

minutes

**CITY OF BROOKINGS
COMMON COUNCIL MEETING
City Hall Council Chambers
898 Elk Drive, Brookings, Oregon
June 27, 1994
7:00 p.m.**

I. CALL TO ORDER

Mayor Davis called the meeting to order at 7:00 p. m.

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

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

Staff Present: Interim City Manager Dennis Cluff, Administrative Assistant Donna Van Nest, Finance Director/Recorder Beverly Shields, Community Development Director Leo Lightle, Planning Director John Bischoff, Chief of Police Kent Owens

Media Present: Jerry Teague, Curry Coastal Pilot; Martin Kelly, KCRE; Joel Buffington, KURY

IV. CEREMONIES/APPOINTMENTS/ANNOUNCEMENTS

V. PUBLIC HEARINGS

1. Hillside Development Standards

Mayor Davis opened the public hearing at 7:07 p.m.

Staff Report: The city has recently experienced its first encounters with higher intensity development requests on the steeper hillsides within the city limits and the results were not particularly satisfactory.

The events following these requests pointed out the need to strengthen and clarify the provisions of Section 100 Hazardous Building site Protection, of the Land Development Code (LDC) and a committee was established to this end. The attached is a copy of the proposed changes recommended by the committee. This draft contains all of the original wording and the proposed wording. The following is an explanation of the notations on the draft:

Strike Out - words, phrases and sentences which are recommended to be removed from the original document.

Shaded - Words to be added to the original document.

Shaded - Italics - Words or phrases recommended by the Planning Commission.

The following is a section by section explanation of the recommended changes.

Subsection 100.010 Purpose

The second sentence of the purpose statement was deleted to remove any reference to specific maps within the Comprehensive Plan Document. There are a number of reasons to disassociate this section from a specific map. The map referred to in the Comprehensive Plan appears to be based solely on the degree of slopes of the hillsides within the area. While this section does relate to construction on the hillsides it also also relates to other hazards which may not be associated with steep slopes such as coastal bluffs, high water table, and unstable soils etc. The Building Sites Constraints Map in the Comprehensive Plan Inventory Document is very general in nature and it is difficult to pin point the location of specific sites on the map. The second sentence also indicates that properties located within areas identified as having moderate/severe or sever on the Building Constraints Map are considered to require special review as a hazardous building site. This places a hazardous label on a parcel that it may not deserve, in other words there may be no hazard associated with that lot but the label could effect the owners ability to sell his property or to get financing for development.

The other recommended wording change in this subsection are for clarity and to add strength. Note the addition of enforcement mechanisms.

Subsection 100.020 Review by the City Manager or Planning Commission

The wording changes recommended in this subsection are to clarify and update terminology. For example paragraph B refers to excavation permits but the proper term is grading permit.

Subsection 100.030 Slope-density standards

The recommended changes for this subsection include the addition of the contour interval requirements which were copied from Section 176.060 of the LDC and a slight change in the slope-density cut off points. The proposed wording would prescribe densities for slopes of less than 15%, from 16% to 30% and for slopes greater than 30% with Planning Commission discretion for flexibility on flatter areas within steeper slopes. These cut off points are recommended because they more closely reflect standard usage. The provision allowing flexibility with Commission approval is similar to what is currently provided but establishes definite criteria that must be met.

Other changes in this section are primarily to enhanced clarity.

Subsection 100.040 Site study authorization

Changes recommended for this subsection are to clarify and strengthen the language. This section also allows site studies in areas other than steep hillsides if the conditions suggest a potential hazard.

Subsection 100.050 Site Preparation

The title of this subsection has been changed from Remedial Actions, which implies correction of deficiencies, to Site Preparation and establishes the procedure which must be followed to avoid deficiencies when preparing a site for development on slopes greater than 15%. This includes the preparation of all property from a single lot to the improvements and building pad preparation of a subdivision.

What is currently 100.050.E, is such a broad statement and describes the intent of 100.050 so well, that staff is recommending that it become the opening statement for this subsection by moving it to become 100.050.A.

The new 100.050.B is a recommended addition that requires grading plans prepared by a registered engineer including the construction of roads, driveways, building pads, utility lines, vegetation removal, drainage and erosion control methods.

