

**MINUTES**  
**City of Brookings**  
**Common Council Meeting**  
Brookings City Hall Council Chambers  
898 Elk Drive, Brookings, Oregon 97415  
Monday, March 12, 2007

**Call to Order**

Mayor Sherman called the meeting to order at 7:05pm.

**Roll Call**

*Council Present:* Mayor Pat Sherman, Council President Larry Anderson, Councilors Dave Gordon, Jan Willms and Ron Hedenskog; a quorum present. Also present was Ex Officio Ashley Gemmell.

*Staff Present:* Interim City Manager Ken Hobson, Planning Director Dianne Morris, Senior Planner Donna Colby-Hanks and Administrative Assistant Joyce Heffington.

*Media Present:* Tom Hubka, Pilot Reporter

*Other:* approximately 35 other citizens

**Ceremonies/Appointments/Announcements**

Mayor Sherman proclaimed, in celebration of the 95<sup>th</sup> anniversary of Girl Scouts of America, March 11 through March 17, 2007, "Girl Scouts Make the World A Better Place," week. Accepting was Troop Leader Lauri Ziemer on behalf of two local troops.

Mayor Sherman provided an update of the City Manager recruitment process.

**Public Hearings**

Mayor Sherman stated that Council would begin the review of revisions to Section 164, Violations; Section 170,; Section 171, Neighborhood Circulation Plans; Section 172, Public Improvement Standards and Criteria for Utilities; Section 176, Land Divisions; of the Land Development Code for approximately 1 to ¼ hours with the hearing to be continued to another meeting if not completed. Mayor Sherman also stated that Section 170 would not be discussed at this time but diverted back to a workshop, but would allow for public comment of Section 170 during this meeting.

Councilor Anderson suggested that rather than get involved in lengthy discussions, questions be taken to a workshop. After some discussion, Mayor Sherman stated that a request from Planning Commissioner Bruce Nishioka, along with a memo from Planning Commissioner Steve Bismarck had been received regarding 176, requesting that this section be remanded back to the Planning Commission.

Mayor Sherman opened the public hearing on Section 164.

Planning Director made a general statement the LDC revisions to be reviewed had been forwarded to Council with a recommendation from the Planning Commission to approve with the exception of Section 176. Senior Planner Donna Colby-Hanks reviewed a memo regarding the enforcement portion of Section 164, generally stating that the abatement process currently in place was inconsistent with the rest of the LDC.

**Councilor Hedenskog moved, a second followed and Council voted unanimously, with an advisory "Yes" vote from Ex Officio Gemmell, to accept the changes to Section 164 and have staff bring back an ordinance.**

Director Morris stated that the Interim City Manager Hobson had requested that Council hold a workshop on Section 170. Mayor Sherman questioned Attorney Trew regarding process, and Trew advised that she could open the hearing to allow for public comment on Section 170 and then close it.

Mayor Sherman opened the public hearing on Section 170 to public comment.

Yvonne Maitland, 15676 Oceanview Drive, Harbor, commented generally on street widths and cuts and fills on hillside streets.

In answer to questions from Councilor Anderson, Interim City Manager Hobson generally stated that staff was in the process of reviewing concepts for street improvement standards, primarily as they pertain to single lot development, to bring forward to Council. Councilor Anderson questioned the workshop process to be used. After some discussion, it was determined that a standard workshop format would be used with time for public comment at a time to be later determined.

Mayor Sherman closed the hearing on Section 170 at 7:48pm.

Mayor Sherman opened the hearing on Section 171.

Director Morris reviewed changes to Section 171. Councilor Willms pointed out that 171.030 B and C were identical.

**Councilor Gordon moved, a second followed and Council voted unanimously, with an advisory "Yes" vote from Ex Officio Ashley Gemmell, to accept the changes to Section 171 with the correction of the repetitious language, and direct staff to bring back the ordinance to the next meeting.**

Mayor Sherman opened the hearing on Section 172.

Director Morris addressed changes to this section. Councilor Hedenskog questioned Morris as to why 172.065 had not been forwarded from the old version. Morris advised that this section was being moved over to the Public Works section as being more appropriate.

After some discussion, it was decided to send Section 172 back to a workshop.

Mayor Sherman closed the hearing on Section 172 at 7:58pm.

Mayor Sherman opened the hearing on Section 176.

Director Morris reviewed the changes and after some discussion, advised that the Planning Commission requested Section 176 be sent back for further review by the Commission.

**Councilor Gordon moved, a second followed, and Council voted unanimously, with an advisory "Yes" vote from Ex Officio Ashley Gemmell, to send this section back to the Planning Commission for further review.**

#### **Scheduled Public Appearances**

Pat Russell, Action Chair League of Women Voters, presented an update on the Water Conservation Education project, sharing with Council pertinent information including an event schedule and samples of conservation "tools" to be handed out at several of the scheduled events.

#### **Liaison Reports**

Councilor Willms attended meetings of the Health Fair and Urban Renewal Advisory Committee and a Council workshop.

Councilor Anderson attended one city and one school meeting.

Mayor Sherman attended Mayor's Day, a South Coast Drug Coalition meeting, and a town hall meeting in Gold Beach.

