



MINUTES

**CITY OF BROOKINGS
BROOKINGS COMMON COUNCIL MEETING
Brookings City Hall Council Chambers
898 Elk Drive, Brookings, Oregon
September 14, 1992
7:00 p.m.**

I. CALL TO ORDER

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

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

Council Present: Mayor Fred Hummel, Councilors Nancy Brendlinger, Mary Jane Brimm, Larry Curry, Tom Davis

Staff Present: City Manager Dennis Cluff, Finance Director/Recorder Beverly Shields, Treatment Plants Chief Operator Paul Strader

Media Present: Bill Schlichting, Curry Coastal Pilot; Martin Kelly, KCRE; Marge Barrett, KURY

IV. CEREMONIES/APPOINTMENTS/ANNOUNCEMENTS

1. **Curry County Heritage Day - September 26, 1992**

Mayor Hummel proclaimed September 26, 1992 as "Curry County Heritage Day"

2. **Emblem Club Week - September 14-18, 1992**

Mayor Hummel proclaimed the week of September 14-18, 1992 as "Emblem Club Week".

V. ORAL REQUESTS AND COMMUNICATIONS FROM THE AUDIENCE

1. Mrs Edna Messer presented council with a letter written by Charles and Nancy Brendlinger concerning improvements to Marine Drive. Mrs. Messer requested that the letter be read into the record.

Councilor Brendlinger stepped down from the bench because she wrote the letter in question.

A letter concerning improvements to Marine Drive, written by Charles and Nancy Brendlinger was read into the record. No formal action taken.

Item IX.B.1 was moved up on the agenda at the request of members of the audience.

IX. REMARKS FROM MAYOR AND COUNCILORS

B. Council

1. Possible reconsideration of Easy Street Project Phase II

Councilor Davis moved to reconsider a prior motion (August 24, 1992) authorizing a call for bids on the Easy Street Project Phase II, which motion was seconded by Councilor Curry. The clerk called the roll with the following results:

Ayes: Councilors Brendlinger, Brimm, Curry, Davis

Nays: Mayor Hummel

Motion carried; prior motion passed August 24, 1992 authorizing a call for bids on the Easy Street Project Phase II to be reconsidered.

Councilor Curry moved to rescind the previous action to go to bid for Easy Street Project Phase II, which motion was seconded by Councilor Brimm. The clerk called the roll with the following results:

Ayes: Councilors Brimm, Curry, Davis

Nays: Councilor Brendlinger, Mayor Hummel

Motion carried; previous action authorizing a call for bids for Easy Street Project Phase II rescinded.

Councilor Davis moved to direct staff to prepare a council agenda item pertaining the improvements to Easy Street adjacent to the Trinity Lutheran Church property, and an agenda item on streets needing paving and costs, for the council work session on September 21st and the council agenda on September 28, which motion was seconded by Councilor Curry. The clerk called the roll with the following results:

Ayes: Councilors Brendlinger, Brimm, Curry, Davis, Mayor Hummel

Nays: None

Motion carried; staff directed to prepare a council agenda item pertaining the improvements to Easy Street adjacent to the Trinity Lutheran Church property, and an agenda item on streets needing paving and the costs, for the council work session on September 21st and the council agenda on September 28.

VI. CONSENT CALENDAR

A. Approval of Council Meeting Minutes

1. August 24, 1992 Regular Council Meeting
2. September 2, 1992 Special Council Meeting

B. Acceptance of Planning Commission Meeting Minutes

1. August 4, 1992 Regular Planning Commission Meeting

C. Call for Bids

1. Van Pelt Water System and Diesel Tank Replacement

In a memo to the council, Community Development Director Leo Lightle advised that the city has experienced many problems, and experienced costly overtime in maintaining the Van Pelt water system. Staff feels that the Van Pelt water system project will alleviate some of the problems.

The diesel tank at the wastewater treatment facility has to be replaced to comply with regulations requiring older tanks to be replaced by a given date. The city's current diesel tank is required to be replaced this year.

2. Community Development Block Grant Project - Chetco Senior Center Expansion

City Manager Dennis Cluff recommended that the council authorize the call for bids for the Community Development Block Grant Project - Chetco Senior Center Expansion.