The new 100.050.C is a recommended addition that requires that all grading and vegetation removal be carried out according to the grading plans and under the direction of a registered engineer.

The remaining sub-subsections will be relettered "D" through "H" accordingly.

The new 100.050.D.3 is recommended to be changed by adding a time limit of 30 days to accomplish the planting of permanent landscaping after construction.

Other recommended changes to this subsection are to clarify the wording and to incorporate the provisions of 100.050.B and .C where appropriate.

Subsection 100.060 Enforcement

This is a new subsection which is recommended specifically to give the city the authority to enforce the provisions of Section 100 and provide effective mechanisms to ensure adherence.

Subsection 100.070 Final subdivision maps

This subsection is recommended to make a definite connection with the provisions of Section 100 and the provisions for final map approval as stated in Section 176.070.

FINDINGS

- 1. Section 100 Hazardous Building Site Protection, of the Land Development Code currently provides development standards for hillsides and other sites that may be deemed hazardous.**

2. **Recent application of Section 100 to proposed development on hillsides has indicated inadequacies in its provisions.**
3. **A committee was formed to study Section 100 and make recommendations as to how it could be amended to make the section more comprehensive and to provide clarity and strength.**
4. **The attached draft contains the recommended changes.**

CONCLUSIONS

1. **The recommended changes contained in the attached draft document would add specific requirements for grading, vegetation removal, drainage and erosion control for all types of development on hillsides and in other areas of potential hazard such as coastal bluffs, sink holes, weak soils and etc. which are not in the current Section 100 of the Land Development Code.**
2. **The wording changes also provide more clarity as to the intent and meaning of the provisions. Terminology is also updated within the recommended draft.**
3. **The recommended draft has the overall affect of strengthening and broadening the coverage of Section 100.**

RECOMMENDATION

Staff is recommending APPROVAL of File No. LDC-7-94, based on the findings and conclusions stated above.

Proponents speaking: None

Opponents speaking: None

Government Agencies speaking: None

Interested Parties speaking: None

Mayor Davis closed the public hearing at 7:17 p.m.

It was council consensus that more work needed to be done on the Hillside Development issue prior to adoption of a hillside development standards ordinance.

Councilor Brendlinger moved to table the hillside development ordinance for language changes and staff input, and place the matter back on the July 6 work session, which motion was seconded by Councilor Scott. The clerk called the roll with the following results:

Ayes: Councilors Scott, Hagbom, Curry, Brendlinger, Mayor Davis

Nays: None

Motion carried; hillside development ordinance tabled for language changes and staff input, and will be placed on the July 6 work session.

2. Dawson Tract Neighborhood Circulation Plan

Mayor Davis opened the public hearing at 7:49 p.m.

Staff Report: In the fall of 1992 staff approached the Planning Commission and City Council with the need for and a concept of a street plan for the Dawson Tract area. This was based on concerns that many of the lots in the area were currently landlocked or located in relation to existing roads in a manner that did not provide adequate opportunity for their development if and when the owner decided to do so. Since water and sewer lines have been extended throughout the Dawson Tract, the area has begun to develop. If there is no adopted circulation plan to ensure that all lots are given adequate access, some lots may lose the ability to be divided and developed further.

Since that time the city staff has held three community meetings for residents of the area and a private developer, Michael Gorski has held three community meetings and circulated a petition in the area. Two of the meetings held by staff were basically to introduce the idea of a circulation plan for the area and to present concepts of how streets might be used in the area. In the meetings held by the representatives of Mr. Gorski, the land owners were introduced to the possibility of

narrower streets like those within the Oceanside Estates projects. The purpose of the last meeting held by staff, with participation from Alex Forester who represents Mr. Gorski, was to gain direction from the property owners as to what street standards they desired for the Dawson Tract area. At this meeting the owners were presented with a variety of standards ranging from the current city streets to much narrower streets with less improvements.

On November 6, 1993, staff brought a set of road standards to the Commission that reflected the what had been determined from these meetings and had the general agreement of the people living within the Dawson Tract. The Commission accepted these standards and recommended approval to the City Council which considered them at a later date and directed staff to proceed with the development of the circulation plan based on those street standards. To help staff in this process Mr. Gorski, through the firm of T. J. Bossard and Associates, volunteered to generate the textual component of the circulation plan.

