

**CITY OF BROOKINGS
COMMON COUNCIL MEETING MINUTES
City Hall Council Chambers
898 Elk Drive, Brookings, OR 97415
July 14, 2003 7:00 p.m.**

I. CALL TO ORDER

Mayor Bob Hagbom called the meeting to order at 7:03 p.m.

II. PLEDGE OF ALLEGIANCE

Led by Lt. John Bishop

III. ROLL CALL

Council Present: Mayor Bob Hagbom, Council President Rick Dentino, Councilors Larry Curry, and Craig Mickelson, a quorum present

Council Absent: Councilor Frances Johns Kern

Staff Present: City Manager Leroy Blodgett, City Attorney John Trew, Police Lt. John Bishop, City Planner John Bischoff, and Administrative Secretary Linda Barker

Media Present: Curry Coastal Pilot Reporter David Courtland

Other:

And approximately 30 other citizens

IV. CEREMONIES/APPOINTMENTS/ANNOUNCEMENTS

A. Announcements

1. *Introduction of new Police Department personnel: John Appolonio, Curt Lunsford, Kelby McCrae, and Tamara Townsend*
Lt. Bishop introduced four new members of the Police Department explaining the Department was fortunate to hire qualified people through the Department's hiring list and the Police Reserve Program.
2. *Yard of the Month/Most Improved Property for July*
Mayor Hagbom presented the winner for Yard of Month, Toni Mefford of 420 Buena Vista Loop. Most Improved Property honors went to Cindi Bennett and Dean Zimmerman of 719 Second Street.

V. Public Hearing

- A. *In the matter of LDC-3-03, a city initiated amendment to the city's Comprehensive Plan to amend Goal 14, creating a new land use*

designation of Master Plan Development; an amendment to the city's Land Development Code to add a new zone titled Section 70, Master Plan Development (MPD) District; and to change the Comprehensive Plan designation on the Borax property from the existing Open Space designation to the new Master Plan Development designation and to change the existing P/OS (Public Open Space) Zone to the new MPD (Master Plan Development) Zone. This is a legislative hearing.

Mayor Hagbom read the guidelines for public hearings. The hearing began at 7:12 p.m. He said this proposed addition to the Land Development Code had been submitted to Planning Commission and was the subject of a Planning Commission/City Council work study session. No Councilor declared ex parte contact or personal bias. Also no potential or actual conflict of interest was declared by any of the Councilors. There were no objections made from the citizens present to the jurisdiction of the City Council to hear this matter.

Planning Director John Bischoff gave the staff report saying there were three ordinances required to implement action on this matter. He gave two recommendations for additions and wording changes to the proposed ordinances. Some of these changes were made in response to conditions raised in a letter received from 1000 Friends of Oregon.

City Manager Blodgett added that DLCD and ODOT had also reviewed the proposed wording and DLCD had emailed a response. ODOT's recommendations had been reflected in the draft before the Council.

The Council had no questions for staff.

Questions and testimony regarding this request we made by the following:
Marty Stiven, Western Advocates, 22400 Salamo Road, West Linn OR;
Catherine Wiley, 96370 Duley Creek Road, Brookings;
Steve Kridelbaugh, SWOCC Community College, 1988 Newmark Avenue, Coos Bay OR;
Suzanne Freeman, Winharbor Farms, PO Box 2065, Harbor;
Tim Ramos, U. S. Borax, 1727 NW Hoyt Street, Portland OR;
Ian Maitland, The Harbor Bench Group, 15676 Oceanview Drive, Harbor;
Gerald LaRue, Hydrologist, 19921 Whaleshead Road, Brookings;
Yvonne Maitland, Citizens for Orderly Development, 15676 Oceanview Drive, Brookings;
Ann Younger, League of Women Voters, 16276 Terrace, Harbor;
Pete Chasar, 935 Marina Heights Road, Brookings;
Barbara Nysted, 427 Buena Vista Loop, Brookings.

The public portion of this hearing was closed at 8:35 p.m. There was no Council deliberation or action at this time. See Section IX.A.1 later in these minutes.

- B. In the matter of CPA-1-03, a discussion of the Harris Beach State Park Master Plan, changes recommended by the Planning Commission. The Council will consider the Harris Beach State Park Master Plan and may make recommendations to the State Parks and Recreation Department. This hearing is to make recommendations for the Master Plan; the Council will not adopt the Master Plan at this time. Oregon Parks and Recreation Department, applicant.*

The Public Hearing opened at 8:40. Mayor Hagbom reviewed guidelines for public hearings and asked the Councilors if anyone had ex parte contact, personal bias or potential or actual conflict of interest to declare. There was no reply by the Councilors. There was no objection to the jurisdiction of the Council to hear this matter.

Planning Director Bischoff gave the staff report saying the Planning Commission also held a public hearing on this matter and had recommended a favorable response with a few changes to the draft proposal. Those changes are reflected in the draft presented to the City Council.

A presentation was then given by the applicant's representatives Kristen Stallmen, 1115 Commercial St. NE, Salem OR, and Andy LaTomme, 89814 Cape Arago Hwy, Coos Bay OR.

Questions and testimony regarding this request were made by the following: Yvonne Maitland, 15676 Oceanview Drive, Brookings.

There were no further comments from staff and Mayor Hagbom closed the Public Hearing at 9:00 p.m.

City Manager Blodgett suggested that action on Section IX-Ordinances be moved up to this time. Council agreed to this and Mayor Hagbom called a 5 minute recess. The meeting reconvened at 9:10 p.m. See Section IX-Ordinance for action taken on these matters.

