

minutes

**CITY OF BROOKINGS
COMMON COUNCIL MEETING
City Hall Council Chambers
898 Elk Drive, Brookings, Oregon
September 25, 1995
7:00 p.m.**

I. CALL TO ORDER

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

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

Council Present: Mayor Tom Davis, Councilors Nancy Brendlinger, Bob Hagbom, Larry Curry

Councilors Absent: Councilor Dave Scott (arrive at 8:10 p.m.)

Staff Present: Administrative Assistant Donna Van Nest, City Attorney Martin Stone

Media Present: Peter Mack, Curry Coastal Pilot; Martin Kelly, KCRE; Joel Buffington, KURY

IV. CEREMONIES/APPOINTMENTS/ANNOUNCEMENTS

- 1. Proclamation - Disability Employment Awareness Month - October, 1995**

Mayor Davis proclaimed October, 1995 as Disability Employment Awareness Month.

2. Proclamation - National Housing Week - October 1-7, 1995

Mayor Davis proclaimed October 1 - 7, 1995 as National Housing Week.

3. Proclamation - Recycling Awareness Week - October 2-9, 1995

Mayor Davis proclaimed October 2 - 9, 1995 as Recycling Awareness Week.

V. PUBLIC HEARINGS

1. Request for zone change from R-2 to I-P and a Comprehensive Plan Designation change from Residential to Industrial - Cove Road - Applicant, Leroy McGrew - File No. CPZ-1-95

Councilor Brendlinger declared a possible conflict of interest and stepped down from the bench.

Mayor Davis opened the public hearing at 7:10 p.m. Staff gave a brief background staff report.

Mayor Davis requested testimony from proponents, opponents, interested parties, governmental agencies, etc. There being no testimony, Mayor Davis closed the public hearing at 7:14 p.m.

Councilor Curry moved, Councilor Hagbom seconded and the Council voted unanimously to approve the request for zone change from R-2 to I-P and a Comprehensive Plan Designation change from Residential to Industrial - Cove Road - Applicant, Leroy McGrew - File No. CPZ-1-95.

a. Final Order and Findings of Fact - File No. CPZ-1-95

b. Ordinance No. 95-O-514 - An ordinance amending the Comprehensive Plan map and Zoning map of the City of Brookings by the redesignation from Residential to Industrial and rezoning from Two Family Residential (R-2) to Industrial Park (I-P) upon that certain real property, below described.

Administrative Assistant Donna Van Nest read Ordinance No. 95-O-514 into the record in its entirety.

Councilor Curry moved, Councilor Hagbom seconded and the Council voted unanimously to adopt Ordinance No. 95-O-514 by first reading and Final Order for File No. CPZ-1-95.

Administrative Assistant Donna Van Nest read Ordinance No. 95-O-514 into the record by title only.

Councilor Hagbom moved, Councilor Curry seconded and the Council voted unanimously to adopt Ordinance No. 95-O-514 - An ordinance amending the Comprehensive Plan map and Zoning map of the City of Brookings by the redesignation from Residential to Industrial and rezoning from Two Family Residential (R-2) to Industrial Park (I-P) upon that certain real property, below described. - by second reading and Final Order for File No. CPZ-1-95. (Ordinance No. 95-O-514 effective October 24, 1995)

Councilor Brendlinger returned to the bench.

VI. SCHEDULED PUBLIC APPEARANCES none

VII. ORAL REQUESTS AND COMMUNICATIONS FROM THE AUDIENCE
none

VIII. STAFF REPORTS

A. City Manager

1. Request for authorization to contribute City share of \$1,246.67 for the continued operation of the Chetco River Water Gauging Station

Councilor Curry moved, Councilor Brendlinger seconded and the Council voted unanimously to authorize payment of up to \$1,246.67 as the City's share for the continued operation of the Chetco River Water Gauging Station.

IX. CONSENT CALENDAR

Councilor Brendlinger requested changes to page 2 of the Council meeting minutes.

Councilor Curry moved, Councilor Hagbom seconded and the Council voted unanimously to approve the corrected Consent Calendar as follows:

A. Approval of Council Meeting Minutes

1. September 11, 1995 Regular Council Meeting

B. Acceptance of Commission/Board Minutes

1. September 18, 1995 Systems Development Charge Review Board

(end Consent Calendar)

Councilor Scott arrived at 8:10 p.m.

X. ORDINANCES/RESOLUTIONS/FINAL ORDERS

A. Ordinances

1. Ordinance No. 95-O-510 - An ordinance granting Curry Transfer and Recycling, Inc. A franchise to provide all solid waste, infectious waste and recyclable materials services within the City of Brookings; and repealing Ordinance No. 86-O-402.

Councilor Brendlinger and Ted Freeman, Jr., requested changes in the language of Section 1, Subsection L. Following a 20 minutes recess, CTR Attorney Tim Arntzen and City Attorney Martin Stone recommended the following language be added to Subsection L of Section 1:

"Solid waste does not include:

(1) Environmentally hazardous waste as defined in ORS 466.055.

(2) Sewer sludge and septic tank and cesspool pumping or chemical toilet waste.

(3) Reusable beverage containers as defined in ORS 459.005(18)(b).

This section shall not be construed to prohibit Oregon licensed contractors from collecting and transporting demolition and construction waste, wood waste, concrete rubble, manure, contaminated soils, and fill dirt incidental to such person's business or occupation; or to prohibit yard maintenance persons from collecting and transporting grass clippings and yard debris produced as part of that person's business or occupation."

Administrative Assistant Donna Van Nest read Ordinance No. 95-O-510 into the record in its entirety.

Councilor Hagbom moved, Councilor Curry seconded and the Council voted unanimously to adopt Ordinance No. 95-O-510 by first reading.

Administrative Assistant Donna Van Nest read Ordinance No. 95-O-510 into the record by title only.

Councilor Curry moved, Councilor Brendlinger seconded and the Council voted unanimously to adopt Ordinance No. 95-O-510 - An ordinance granting Curry Transfer and Recycling, Inc. a franchise to provide all solid waste, infectious waste and recyclable materials services within the City of Brookings; and repealing Ordinance No. 86-O-402. - by second reading. [Effective October 24, 1995]

B. Resolutions none

XI. COMMITTEE REPORTS

A. Planning Commission none

B. Parks and Recreation Commission none

C. Chamber of Commerce none

XII. REMARKS FROM MAYOR AND COUNCILORS

A. Mayor

1. Request from City of Monmouth for a letter requesting that France not resume nuclear testing

Councilor Hagbom moved, Councilor Scott seconded and the Council voted unanimously to reject the request from the City of Monmouth for a letter requesting that France not resume nuclear testing.

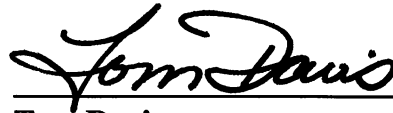
2. Substantive Review of City Ordinances

Mayor Davis announced that the Substantive Review of the City Ordinances performed by the League of Oregon Cities Ordinance Program staff has been completed and the recommendations have been received. It was Council consensus to distribute the written review to the Council and place this item on the October 9 agenda.

B. Council none

XIII. ADJOURNMENT

Councilor Curry moved, Councilor Brendlinger seconded and the Council unanimously voted to adjourn the meeting at 9:17 p.m.



Tom Davis
Mayor