

CITY OF BROOKINGS
BROOKINGS COMMON COUNCIL MEETING
May 8, 1989 7:00 p.m.
Brookings City Hall Council Chambers
898 Elk Drive, Brookings, Oregon

MINUTES

The City Council of the City of Brookings, Curry County, Oregon, convened the Council Meeting of May 8, 1989, at 7:00 p.m., in the Council Chambers of Brookings City Hall.

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, Council President Gil Batty, Councilors Ray Nidiffer, Ralph Mory

Council Absent: Councilor Kathy Hoselton

Staff Present: City Manager Roy Rainey, City Attorney John Babin, Executive Secretary Donna Van Nest, Engineering Technician Leo Lightle, Planning Director Richard Ullian, Recorder/Treasurer Beverly Shields, Municipal Court Judge Anita Stuart

Planning Commission Present: Commissioner Judi Krebs

Media Present: Roger Hayden, Curry Coastal Pilot; Marge Barrett, KURY

V. MINUTES FOR APPROVAL

A. Approval of Council Meeting Minutes

1. April 10/20, 1989 Council Meeting

Councilor Batty moved to approve the minutes of the April 10/20, 1989 Council Meeting, which motion was duly seconded by Councilor Nidiffer. A vote was taken with the following results:

Ayes: Mayor Hummel, Councilors Batty, Nidiffer, Mory

Nays: None

Mayor Hummel declared the motion carried.

2. April 3/11, 1989 Budget Committee Meeting

There being no corrections or additions, Councilor Mory moved to approve the minutes of the April 3/11, 1989 Budget Committee Meeting, which motion was duly seconded by Councilor Batty. A vote was taken with the following results:

Ayes: Mayor Hummel, Councilors Batty, Nidiffer, Mory

Nays: None

Mayor Hummel declared the motion carried.

B. Acceptance of Planning Commission Meeting Minutes

1. April 4, 1989 Planning Commission Meeting

There being no corrections or additions, Councilor Nidiffer moved to accept the minutes of the April 4, 1989 Planning Commission Meeting, which motion was duly seconded by Councilor Mory. A vote was taken with the following results:

Ayes: Mayor Hummel, Councilors Batty, Nidiffer, Mory

Nays: None

Mayor Hummel declared the motion carried.

VI. SCHEDULED PUBLIC APPEARANCES

1. Deleted

2. Deleted

VII. COMMUNICATIONS/ANNOUNCEMENTS/REPORTS/REQUESTS

A. Mayor

1. **Safe Boating Week Proclamation**

Mayor Hummel announced that he had signed a proclamation for Safe Boating Week.

2. **Council Vacancy**

Mayor Hummel noted that Councilor Hoselton's resignation will be effective May 15 and requested that persons wishing to apply for the vacated Position No. 1 on the Council send applications and resumes to him.

B. Council

None

C. Planning Commission

None

D. Chamber of Commerce

Chamber Manager Terry Connolly invited everyone to attend the 50th annual Azalea Festival events on Memorial Day weekend.

E. City Manager

1. Requests for annual liquor license renewals

Councilor Batty moved to approve the granting of the liquor license renewal applications for:

Jim L. & Billie Dee Dotson, dba Dotson's Sandwiches
C & K Market, Inc., dba Ray's Sentry Market #1
David J. Hodge, dba Brookings Market and Gifts
BPO Elks No. 1934
O'Hollerans, Inc.
Wilma M. Kemp, dba Pine Cone Tavern
Judith Anderson, dba Ken's Tavern
M J Grocery, Inc.
Gary Lee Kerr, dba Innfield Restaurant
Thomas J. Whitley, Inc., dba Brookings Shell Station
August Dean Otten, dba Alliance Fast Mart
Rubio's, Inc., dba Rubio's Restaurant
Charles W. Hansen, dba Flying Gull Restaurant
Lawrence S. O'Neill, dba Chetco River House
which motion was duly seconded by Councilor Mory.
A vote was taken with the following results:

Ayes: Mayor Hummel, Councilors Batty, Nidiffer,
Mory

Nays: None

Mayor Hummel declared the motion carried.

2. Update on fire hydrant installation - William Cody property

Mr. William Cody proposed that he and his neighbors would buy the fire hydrant and materials and the city would install the hydrant. Following discussion, Councilor Nidiffer moved to accept Mr. Cody's proposal to buy the materials and hydrant if the city would install the hydrant, which motion was duly seconded by Councilor Mory. A vote was taken with the following results:

Ayes: Mayor Hummel, Councilors Batty, Nidiffer, Mory

Nays: None

Mayor Hummel declared the motion carried.

