

**CITY OF BROOKINGS  
COMMON COUNCIL MEETING MINUTES  
City Hall Council Chambers  
898 Elk Drive, Brookings, OR 97415  
March 27, 2000  
7:00PM**

***I.     CALL TO ORDER***

Mayor Bob Hagbom called the meeting to order at 7:00PM.

***II.    PLEDGE OF ALLEGIANCE***

***III.   ROLL CALL***

Council Present: Mayor Bob Hagbom, Councilors Larry Curry, Keith Pepper, Frances Johns, a quorum present.

Council Absent: George Ciapusci, and Student Ex-Officios Shiloh Thom and Cindi Peterson

Staff Present: City Manager Tom Weldon, City Planner John Bischoff, Fire Chief William Sharp, Municipal Court Judge Richard Harper and Community Development Secretary Linda Barker

Media Present: Bill Lundquist, Curry Coastal Pilot

Other: Vikki Nuss-President and Augie Kofot-Vice President, Businesses for a Better Brookings, Connie Wilson from the League of Women Voters, and other citizens.

***IV.    CEREMONIES/APPOINTMENTS/ANNOUNCEMENTS***

***A.     Announcements***

***1.     Special Recognition to Earl Breuer***

Mayor Hagbom recognized Earl Breuer's many years of service to the citizens of Brookings by presenting him with a framed certificate and recapping events that took place during the 36 years Earl volunteered for the city. Earl served four years as a Councilor, three years on the budget committee and 29 years on the Planning Commission.

Rex Atwell, representing the Elks lodge, presented Earl with a replica of a Canadian dagger as a token of their appreciation of Earl's service to the community.

2. Keith Pepper presented a brief history of Nature's Coastal Holiday. Attendance at the light festival in Azalea Park this past holiday season totaled 14,500, coming from 26 countries and 32 states. Visitors represented 104 Oregon cities and 353 cities throughout the world. Nature's Coastal Holiday donated a leaf blower for the city's Public Works Department. Mayor Hagbom accepted an enlargement of a picture of the light display for the Public Works Department. Special recognition and thanks were given to Dennis Barlow, Public Works Supervisor, and Robert Schaefer, Equipment Operator, for the displays they created for the festival.

*B. Appointments*

*1. Planning Commission Positions No. 2 and 3*

Council Johns moved and Councilor Pepper seconded a motion to accept the Mayor's recommendation to appoint Jim Collis to Position #2 and Fred Howe to Position #3. Motion carried unanimously.

**V. PUBLIC HEARING**

Mayor Hagbom called for the public hearings at 7:15 p.m., and reviewed the procedure to be followed for public hearings, identified the applicable criteria and announced the first public hearing.

*A. A public hearing in the matter of an ODOT request to make a decision on the proposed Highway 101 Couplet, to either accept, accept with changes or reject the provisions of the document titled Highway 101 Refinement Study, Implementation Report.*

Mayor Hagbom asked if any Council member had ex parte contact they wished to declare. Councilor Pepper stated he had participated in two of the public meetings held on the couplet and this had no effect on his decision-making. Councilors Curry stated he had petitioned ODOT on the couplet and had quite a bit of discussion with them on this matter at the time and this did not effect his decision-making.

Hagbom asked if anyone in the audience wanted to question the Council members about the substance of their contact. There was no response.

Mayor Hagbom proceeded with the hearing by asking City Planner John Bischoff to present the staff report and exhibits for the record. Bischoff presented the staff report and then advised the Council that staff and the Planning Commission recommended acceptance of the implementation report.

Mayor Hagbom asked for any supporters of the proposal. There were none. He asked for any opponents. There were none. Nancy Brendlinger, PO Box 6667, Brookings questioned the Alternative "A" proposed signal locations noting the signal at Center Street and Chetco Avenue had been removed. Fred Howe, 290 Tanbark Street, spoke about children crossing two highways to get to and from school and also the potential of undergrounding utilities.

Elena Moore, 95990 Eggers Road, asked if the traffic counts projected were holding up as the studies in the report were done in 1995. Bischoff said there were no recent studies on these matters.

The Mayor closed the public testimony on acceptance of the Highway 101 Refinement Study, Implementation Report at 8:10 p.m.

**Councilor Pepper moved, Councilor Johns seconded, and the Council voted unanimously to accept the Highway 101 Refinement Study, Implementation Report with comments that would be outlined in a cover letter to ODOT. Those changes are: 1) delete Street Section "C" and extend Section "B" through to Oak Street to retain parking on both side of the proposed north bound leg of the couplet; and 2) the city be fully involved in the design of any streetscape implemented at the time of construction;**

- B.** *In the matter of Planning Commission File No. LDC-1-00, a city-initiated request to amend Sections 52,54, and 64 of the Land Development Code to add the phrase "...provided they are used exclusively for storage purposes" to the permitted or conditional use of "rental storage units."*

None of the Councilors declared ex parte contact, conflict of interest or bias. No member of the audience objected to the jurisdiction of the Council to hear the matter.