VI. Oral Requests and Communications from the Audience

- A. Committee and Liaison reports*
- 1. Chamber of Commerce—none*
 - 2. Council Liaisons—none*
- B. Unscheduled—none*

VII. Staff Reports

A. *City Manager*

1. *Other*

City Manager Blodgett asked the Councilors to encourage citizens to apply for volunteer positions as the City received only two applications for the Systems Development Charge Review Board and none for the Parks and Recreation Commission. He said he would be in Bend for the City Manager's Annual Conference for the remainder of the week.

VIII. Consent Calendar

A. *Approval of Council Meeting Minutes*

1. *Minutes of June 23, 2003 regular Council meeting*

B. *Acceptance of Parks and Recreation Commission Minutes*

1. *Minutes of May 22, 2003 regular Commission meeting*

C. *Acceptance of Planning Commission Minutes*

1. *Minutes of May 21, 2003, special Commission meeting*

1. *Minutes of June 3, 2003, regular Commission meeting*

D. *Approval of Vouchers for month of June, 2003 (\$157,096.24)*

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

IX. Ordinances/Resolutions/Final Orders

A. *Ordinances*

1. *No. 03-O-446.PP, an Ordinance amending Ordinance 89-O-446, an Ordinance creating the Land Development Code, to add Section 70 titled Master Plan Development (MPD) District*

City Manager Blodgett listed the Council-suggested changes to the draft ordinance and then read Ordinance No. 03-O-446.PP in its entirety with the changes inserted.

Councilor Dentino moved, a second followed, and the Council voted unanimously to have the second reading of Ordinance No. 03-O-446.PP by title only.

Blodgett read the ordinance by title only.

Councilor Dentino moved, a second followed and the Council voted unanimously to adopt Ordinance No. 03-O-446.PP, an Ordinance amending Ordinance 89-O-446, an Ordinance creating the Land Development Code, to add Section 70 titled Master Plan Development (MPD) District with changes from the draft ordinance as made by the Council.

2. *No. 03-O-557, an Ordinance amending Goal 14, Urbanization, of the Comprehensive Plan to provide for a new land use designation of Master Plan Area*

City Manager Blodgett read the ordinance in its entirety.

Councilor Dentino moved, a second followed, and the Council voted unanimously to have the second reading of Ordinance No. 03-O-557 by title only.

Blodgett read the motion by title only.

Councilor Dentino moved, a second followed, and the Council voted unanimously to adopt Ordinance No. 03-O-557, an Ordinance amending Goal 14, Urbanization, of the Comprehensive Plan to provide for a new land use designation of Master Plan Area.

3. *No. 03-O-558, an Ordinance amending the comprehensive plan designation on a 553± acre parcel of land and the adjoining Highway 101 frontage including 1600± feet of Highway 101 and rezoning the parcel MPD (Master Plan Development).*

City Manager Blodgett read Ordinance No. 03-O-558 in its entirety.

Councilor Dentino moved, a second followed, and the Council voted unanimously to have the second reading of Ordinance No. 03-O-558 by title only.

Blodgett ready Ordinance No. 03-O-558 by title only.

Councilor Dentino moved, a second followed and the Council voted unanimously to adopt Ordinance No. 03-O-558, an Ordinance amending the comprehensive plan designation on a 553± acre parcel of land and the adjoining Highway 101 frontage including 1600± feet of Highway 101 and rezoning the parcel MPD (Master Plan Development).

B. Resolutions

1. *No. 03-R-723, a Resolution amending Resolution 92-R-534 adopting rates, fees and charges to the users of the City of Brookings water supply services and rescinding Resolution No. 03-R-714*

City Manager Blodgett explained that Resolution No. 03-R-714, adopted June 9, 2003, deleted the \$5.25 water bond fee presently

being charged to water customers. According to the Resolution the effective date was April 1, 2003. The actual effective date should have been July 1, 2003. Resolution No. 03-R-723 makes that correction.

Councilor Dentino moved, a second followed, and the Council voted unanimously to approve Resolution No. 03-O-723, a Resolution amending Resolution 92-R-534 adopting rates, fees and charges to the users of the City of Brookings water supply services and rescinding Resolution No. 03-R-714.

At this time Planning Director Bischoff asked if action would be taken on the Parks Master Plan recommendations. The Council discussed changes to the draft plan recommended by the Planning Commission and the State Department of Parks and Recreation.

Councilor Dentino moved, a second followed, and the Council voted unanimously to accept the changes to the Harris Beach State Park Master Plan as recommended by the Planning Commission and requested by the State Parks Department and to send a letter of recommendation to the State Department of Parks and Recreation.

2. *Resolution 03-R-716, a Resolution revising the Wastewater System Development charges and repealing Resolution 97-R-619*

City Manager Blodgett explained an increase in the Wastewater System Development Charge (SDC) for new sewer connections is necessary to cover a \$990,000 annual debt payment for the Treatment Plant expansion. Currently the Sewer SDC is \$3,288. The new rate would be \$6,700 per EDU.

Councilor Dentino moved, a second followed, and the Council voted unanimously to approved Resolution 03-R-716, a Resolution revising the Wastewater System Development charges and repealing Resolution 97-R-619.

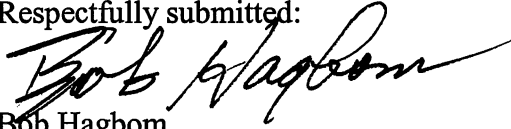
X. Remarks from Mayor and Councilors

- A. Council—None
- B. Mayor—None

XIII. ADJOURNMENT

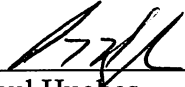
With no further business before it, the Council adjourned the meeting as 10:24 p.m.

Respectfully submitted:



Bob Hagbom
Mayor

ATTEST by City Recorder this 29 day of July, 2003.



Paul Hughes
Finance Director/City Recorder