3. Deleted
4. Deleted
5. Pending legal activities - status report

City Attorney John Babin presented the Council with an overview of the city's legal activities pending through his office. City Manager Rainey requested a brief Executive Session following the Council meeting to discuss other pending legal actions.

6. Parking on Chetco Avenue from Mill Beach Road to Arnold Lane

Councilor Batty declared a possible conflict of interest and stepped down from the bench for the duration of this agenda item.

During the discussion period, the following persons spoke in opposition to the proposal for no parking between Mill Beach Road and Arnold Lane to allow for a center turn lane:

Ron Walker, representing Brookings Merchants Association
Jeanne Gilliam, President, Brookings Merchants Association
Dick Guthrie, Akin Motor Company
John Deck, Brookings Supply
Bill Hansen, Brookings Inn/Flying Gull
Joe Mudd, Coos-Curry Electric Cooperative

and the following persons spoke in favor of the proposal:

Hazel Weber, Le French Dip Restaurant
Ken MacLeod

Bill Hansen of the Brookings Inn/Flying Gull Restaurant suggested that the Council delete the parking directly in front of the Flying Gull Restaurant to begin with, and then keep looking for solutions to the balance of the traffic problems.

The Council thanked Mr. Hansen for his generous offer and Councilor Nidiffer moved to delete the parking directly in front of the Flying Gull Restaurant and look for solutions to the balance of the traffic problems, which motion was duly seconded by Councilor Mory. A vote was taken with the following results:

Ayes: Mayor Hummel, Councilors Nidiffer, Mory

Nays: None

Abstain: Council President Batty

Mayor Hummel declared the motion carried.

7. Approval of off-site improvement plans - Heritage Court

Engineering Technician Leo Lightle requested that the off-site improvement plans for Heritage Court be approved with the following listed conditions:

1. Construction shall be in accordance with Brookings Standard Specifications, August 1988.
2. Minimum sizing of all storm drainage on public rights-of-way shall be 12 inch.
3. The proposed storm drain on Fifth Street is proposed to lie directly under the new curb and gutter. The storm line shall be moved either under the asphalt or behind the curb in the sidewalk.
4. Sizing will be added to the plan view of all drainage proposed.
5. The street cross section provided does not indicate dimensions for the base and pavement section. Construction shall conform to detail 3-23 of Standard Specifications.

Following discussion, Councilor Nidiffer moved to approve the plans subject to the conditions listed, which motion was duly seconded by Councilor Batty. A vote was taken with the following results:

Ayes: Mayor Hummel, Councilors Batty, Nidiffer, Mory

Nays: None

Mayor Hummel declared the motion carried.

8. Request for authorization to apply for Special City Allotment Grant Program

Engineering Technician Leo Lightle requested authority for staff to apply for the 1990 Special City Allotment, designating Elk Drive as the proposed project, and authorizing Gary Dyer, P.E. to proceed with the application process.

Following discussion, Councilor Batty moved to authorize city staff to apply for the 1990 Special City Allotment, designating Elk Drive as the proposed project, and authorizing Gary Dyer, P.E. to proceed with the application process, which motion was duly seconded by Councilor Mory. A vote was taken with the following results:

Ayes: Mayor Hummel, Councilors Batty, Nidiffer, Mory

Nays: None

Mayor Hummel declared the motion carried.

9. Rating - General Obligation Bonds, Series 1989
Mr. Rainey indicated that Moody's Investors Service of New York New York have assigned the rating of Baa to the \$1,205,000 Brookings, Oregon General Obligation Bonds and noted that this agenda item is for information only.

10. Agreement for Engineering Services between the city of Brookings and Brown and Caldwell for Wastewater Treatment System Improvements

Steve Krugel, representing Brown and Caldwell Engineering, briefed the Council on the proposed Amendment No. 2 to the Agreement for Engineering Services between the City of Brookings and Brown and Caldwell for Wastewater Treatment System Improvements.

Following discussion, Councilor Batty moved to approve Amendment No. 2 to the Agreement for Engineering Services between the City of Brookings and Brown and Caldwell for Wastewater Treatment System Improvements, which motion was duly seconded by Councilor Nidiffer. A vote was taken with the following results:

Ayes: Mayor Hummel, Councilors Batty, Nidiffer, Mory

Nays: None

Mayor Hummel declared the motion carried.