What you are considering tonight is the complete circulation plan based on the street standards that were accepted last fall. The full text is attached to this report and contains Section 172.020 Street Standards in its entirety with the addition of the standards for the circulation plan. Areas underlined in the text are to be added and areas in bold are to be deleted.

Within the text Table 172.020-1 contains the current minimum street standards for the city and would be the standard applied to all areas outside of the Dawson Tract Neighborhood Circulation Plan. Table 172.020-2 contains the standards which would apply to the area within the Dawson Tract Neighborhood Circulation Plan. In some cases the developer is given a choice of providing either the city standard or the circulation plan standard. This applies to the first developer to create a new street or develop an existing street and once the standard has been set all other development on that street must follow suit. In all cases except for the Private Drive, the required right-of-way width is the same as for the city in general. The reason for this is to ensure there is sufficient room for the addition of public services such as drainage facilities. The standard right-of-way will facilitate up grading of the streets if it should become necessary.

An important feature of this circulation plan is that on many streets parking is either not allowed or allowed on only one side of the street. On these streets the code will require that additional space be provided on each lot for six (6) parking spaces to accommodate off street parking. To allow for this there is a requirement for an additional 1,500 sq. ft. of lot space for lots on effected streets.

Staff has worked with Bossard and Associates to create the proposed text. Staff's reviewed the final draft has resulted in only two changes as follows.

1. Table 172.020-2 (Page 5 of the text) Under Min/Max roadway (curbface to curbface) Width, The entry for Passley Rd. should read 26*/36 and the entry under Skyline-Passley Connector should read 26*/30*/36.

2. 172.020.N Half Streets. Staff is recommending that an additional sentence be added to read "The first developer responsible for the construction of a new street or streets shall be responsible for the construction of a required sidewalk and if the developer chooses the minimum street standard he may be required to dedicate additional right-of-way to accommodate the side walk and the minimum paved width of 20 feet."

FINDINGS

1. The city's Land Development Code allows the city to establish neighborhood circulation plans as amendment to the Public Facilities Element of the Comprehensive Plan.
2. The Dawson Tract area as defined in this report is unique in that it has only one access point from Highway 101 and cannot be accessed from any other point.
3. The Dawson Tract contains several public streets that are not currently constructed to existing city standards and a number of private streets and driveways which serve several lots.
4. Many of the lots within the Dawson Tract area are land locked in that they do not have frontage on a public road and are accessed only by easement.

5. **Water and sewer mains have only recently been installed in the Dawson Tract area.**

CONCLUSIONS

1. **Due to the recent installation of water and sewer mains within the Dawson Tract area the amount of partitioning and subdividing has increased dramatically. There is concern as partitioning and subdividing of land occurs, many of the currently land locked lots may be cut off if a circulation plan is not created to help direct where streets will go. A circulation plan will insure that necessary access is provided to allow all owners the equal ability to divide or develop their land.**
2. **The Dawson Tract area is unique enough in its setting that a neighborhood circulation plan would allow the development of the area in such a manner as to preserve its character and at the same time allow for different street standards to accommodate the existing street and access conditions.**

RECOMMENDATION

Staff recommends APPROVAL of File No. LDC-6-94, based on the finding and conclusions stated above.

**Proponents speaking: Alex Forrester, Architect/Planner
Carolyn Self - Dawson Tract resident**

Opponents speaking: None

Government Agencies speaking: None

**Interested Parties speaking: Stanley Pearce - Dawson Tract resident
Jim Collis - Dawson Tract resident
Loren Porsch - Coos-Curry Electric
Orville Dawson - Dawson Tract resident**

Rebuttal: Alex Forrester, Architect/Planner

Mayor Davis closed the public hearing at 8:35 p.m.

VI. SCHEDULED PUBLIC APPEARANCES

VII. ORAL REQUESTS AND COMMUNICATIONS FROM THE AUDIENCE

VIII. STAFF REPORTS

A. Community Development Director

1. Request for authorization to request engineering RFP's for Elk Drive project

The city has received an SCA grant from ODOT for \$25,000 to assist in the Elk Drive project. We need to use those funds this year, if possible. This project includes sidewalk and curb on the north side of the street; water main extension of about 100 feet; storm drain improvements on the north side of the street; and, roadway paving.