Mayor Hagbom proceeded with the hearing by asking City Planner John Bischoff to present the staff report and exhibits for the record.

Planning Director Bischoff presented the staff report and then advised the Council that staff and the Planning Commission recommended approval of the amendment to the Land Development Code.

Mayor Hagbom closed the public hearing at 8:18 p.m. There was no Council discussion.

**Councilor Pepper moved, Councilor Johns seconded, and the Council voted unanimously to approve LDC-1-00 and to have Ordinance NO. 00-O-446.ii be read in its entirety.**

City Planner John Bischoff read Ordinance No. 00-O-446.ii in its entirety.

Councilor Pepper read Ordinance No. 00-O-446.ii by title only.

**Councilor Curry moved, Councilor Pepper seconded, and the Council voted unanimously to approve Ordinance No. 00-O-446.ii in the matter of an ordinance amending Sections 52, 54 and 64 of the Land Development Code to add the phrase “...provided they are used exclusively for storage purposes” to the permitted or conditional use of “rental storage units.”**

**VI. SCHEDULED PUBLIC APPEARANCES**

- A. City Manager Weldon reported that Lee Sparks, ODOT District 7 Assistant District Manager was unable to attend the meeting. Mr. Sparks was going to address the Council about the signing and light above the cross walk at the theater on Chetco Avenue. Weldon reported preliminary work has begun with installation to be complete in about two weeks according to Sparks in a phone conversation with Weldon in a phone call earlier today.

**VII. ORAL REQUESTS AND COMMUNICATIONS FROM THE AUDIENCE**

- A. Committee and Liaison reports
1. *Businesses for a Better Brookings*  
There was no report.
  2. *Port of Brookings-Harbor*  
There was no report.

3. *Planning Commission*  
There was no report.

4. *Council Liaisons*  
Councilor Johns had no report. She remarked the school board meets on the same night the Council does and she has not been able to attend the school board meetings but she has been kept informed.

Councilor Pepper was out of town when the last Parks and Recreation Commission meeting was held. City Manager Weldon stated a representative from the softball association talked to the group about their schedule and what they are doing. The Commission approved city staff and the softball association working together to develop a plan to cover what needs to be done to the softball fields, an estimate of what it would cost, who could do the work and when it could take place. The goal is to get both softball fields in playable condition this summer.

Councilor Curry reported on a Coos-Curry-Douglas Development Corporation meeting he attended in Gold Beach on March 14. Opening a part-time office in Curry County is being researched.

5. **Councilor Pepper moved, Councilor Johns seconded and the Council voted unanimously to add a request from Businesses for a Better Brookings regarding “welcome flags” to the agenda.**

City Manager Weldon read the request from the Businesses for a Better Brookings to allow a “test period ”from May 1 to September 1, 2000 for placing some red, white and blue welcome flags in the holes currently existing along a section of Chetco Avenue. Council discussion centered around the American Flags that are flown on national holidays and extending the test period through the entire tourist season. Businesses for a Better Brookings President Vikki Nuss answered questions about their request.

**Councilor Johns moved, Councilor Pepper seconded and the Council voted unanimously to temporarily waive, by written agreement, Section 88.50.F.5 of the Land Development Code to allow the test placement of welcome flags from May 1 to September 30 except during those national holidays when the American flags are displayed.**

B. *Unscheduled*

**VIII. STAFF REPORTS**

A. *City Manager*

1. *Council Procedures Ordinance Review*

City Manager Weldon presented the final copy of an ordinance rewrite of the existing Ordinance No. 91-O-474. The proposed ordinance (No. 00-O-535) was identical to the redline draft the Council had seen previously with one addition: In Section I, Regular Council meeting dates, "The Council shall meet in regular session at least once a month" was added at the end of the section.

**Councilor Pepper moved, Councilor Johns seconded and the Council voted unanimously to approve Ordinance No. 00-O-535 by title only.**

At this time it was noted that *Unscheduled Public Reports* had been passed over on the agenda. Vikki Nuss complimented the City Council and Mayor on the Salmon Run Golf Course. She expressed her appreciation of the hard work that had been done at getting the course established as it is a real asset to the community.

