

# minutes

CITY OF BROOKINGS  
COMMON COUNCIL MEETING  
City Hall Council Chambers  
898 Elk Drive, Brookings, Oregon  
April 25, 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, Councilor Larry Curry

Staff Present: City Manager Dennis Cluff

Media Present: Tracy Reed, Curry Coastal Pilot; Martin Kelly, KCRE

IV. CEREMONIES/APPOINTMENTS/ANNOUNCEMENTS

Mayor Davis read a proclamation urging citizens of the community to purchase Buddy Poppies on April 29 and 30, 1994.

V. PUBLIC HEARINGS

VI. SCHEDULED PUBLIC APPEARANCES

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

1. **Martin Kelly, KCRE Radio, announced that a public meeting is being held in Crescent City at 7:00 p.m., Tuesday, April 26 to discuss the proposed new prison in Crescent City. Mayor Davis and Councilor Hagbom will try to attend the meeting.**
2. **Roger Haag, 1111 Sandy Lane, read a statement on street improvements and the use of Deferred Improvement Assessments and asked that the city apply the DIA system whenever there is a sale of property. Planning Director John Bischoff will look at the applicability of this system and take the matter to a future work study session.**

**VIII. STAFF REPORTS**

- A. **Community Development Director**
- B. **Engineer**
- C. **Police Department**
- D. **City Manager**
  1. **City Manager Dennis Cluff talked briefly about the public meeting concerning the proposed new prison in Crescent City.**
  2. **City Manager Dennis Cluff announced that Wednesday, April 27, 1994 has been declared an official day of mourning at the passing of former President Richard Nixon.**
- E. **City Attorney**

**IX. CONSENT CALENDAR**

- A. **Approval of Council Meeting Minutes**
  1. **April 11, 1994 Regular Council Meeting**
- B. **Acceptance of Commission/Board Minutes**
  1. **April 7 and 13, 1994 Budget Committee Meeting  
(end Consent Calendar)**

Councilor Scott moved to approve the 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. April 11, 1994 Regular Council Meeting**

**B. Acceptance of Commission/Board Minutes**

**1. April 7 and 13, 1994 Budget Committee Meeting**

**approved.**

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

**A. Ordinances**

**Ordinance No. 94-O-446.U - AN ORDINANCE AMENDING ORDINANCE NO. 89-O-446 (LAND DEVELOPMENT CODE), SECTIONS 16 SUBURBAN RESIDENTIAL DISTRICT, 20 SINGLE-FAMILY RESIDENTIAL DISTRICT, 24 TWO-FAMILY RESIDENTIAL DISTRICT, AND 28 MULTIPLE-FAMILY RESIDENTIAL DISTRICT, OF THE CITY OF BROOKINGS, TO REGULATE THE WIDTH OF ROOF OVERHANGS OR EVES.**

**Councilor Scott stepped down from the bench.**

Councilor Hagbom moved to drop the issue of regulating the width of roof overhangs or eaves for residential dwellings and not adopt Ordinance No. 94-O-446.U, which motion was seconded by Councilor Curry. The clerk called the roll with the following results:

Ayes: Councilors Brendlinger, Curry, Hagbom, Mayor Davis

Nays: None

**Motion carried; the issue of regulating the width of roof overhangs or eaves for residential dwellings dropped and No. 94-O-446.U not adopted.**

Councilor Scott returned to the bench.

Councilor Curry moved to direct staff to remove the 12" overhang requirement in the Land Development Code, Section 32, which motion was seconded by Councilor Hagbom. The clerk called the roll with the following results:

Ayes: Councilors Brendlinger, Curry, Hagbom, Mayor Davis

Nays: None

Abstentions: Councilor Scott

**Motion carried; staff directed to remove the 12" overhang requirement in the Land Development Code, Section 32.**

B. Resolutions

**XI. COMMITTEE REPORTS**

A. Planning Commission

B. Parks and Recreation Commission

C. Golf Board

**C. Golf Board**

Golf Board Chair Jim Cole outlined the current situation and indicated a problem with the water rights applications with objections from Water Watch of Oregon.

Council recommended that staff talk with Ellen Warring of the Audubon Society to see if she knows the Water Watch people, and if so, would she approach them on our behalf.

**D. Chamber of Commerce**

**XII. REMARKS FROM MAYOR AND COUNCILORS**

**A. Mayor**

**B. Council**

**1. Drainage dispute between landowners on Hassett Street**

Mayor Davis read the opinion of City Attorney Martin Stone into the record.

Councilor Curry moved to accept Option 1 of the options pointed out in a memo from City Attorney Martin Stone, 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; Option 1 of the options pointed out in a memo from City Attorney Martin Stone, which states, "The first option is to let the matter be resolved between the landowners on a private dispute basis. This may result in litigation, or on the other hand, might result in a negotiated settlement between the landowners. One obvious solution is for the landowners to work together, construct a ditch across the Walker property and install a drainage pipe. The expense of such endeavor would be far less that the cost of litigation. The City would not be involved." - accepted.**

**2. Brookings 43rd birthday party**

**Councilor Brendlinger suggested an open house of city facilities with scheduled tours; start the celebration on July 4th and continue for a week; and put together a proclamation. Councilor Brendlinger will update the council on the plans for the celebration at future work sessions. No formal action taken.**

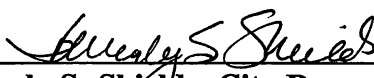
**EXECUTIVE SESSION - ORS 192.660 (1)( )**

**XIII. ADJOURNMENT**

**Councilor Scott moved to adjourn, which motion was seconded by Councilor Hagbom; motion carried unanimously. Mayor Davis adjourned the meeting at 8:34 p.m.**

  
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Tom Davis, Mayor

**ATTEST:**

  
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Beverly S. Shields, City Recorder