Staff recommended that council authorize staff to request proposals from qualified civil engineers or civil engineering firms to design, prepare plans and specifications, prepare bid package, and provide job site construction oversight for the Elk Drive improvement project.

Councilor Brendlinger moved to authorize staff to request proposals from qualified civil engineers or civil engineering firms to design, prepare plans and specifications, prepare bid package, and provide job site construction oversight for the Elk Drive improvement project, which motion was seconded by Councilor Curry. The clerk called the roll with the following results:

Ayes: Councilors Brendlinger, Curry, Hagbom, Scott, Mayor Davis

Nays: None

Motion carried; staff authorized to request proposals from qualified civil engineers or civil engineering firms to design, prepare plans and specifications, prepare bid package, and provide job site construction oversight for the Elk Drive improvement project.

B. Engineer

C. Police Department

- 1. Personal Services Agreement between City of Brookings and Oregon Department of Parks and Recreation Department, Area 4, Harris Beach State Park, for reserve police officer services**

As was done during the summer of 1993, Harris Beach State Park has again requested assistance from the Brookings Police Reserves for patrol of the park during the summer months. Staff recommended that council authorize the mayor to sign the Personal Services Agreement between City of Brookings and Oregon Department of Parks and Recreation Department, Area 4, Harris Beach State Park, for reserve police officer services.

Councilor Scott moved to authorize the mayor to sign the Personal Services Agreement between City of Brookings and Oregon Department of Parks and Recreation Department, Area 4, Harris Beach State Park, for reserve police officer services, which motion was seconded by Councilor Curry. The clerk called the roll with the following results:

Ayes: Councilors Brendlinger, Curry, Hagbom, Scott, Mayor Davis

Nays: None

Motion carried; mayor authorized to sign the Personal Services Agreement between City of Brookings and Oregon Department of Parks and Recreation Department, Area 4, Harris Beach State Park, for reserve police officer services.

D. City Manager

- 1. Property Boundary - Raymond & Gertrude Wisherd - Loren Porsh - Coos-Curry Electric**

New surveys indicate an error in the old plat maps in the Bud Cross Park area. As the only undeveloped property, Coos-Curry Electric wants to work out the survey discrepancy so as to not adversely affect developed properties. Coos-Curry Electric proposes to deed the city approximately 20 feet of property in exchange for the same amount of property from the city. This would realign the impacted properties to the boundaries shown on the assessor maps.

City Manager Dennis Cluff explained further that during the investigation of this matter, the Curry County Assessor's Office was called and it was disclosed that the Bud Cross Park property does not belong to the City of Brookings. The property is owned by Curry County and was leased to the City of Brookings for \$1 per year for a period of 20 years, which expires January 31, 1999.

Councilor Hagbom moved to recommend to Curry County Commissioners that the request from Coos-Curry Electric to deed the county approximately 20 feet of property in exchange for the same amount of property from the county on North Second Street at Bud Cross Park be approved, which motion was seconded by Councilor Curry. The clerk called the roll with the following results:

**Ayes: Councilors Brendlinger, Curry, Hagbom, Scott,
Mayor Davis**

Nays: None

Motion carried; recommendation to Curry County Commissioners that the request from Coos-Curry Electric to deed the county approximately 20 feet of property in exchange for the same amount of property from the county on North Second Street at Bud Cross Park be approved, approved.

2. Sale of cut wood at Azalea Park ballfields

The softball field volunteers have nearly completed the tree cutting required to clear the fields. Cut logs are now available for sale and need to be removed as soon as possible in order to expedite ballfield preparation. Staff is getting proposals from South Coast Lumber Company and Reservation Ranch on the purchase of said cut logs. Hopefully these will be available for review for the June 27th council meeting.

Councilor Curry moved to accept the proposal from South Coast Lumber Company to remove the cut logs from the Azalea Park softball field areas and to allow the public to cut the slash wood after the sale is complete, which motion was seconded by Councilor Scott. The clerk called the roll with the following results:

**Ayes: Councilors Brendlinger, Curry, Hagbom, Scott,
Mayor Davis**

Nays: None

Motion carried; proposal from South Coast Lumber Company to remove the cut logs from the Azalea Park softball field areas and to allow the public to cut the slash wood after the sale is complete, approved.