B. *Fire Department*

1. *Upper Chetco Rural Fire Protection District Intergovernmental Agreement*

Fire Chief Sharp presented background on a proposed intergovernmental agreement to provide fire protection to the Upper Chetco Rural Fire Protection District. Adam Bogner, Chief of the Upper Chetco Rural Fire Protection District, reported his Board of Directors were in support of the agreement and hoped the City of Brookings would sign the agreement.

**Councilor Pepper moved, Councilor Johns seconded, and the Council unanimously approved a motion authorizing the Mayor and Fire Chief to sign the intergovernmental agreement with the Upper Chetco Rural Fire Protection District. The motion included adding a signature line for the City Attorney's approval as to form.**

2. *Rural EMS Grant application*

Fire Chief Sharp presented a request to submit a grant application to the Office of Rural Health for \$9,000 to purchase a hydraulic ram that would

be part of the "Jaws of Life" equipment. This grant would fund the full amount of the hydraulic ram with no contribution of funds by the city.

**Councilor Johns moved, Councilor Pepper seconded, and the Council voted unanimously to authorize the Fire Chief to submit a grant application in the amount of \$9,000 to the Office of Rural Health for the purchase of a hydraulic ram.**

The Council recessed at 9:05 p.m. and reconvened at 9:12 p.m.

**IX. CONSENT CALENDAR**

- A. *Approval of Council Meeting Minutes*
    - 1. *March 13, 2000, Regular Council Meeting*
  - B. *Acceptance of Parks and Recreation Commission Meeting Minutes*
    - 1. *January 27, 2000, Regular Commission Meeting*
    - 2. *February 24, 2000, Regular Commission Meeting*
- (end Consent Calendar)*

**Councilor Curry moved, Councilor Johns seconded, and the Council voted unanimously to accept the consent calendar as printed.**

**Councilor Pepper moved, Councilor Johns seconded, and the Council voted unanimously to add an item to the agenda correcting the minutes of the February 28, 2000, Council meeting.**

**Councilor Pepper moved, Councilor Johns seconded, and the Council voted unanimously to amend the minutes of the February 28, 2000, regular Council meeting to delete any reference by the Mayor of Dr. Harmon residing outside the city limits.**

**X. FINAL ORDERS/ORDINANCES/RESOLUTIONS**

- A. *Ordinances*
  - 1. *Approval of Ordinance No. 00-O-535, an ordinance outlining Council procedures*  
Approved previously under Agenda Item No. VIII.A.1
  - 2. *Approval of Ordinance No. 00-O-446.ii, an ordinance restricting rental storage units to be used for storage purposes exclusively*  
Approved previously under Agenda Item No. V.1

B. *Resolutions*

1. *Approval of Resolution No.00-R-671, in the matter of entering into an Intergovernmental Agreement with Upper Chetco Rural Fire Protection District.*

**Councilor Pepper moved, Councilor Johns seconded, and the Council voted unanimously to approve 00-R-671.**

2. *Approval of 00-R-670, in the matter of accepting the ODOT Couplet Refinement Study*  
Approved previously under Agenda Item No. V.A - Public Hearings

**XI. REMARKS FROM MAYOR AND COUNCILORS**

- A. *Council*  
None

- B. *Mayor*  
Mayor Hagbom questioned why the agenda lists the Ordinance and Resolutions toward the end of the meeting when in reality they are usually voted on following the presentation on the item. City Manager Weldon said this would be changed.

*At 9:15 p.m. the Council went into executive session to consider the following:*

*EXECUTIVE SESSION - ORS 192.660 (a) (i) - Performance Evaluation of Public Officers and Employees*

*The Executive Session convened at 9:15 p.m., and adjourned at 9:30 p.m.*

*The regular session of the Common Council meeting reconvened at 9:35 p.m..*

*Council action on items discussed during Executive Session*

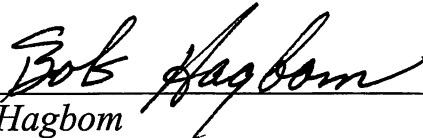
Mayor Hagbom stated the Council completed it's performance evaluation of the Municipal Court Judge, noting remarks from staff and City Council members regarding the overall evaluation. Councilor Pepper stated both the Council and staff are very please with the judge's performance. Mayor Hagbom publicly thanked him for his hard work and his involvement in the community.

**XII. ADJOURNMENT**


**Councilor Johns moved, Councilor Curry seconded, and the Council voted unanimously to adjourn the meeting at 9:32 p.m.**



*Respectfully submitted:*

  
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Bob Hagbom  
Mayor

*ATTEST:*

  
\_\_\_\_\_  
Gail L. Hedding  
Finance Director/Recorder