D. Report on Bids

1. Sewer cleaner

Staff called for bids for a trailer mounted sewer cleaner. On September 9, 1992 at 9:00 a.m., bids were publicly opened with the following results:

BEN-KO-MATIC	\$35,500
WECO	\$38,450

Staff recommended that council accept the low bid from BEN-KO-MATIC Brush and Equipment Company for the sewer cleaner at a cost of \$35,500.

E. Approval of Vouchers \$176,174.54

F. Resolutions

1. Resolution No. 92-R-547 - A resolution exempting from competitive bidding the solicitation for proposals for the installation of a computer network system at city hall.

G. Request for Proposals

1. Novell Network System

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

Ayes: Councilors Brendlinger, Brimm, Curry, Davis, Mayor Hummel

Nays: None

Motion carried; Consent Calendar consisting of:

A. Approval of Council Meeting Minutes

1. August 24, 1992 Regular Council Meeting
2. September 2, 1992 Special Council Meeting

B. Acceptance of Planning Commission Meeting Minutes

1. August 4, 1992 Regular Planning Comm. Meeting

C. Call for Bids

1. Van Pelt Water System and Diesel Tank Replacement
2. Community Development Block Grant Project - Chetco Senior Center Expansion

D. Report on Bids

1. Sewer cleaner - Ben-Ko-Matic bid

E. Approval of Vouchers \$176,174.54

F. Resolutions

1. Resolution No. 92-R-547 - A resolution exempting from competitive bidding the solicitation for proposals for the installation of a computer network system at city hall.

G. Request for Proposals

1. Novell Network System

approved.

VII. COMMITTEE REPORTS

- C. Planning Commission none
- D. Parks and Recreation Commission none
- E. Golf Board none
- F. Chamber of Commerce none

VIII. STAFF REPORTS

A. Community Development Director

- 1. **DELETED**
- 2. **Acceptance of Grant of Right-Of-Way - Jay and Michele Breuner**

Councilor Davis moved to authorize the mayor to accept the Grant of Right-of-Way on Cove Road for the construction, maintenance and repair of a public road, from Michele and Jay Breuner, which motion was seconded by Councilor Brimm. The clerk called the roll with the following results:

Ayes: Councilors Brendlinger, Brimm, Curry, Davis, Mayor Hummel

Nays: None

Motion carried; mayor authorized to accept the Grant of Right-of-Way on Cove Road for the construction, maintenance and repair of a public road, from Michele and Jay Breuner.

2. Acceptance of Rosichelli Water Line

Community Development Director Leo Lightle advised that Al Rosichelli received permission to construct this waterline on the North Bank Road of the Chetco River and he has constructed the line. The city has received "as-builts", a letter from Mr. Rosichelli's engineer, and Mr. Rosichelli has made arrangements to place a letter of credit or bond with the City of Brookings.

Staff recommended that the City of Brookings accept into the city water system the 10" line extension on the North Bank of the Chetco River that was installed by Mr. Rosichelli.

Councilor Davis moved to accept the Rosichelli water line on North Bank Chetco River Road into the city system and to reimburse Mr. Rosichelli according to the terms of the agreement, which motion was seconded by Councilor Curry. The clerk called the roll with the following results:

Ayes: Councilors Brendlinger, Brimm, Curry, Davis, Mayor Hummel

Nays: None

Motion carried; Rosichelli water line on North Bank Chetco River Road accepted into the city system and reimbursement to Mr. Rosichelli according to the terms of the agreement authorized.

Mayor Hummel asked council's approval to deal with two items which were not on the published agenda. There were no objections.

B. City Manager

1. Call for bids on city hall addition

Councilor Davis moved to authorize staff to call for bids for the addition to city hall, which motion was seconded by Councilor Brendlinger. The clerk called the roll with the following results:

Ayes: Councilors Brendlinger, Brimm, Curry, Davis,
Mayor Hummel

Nays: None

Motion carried; staff authorized to call for bids for the addition to city hall.

2. **Authorize city manager to hire consultant to update job descriptions and present policy manual**

Councilor Curry moved to authorize the city manager to contract for limited personnel work to write job descriptions and re-write personnel policy to bring up to new ADA standards, which motion was seconded by Councilor Brendlinger. The clerk called the roll with the following results:

Ayes: Councilors Brendlinger, Brimm, Curry, Davis,
Mayor Hummel

Nays: None

Motion carried; city manager authorized to contract for limited personnel work to write job descriptions and re-write personnel policy to bring up to new ADA standards.