E. City Attorney

1. Memo concerning Assessment for DARE Program

As was directed by council, City Attorney Martin Stone drafted an ordinance relating to a \$1.00 assessment to offset a portion of the salary of the D.A.R.E. officer employed by the City. In a memo to the council, Mr. Stone recommended the council not enact such an ordinance and stated that in his opinion, any such assessment would be construed as an additional fine for conviction of a motor vehicle offense covered by state law and would be invalid and subject to demurrer by a criminal defendant.

Councilor Scott moved to redirect the Brookings Municipal Court to disregard the D.A.R.E. assessment, which motion was seconded by Councilor Brendlinger. The clerk called the roll with the following results:

Ayes: Councilors Brendlinger, Curry, Hagbom, Scott, Mayor Davis

Nays: None

Motion carried; Brookings Municipal Court directed to disregard any D.A.R.E. assessment on traffic fines.

1X. CONSENT CALENDAR

A. Approval of Council Meeting Minutes

- 1. June 13, 1994 Regular Council Meeting**

B. Miscellaneous

- 1. Acceptance of Utility Easement for Water Lines - Fred Meyer, Inc.**
- 2. Acceptance of Bargain and Sale Deed from Gerrid Joy for right-of-way purposes**
- 3. Acceptance of Dedication Deeds from Arthur J. Fisher and Gilbert and Jackie Batty for street purposes**

(end Consent Calendar)

Councilor Curry requested a correction to the minutes of the June 13, 1994 council meeting.

Councilor Scott moved to approve the corrected Consent Calendar, which motion was seconded by Councilor Hagbom. The clerk called the roll with the following results:

Ayes: Councilors Brendlinger, Curry, Hagbom, Scott, Mayor Davis

Nays: None

Motion carried; Consent Calendar consisting of:

A. Approval of Council Meeting Minutes

- 1. June 13, 1994 Regular Council Meeting**

B. Miscellaneous

- 1. Acceptance of Utility Easement for Water Lines - Fred Meyer, Inc.**
- 2. Acceptance of Bargain and Sale Deed from Gerrid Joy for right-of-way purposes**
- 3. Acceptance of Dedication Deeds from Arthur J. Fisher and Gilbert and Jackie Batty for street purposes**

approved.

X. ORDINANCES/RESOLUTIONS/FINAL ORDERS

A. Ordinances

- 1. Ordinance No. 94-O-406.B - An ordinance amending Ordinance No. 86-O-406, Section 7 (Trees and Fences) of the City of Brookings.**

In certain areas where previously forested areas have been de-wooded for future subdivisions, occasional trees left for proposed landscape purposes may pose danger to adjacent structures. The danger is a potential blow-down of the tree during strong winds due to inadequate root strength. Most reasonable people, when presented with this potential danger, would allow the tree to be removed. However, for those occasional "I don't care" individuals, the city currently has no way of protecting the adjacent structures. This ordinance would allow the city to require removal of a tree or parts of a tree that appear to be dangerous to on-site or off-site structures.

Administrative Assistant Donna Van Nest read Ordinance No. 94-O-406.B in the record in its entirety.

Councilor Brendlinger moved to adopt Ordinance No. 94-O-406.B by first reading, which motion was seconded by Councilor Scott. The clerk called the roll with the following results:

Ayes: Councilors Brendlinger, Curry, Hagbom, Scott,
Mayor Davis

Nays: None

Motion carried; Ordinance No. 94-O-406.B adopted by first reading.

Administrative Assistant Donna Van Nest read Ordinance No. 94-O-406.B into the record by title only.

Councilor Hagbom moved to adopt Ordinance No. 94-O-406.B by second reading, which motion was seconded by Councilor Curry. The clerk called the roll with the following results:

Ayes: Councilors Brendlinger, Curry, Hagbom, Scott,
Mayor Davis

Nays: None

**Motion carried; Ordinance No. 94-O-406.B
- An ordinance amending Ordinance No.
86-O-406, Section 7 (Trees and Fences) of
the City of Brookings, adopted. [Effective
July 26, 1994]**

2. **Ordinance No. 94-O-446.U - An ordinance amending Ordinance No. 89-O-446 (Land Development Code) Section 172 (Public Facilities Improvement Standards and Criteria), of the City of Brookings.**

Please refer to the staff report on the public hearing.