Councilor Hedenskog attended a Port meeting, a few City meetings and helped with the Kalmiopsis School book fair.

Councilor Gordon attended meetings of an ODOT advisory committee, the Del Norte Airport Advisory Committee, the South Coast Drug Coalition, Crime Stoppers, Chamber Marketing, and a town hall meeting.

### **Public Comment**

Cody Miller, 97971 Payne Road, addressed Council regarding Skate Park related issues pertaining to insurance, simultaneous use, and structural integrity.

### **Regular Agenda**

Director Morris reviewed a proposal to temporarily suspend active off-street parking enforcement in the downtown area until the Land Development Code Committee has time to review zoning of the Downtown Business District.

**Councilor Hedenskog moved, a second followed, and Council voted unanimously, with an advisory "Yes" vote from Ex Officio Gemmell, to accept Planning Director Morris's request to temporarily suspend parking violations in the downtown area.**

Director Morris reviewed an application for Department of Land Conservation and Development (DLCD) grant funds to be used to hire a consultant to accomplish a necessary update of the city's Comprehensive Plan, Goal 9, Economic Development element.

**Councilor Gordon moved, a second followed, and Council voted unanimously, with an advisory "Yes" vote from Ex Officio Gemmell, to direct staff to pursue the DLCD grant to accomplish the updating of the City's Comprehensive Plan, Goal 9, Economic Development element with the understanding that there will be no financial impact to the city.**

Interim City Manager Hobson recommended the city enter into an agreement with the Coos Curry Electric Coop for streetlight maintenance. It was also noted that Council would review the streetlight situation at a special meeting to be held on Wednesday, March 14<sup>th</sup>, at 10am.

**Councilor Anderson moved, a second followed, and Council voted unanimously, with an advisory "Yes" vote from Ex Officio Gemmell, to enter into an agreement with the Coos Curry Electric Coop for streetlight maintenance.**

Mayor Sherman reported on her visit to the capital on Mayor's Day, briefly reviewing several Senate bills of particular interest to the city.

### **Consent Calendar**

- A. Approve Council Meeting minutes for February 12, 2007.
- B. Accept Planning Commission minutes for February 20, 2007.
- C. Accept Parks and Recreation Commission minutes for February 22, 2007.
- D. Approve vouchers for February, 2007 in the amount of \$799,134.06.
- E. Approve special council meeting to be held on March 14, 2007 at 10:00am in City Hall Council Chambers.

**Councilor Anderson moved, a second followed, and Council voted unanimously, with an advisory "Yes" vote from Ex Officio Gemmell, to approve the Consent Calendar as written.**

## Ordinances

City Attorney Trew provided background regarding the second reading and adoption of ordinance 07-O-582, an ordinance amending ordinance 06-O-572, an ordinance creating the City of Brookings Municipal Code, to amend Chapter 17.100, Hazardous Building Site Protection, Hillside Development Standards, in its entirety.

**Councilor Willms moved, a second followed, and Council voted unanimously, with an advisory "Yes" vote from Ex Officio Gemmell, to do a second reading of ordinance 07-O-582 by title only.**

Mayor Sherman read ordinance 07-O-582 by title only.

**Councilor Willms moved, a second followed, and Council voted unanimously, with an advisory "Yes" vote from Ex Officio Gemmell, to adopt ordinance 07-O-582 [an ordinance amending ordinance 06-O-572, an ordinance creating the City of Brookings Municipal Code, to amend Chapter 17.100, Hazardous Building Site Protection, Hillside Development Standards, in its entirety].**

Mayor Sherman introduced Ordinance 07-O-583. Hearing no discussion, Mayor Sherman and City Attorney Trew read ordinance 07-O-583 in full.

**Councilor Gordon moved, a second followed, and Council voted unanimously, with an advisory "Yes" vote from Ex Officio Gemmell, to do a second reading by title only of ordinance 07-O-583 [an ordinance adding Chapter 12.30 "Skate Park Guidelines and Rules" to Title 12 "Streets, Sidewalks and Public Places" of the Brookings Municipal Code (BMC)].**

City Attorney Trew read ordinance 07-O-583 by title only.

**Councilor Gordon moved, a second followed, and Council voted unanimously, with an advisory "No" vote from Ex Officio Gemmell, to adopt ordinance 07-O-583 [an ordinance adding Chapter 12.30 "Skate Park Guidelines and Rules" to Title 12 "Streets, Sidewalks and Public Places" of the Brookings Municipal Code (BMC)].**

## Remarks

Mayor Sherman asked Council members how they would feel about not receiving a monthly Chamber report. It was decided to get more information from Chamber President Les Cohen on Wednesday at the Special Meeting.

Councilor Gordon asked City Attorney Trew for direction regarding the submission of letters to the editor by Council members. Both Trew and Hobson remarked that it is important to make sure that the capacity in which the letter was being submitted is clearly stated.

## Adjournment

**Councilor Gordon moved, and council voted unanimously by voice vote to adjourn at 9:32pm.**

Respectfully submitted:



Pat Sherman  
Mayor

ATTEST by City Recorder  
this 22 day of March, 2007:



Paul Hughes  
Administrative Services Director/City Recorder