C. City Attorney

1. **Request for final payment - James Fowler Company**

Councilor Curry moved to authorize payment to James W. Fowler Company in the amount of \$57,327.32 upon written confirmation from surety agency that they consent to the final payment, which motion was seconded by Councilor Davis. The clerk called the roll with the following results:

Ayes: Councilors Brendlinger, Brimm, Curry, Davis,
Mayor Hummel

Nays: None

Motion carried; payment to James W. Fowler Company in the amount of \$57,327.32 upon written confirmation from surety agency that they consent to the final payment, authorized.

IX. REMARKS FROM MAYOR AND COUNCILORS

A. Mayor

B. Council

2. Falcon Cable Television

Councilor Brendlinger addressed the council concerning Falcon Cable Television's service to the City. The franchise ordinance calls for the franchisee to "...continue its service and business as presently conducted and at the same level with uninterrupted diligence..." Councilor Brendlinger pointed out that at the time Falcon Cable took over the Skyline Cable franchise, there was an office and studio in Brookings and since that time the office and studio have been closed. Councilor Brendlinger indicated that she wanted to see Falcon Cable provide a means to film council meetings.

Councilor Davis moved to direct the city attorney to draft a letter to Falcon Cable Television regarding the franchise agreement violations (Section 13) and to offer some alternatives, which motion was seconded by Councilor Brendlinger. The clerk called the roll with the following results:

Ayes: Councilors Brendlinger, Brimm, Curry, Davis, Mayor Hummel

Nays: None


Motion carried; city attorney directed to draft a letter to Falcon Cable Television regarding the franchise agreement violations of Section 13 and to offer some alternatives.

EXECUTIVE SESSION - ORS 192.660 (1)() None

XIII. ADJOURNMENT


Councilor Davis moved to adjourn the meeting, which motion was seconded by Councilor Curry; motion carried unanimously.

Mayor Hummel adjourned the meeting at 9:21 p.m.



Fred Hummel
Mayor

ATTEST:



Beverly S. Shields
City Recorder

Charles & Nancy Brendlinger
P.O. Box 6667
Brookings, Or. 97415
503-469-4944
September 8, 1992

Hello,

This year we became property owners on Marine Dr. We have watched the dust pile up on the roadside trees and bushes (and our cars!) and we anticipate that rain water will fill the numerous pot holes and make muddy splashes as we bounce through them.

There is a possible solution to this mess. We have obtained a bid from Tidewater Contractors, Inc. They will "Prep, grade, rock where needed and place 2" compacted asphalt along Marine Drive. The road section will be 16' wide and 1794' long, which would include (from) Old County Rd. intersection to #239 Marine Drive's driveway. Cost is \$18,035.00." This would be to a driveway standard not to a city street standard.

In our preliminary search there may be 17 property owners that could be involved in sharing the cost. Some do not yet live on their Marine Dr. property and we are mailing them a copy of this letter. If indeed there are 17 property owners that would share in the cost of paving Marine Dr. it would be about \$1,060.88 cost to each owner.

We hope that each of you will agree to this solution that will reduce dust and mud problems. If you do agree, the steps to accomplish our goal are as follows:

1. Each must sign the agreement form and return it to us. We must receive a satisfactory number of positive agreements to go ahead.
2. Approach the City of Brookings for approval of the project since part of Marine Dr. is city owned and we would not be improving the street to city standards.
3. Upon approval and go-ahead from the city, each property owner should make out a check payable to Tidewater Contractors, Inc. for the agreed upon amount and give it to one of us to hold until the job is completed and payment due.

Please let us know one way or the other how you feel about this.

Thanks for your help.

Nancy & Chuck Brendlinger

PLEASE REPLY PROMPTLY
We need to beat the rain.

Tidewater Contractors, Inc. Contract No. 376 provides for "Prep, grade, rock where needed and place 2" compacted asphalt along Marine Dr. The road section will be 16' wide and 1794' long, which would include (from) Old County Rd. intersection to #239 Marine Drive's driveway. The cost is \$18,035.00."

I/we agree with the above improvements to Marine Dr. and will pay a portion of the cost based on the number of participants not to exceed \$ _____.
(please fill in the maximum amount in which you would participate)

_____ Date _____

_____ Date _____

Tax Lot 41-13-SB TL 201 16705 Marine Dr.

I/we do not agree with the above improvements and do not wish to participate.

_____ Date _____

_____ Date _____