anderson moved, a second followed, and Council voted unanimously to continue [the item regarding acceptance of the annual audit] on the Consent Calendar to the January 28, 2008 meeting.

Consent Calendar

- A. Approval of Council Meeting Minutes for December 10, 2007 and December 26, 2007
- B. Acceptance of Planning Commission Meeting Minutes for November 29, 2007 and December 4, 2007.
- C. Acceptance of Traffic Safety Committee Minutes for September, 2007
- D. Approval of vouchers for December, 2007 in the amount of \$352,321.02.
- E. Approval of Budget Calendar & Budget Officer Appointment, FY 2008-2009.
- F. Authorize the Mayor to write a letter to Governor Kulongoski thanking him for his response to the City's letter regarding the Oregon Ocean Marine Reserves.
- G. Approval of Liquor License Application for One Love, LLC, 1011 Chetco Ave.

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

Remarks from Mayor and Councilors

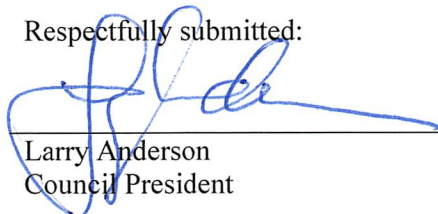
Mayor Sherman asked if the City is required to repeal the ordinance related to Measure 37. City Attorney Trew said that he would look into it.

Councilor Willms announced that the Brooking Harbor Health Fair would be held on February 2nd.

Adjournment

Councilor Gordon moved, a second followed and Council voted unanimously by voice vote to adjourn to a meeting of the Urban Renewal Agency at 8:55pm.

Respectfully submitted:



Larry Anderson
Council President

ATTESTED by City Recorder
this 30th day of August, 2008:



Joyce Heffington
Interim City Recorder