Administrative Assistant Donna Van Nest read Ordinance No. 94-O-446.U in the record in its entirety.

Councilor Hagbom moved to adopt Ordinance No. 94-O-446.U by first reading, which motion was seconded by Councilor Curry. The clerk called the roll with the following results:

**Ayes: Councilors Brendlinger, Curry, Hagbom, Scott,
Mayor Davis**

Nays: None

**Motion carried; Ordinance No. 94-O-446.U
adopted by first reading.**

Administrative Assistant Donna Van Nest read Ordinance No. 94-O-446.U into the record by title only.

Councilor Scott moved to adopt Ordinance No. 94-O-446.U by second reading, which motion was seconded by Councilor Brendlinger. The clerk called the roll with the following results:

Ayes: Councilors Brendlinger, Curry, Hagbom, Scott,
Mayor Davis

Nays: None

**Motion carried; Ordinance No. 94-O-446.U
- An ordinance amending Ordinance No.
89-O-446 (Land Development Code)
Section 172 (Public Facilities Improvement
Standards and Criteria), of the City of
Brookings - adopted by second reading.
[Effective July 26, 1994]**

B. Resolutions

- 1. Resolution No. 94-R-579 - A resolution adopting a supplemental budget for the fiscal year 1993-94.**

Councilor Brendlinger moved to adopt Resolution No. 94-R-579, which motion was seconded by Councilor Scott. The clerk called the roll with the following results:

Ayes: Councilors Brendlinger, Curry, Hagbom, Scott,
Mayor Davis

Nays: None

**Motion carried; Resolution No. 94-R-579 -
A resolution adopting a supplemental
budget for the fiscal year 1993-94 -
adopted.**

2. **Resolution No. 94-R-580 - A resolution adopting the budget, declaring tax levied and making appropriations for the 1994-95 fiscal year.**

Councilor Brendlinger moved to adopt Resolution No. 94-R-580, which motion was seconded by Councilor Curry. The clerk called the roll with the following results:

Ayes: Councilors Brendlinger, Curry, Hagbom, Scott, Mayor Davis

Nays: None

Motion carried; Resolution No. 94-R-580 - A resolution adopting the budget, declaring tax levied and making appropriations for the 1994-95 fiscal year, adopted.

XI. COMMITTEE REPORTS

A. Planning Commission

B. Parks and Recreation Commission

Chair Bill Scales explained a proposal by Mr. and Mrs. Fortier for a disk golf course at Azalea Park would be discussed in a Parks and Recreation Commission work session.

Chair Bill Scales announced that he was taking a leave of absence from the Parks and Recreation Commission for the summer and Commission member Keith Pepper would be taking the chair during his leave.

C. Golf Board

D. Chamber of Commerce

XII. REMARKS FROM MAYOR AND COUNCILORS

A. Mayor

Mayor Davis announced that Dennis Cluff has resigned as interim city manager. Mr. Cluff has accepted the position of city manager in Clinton, Utah.

Mayor Davis recommended to the council that Community Development Director Leo Lightle be appointed Interim City Manager.

Councilor Brendlinger moved to appoint Community Development Director Leo Lightle to replace Dennis Cluff as Interim City Manager, which motion was seconded by Councilor Scott. The clerk called the roll with the following results:

Ayes: Councilors Brendlinger, Curry, Hagbom, Scott, Mayor Davis

Nays: None

Motion carried; Community Development Director Leo Lightle appointed Interim City Manager, replacing Dennis Cluff, as of July 8, 1994.

B. Council

1. Personnel Policies amendment - Comp Time

Council directed staff to draft new language to reflect a change in Chapter XI (Overtime), Section C (Compensatory Time Off), which change allows accrual of a maximum of 48 hours comp time.

Councilor Scott moved to approve new language to reflect a change in the Employee Handbook, Chapter XI (Overtime), Section C (Compensatory Time Off), which change allows accrual of a maximum of 48 hours comp time, which motion was seconded by Councilor Curry. The clerk called the roll with the following results:

Ayes: Councilors Brendlinger, Curry, Hagbom, Scott, Mayor Davis

Nays: None

Motion carried; new language added to reflect a change in the Employee Handbook, Chapter XI (Overtime), Section C (Compensatory Time Off), which change allows accrual of a maximum of 48 hours comp time.