11. Coos-Curry-Douglas Business Development Corporation - Updating of the Development Factbooks for Coos, Curry and Douglas Counties

Following discussion, Mayor Hummel suggested that he would talk to the Curry County Commissioners again regarding the item and the matter would be placed on the June 12, 1989 Council agenda. The Council unanimously agreed.

12. Brookings-Harbor Chamber of Commerce - Request for Petition of Support for an Adequate Public Timber Supply

Following discussion, Councilor Nidiffer moved to authorize the mayor to sign the petition of support on behalf of the city, which motion was duly seconded by Councilor Mory. A vote was taken with the following results:

Ayes: Mayor Hummel, Councilors Batty, Nidiffer, Mory

Nays: None

Mayor Hummel declared the motion carried.

13. Letter from Bob McCallister - Golf Course Developer

City Manager Rainey presented the Council with a letter from Bob McCallister, a golf course developer, concerning the proposed Jack Creek Golf Course project; no action required.

14. Request to reaffirm support of \$9 million Coastal Highway Planning Grant Resolution

City Manager Roy Rainey indicated that he had received a letter from Representative Walt Schroeder requesting that the city submit a Resolution of support for the Pacific Coast Highway Corridor Consensus Plan to Senators Packwood and Hatfield and Representative DeFazio.

Executive Secretary Donna Van Nest read **Resolution No. 89-R-456** into the record. Councilor Nidiffer moved for adoption of **Resolution No. 89-R-456**, which motion was duly seconded by Councilor Mory. A vote was taken with the following results:

Ayes: Mayor Hummel, Councilors Batty, Nidiffer, Mory

Nays: None

Mayor Hummel declared the motion carried and **Resolution No. 89-R-456** adopted.

15. City Manager Roy Rainey advised the Council that there will be no more activity concerning the Periodic Review of the Comprehensive Plan until after July 1, due to budgetary constraints.

F. City Attorney

None

G. Contract Review Board

None

VIII. CALL FOR BIDS

None

IX. REPORT ON BIDS

1. Brookings Fire Department - Equipment

Following the recommendations of Building/Fire Safety Officer Marshall Ferg, Councilor Batty moved to accept the bid of L.N. Curtis and Sons for the fire hose, Survivair equipment, firefighter coats, firefighter pants, and firefighter boots at a total bid cost of \$5,013, and that the two salvage covers, the smoke ejector and the 2-1/2" nozzle be deleted from the bid award, which motion was duly seconded by Councilor Mory. A vote was taken with the following results:

Ayes: Mayor Hummel, Councilors Batty, Nidiffer,
Mory

Nays: None

Mayor Hummel declared the motion carried.

X. PUBLIC HEARINGS

1. 1989-90 Approved Budget

Mayor Hummel opened the public hearing at 10:52 p.m. and requested Council and citizen input regarding the approved 1989-90 fiscal year budget. There being no response, Mayor Hummel closed the public hearing at 10:54 p.m.

2. State Revenue Sharing

Mayor Hummel opened the public hearing at 10:55 p.m. and requested Council and citizen input regarding the State Revenue Sharing for the 1989-90 fiscal year. There being no response, Mayor Hummel closed the public hearing at 10:56 p.m.

XI. FINAL ORDERS

None

XII. ORDINANCES

None

XIII. RESOLUTIONS

[See Agenda Item No. VII., E., 14 for Resolution No. 89-R-456]

XIV. UNSCHEDULED PUBLIC APPEARANCES

None

XV. PAYMENT OF VOUCHERS

Councilor Nidiffer moved to approve the vouchers in the amount of \$307,341.23, which motion was duly seconded by Councilor Batty. A vote was taken with the following results:

Ayes: Mayor Hummel, Councilors Batty, Nidiffer,
Mory

Nays: None

Mayor Hummel declared the motion carried.

XVI. RECESS

Mayor Hummel recessed the meeting at 10:58 p.m. to convene an Executive Session.

EXECUTIVE SESSION ORS 192.660 ()

XVI. ADJOURNMENT

Mayor Hummel adjourned the May 8, 1989 Council Meeting at 11:37 p.m.

Fred Hummel

Fred Hummel
Mayor

ATTEST:

Beverly S. Shields

Beverly S. Shields
City Recorder