2. Watershed Council

The proposed watershed formation is comprised of the City of Brookings, Harbor Water PUD, and Port of Brookings Harbor. The city council first needs to decide if the city wishes to be a "lead agency". Secondly, the council needs to identify what kind of financial and/or staff support to supply to this new endeavor.

Councilor Scott moved to name Brookings as one of the "lead agencies" in the formation of the Chetco River Watershed Council, which motion was seconded by Councilor Brendlinger. The clerk called the roll with the following results:

Ayes: Councilors Brendlinger, Curry, Hagbom, Scott, Mayor Davis

Nays: None

Motion carried; Brookings designated as one of the "lead agencies" in the formation of the Chetco River Watershed Council.

3. Appointment of representative to Curry Solid Waste Advisory Committee

Curry County Commissioner Terry Hanscam has requested that Brookings name a member to sit on the reactivated Curry Solid Waste Advisory Committee.

Councilor Curry moved to appoint Mayor Davis to the Curry Solid Waste Advisory Committee, which motion was seconded by Councilor Scott. The clerk called the roll with the following results:

Ayes: Councilors Brendlinger, Curry, Hagbom, Scott, Mayor Davis

Nays: None

Motion carried; Mayor Davis appointed to the Curry Solid Waste Advisory Committee.

4. Extension of audit contract for one (1) year

Gerald Burns and Company have done an excellent job for the city. Their current contract expired with the 1993/94 fiscal year audit. Extending the contract for one year provides continued continuity. Next year staff plans to go out for an auditor personal services RFP.

Councilor Scott moved to extend the audit contract between the city and municipal auditor Gerald Burns and Company for one year, which motion was seconded by Mayor Davis. The clerk called the roll with the following results:

**Ayes: Councilors Brendlinger, Curry, Hagbom, Scott,
Mayor Davis**

Nays: None

Motion carried; audit contract between the city and municipal auditor Gerald Burns and Company extended for one year.

5. Appointment

Councilor Scott moved to direct the interim City Manager to appoint Councilor Bob Hagbom to represent the City of Brookings in the matters of grievances, arbitrations, mediations and bargaining with Teamsters Union Local No. 57 until such time as a permanent city manager is appointed, which motion was seconded by Councilor Curry. The clerk called the roll with the following results:

**Ayes: Councilors Scott, Hagbom, Curry, Brendlinger,
Mayor Davis**

Nays: None

Motion carried; interim City Manager directed to appoint Councilor Bob Hagbom to represent the City of Brookings in the matters of grievances, arbitrations, mediations and bargaining with Teamsters Union Local No. 57 until such time as a permanent city manager is appointed.

RECESS - Mayor Davis recessed the council meeting at 9:47 p.m. to convene an Executive Session for the purpose of evaluating the Municipal Court Judge, who was retiring July 1, 1994.

EXECUTIVE SESSION - ORS 192.660 (1)(i) [Performance Evaluations of Public Officers and Employees]

RECONVENE - Mayor Davis reconvened the regular council meeting at 10:15 p.m.

Councilor Brendlinger moved to authorize the mayor to contact Justice Court Judge Roger Sanders and ask him to become the Municipal Court Judge Pro Tem for an indefinite period of time, due to the resignation of Municipal Court Judge A.L. Stuart, which motion was seconded by Councilor Curry. The clerk called the roll with the following results:

Ayes: Councilors Hagbom, Scott, Brendlinger, Curry, Mayor Davis

Nays: None

Motion carried; mayor authorized to contact Justice Court Judge Roger Sanders and ask him to become the Municipal Court Judge Pro Tem for an indefinite period of time, due to the resignation of Municipal Court Judge A.L. Stuart.

XIII. ADJOURNMENT

Councilor Scott moved to adjourn, which motion was seconded by Councilor Curry; motion carried unanimously.

Mayor Davis adjourned the meeting at 10:29 p.m.



**Tom Davis
Mayor**

ATTEST:


Beverly S. Shields