



Agenda

City of Brookings
Common Council Meeting
Brookings City Hall Council Chambers
898 Elk Drive, Brookings Oregon
September 22, 2003 7:00 p.m.

VAULT COPY

- I. Call to Order**
- II. Pledge of Allegiance**
- III. Roll Call**
- IV. Ceremonies/Appointments/Announcements**
 - A. Proclamations
 - 2. Domestic Violence Awareness Month—October [page 5]
 - 2. Disability Employment Awareness Month—October [page 7]
 - 3. Fire Prevention Week—October 5-11 [page 9]
 - 4. Community Pride Clean-up Campaign [page 11]
- V. Oral Requests and Communications from the Audience**
 - A. Committee and Liaison reports
 - 1. Chamber of Commerce
 - 2. Council Liaisons
 - B. Unscheduled
- VI. Staff Reports**
 - A. Fire Department
 - 1. Awarding of bid for radio equipment [page 13]
 - B. City Manager
 - 1. Farmers Market [page 15]
 - 2. Shapiro and Associates settlement [page 17]
 - 3. Law Enforcement Information System [page 19]
 - 4. Other
- VII. Consent Calendar**
 - A. Approval of Council Meeting Minutes
 - 1. Minutes of September 8, 2003, regular Council meeting [page 23]
(End Consent Calendar)

VIII. Ordinances/Resolutions/Final Orders

A. Resolutions

1. Ordinance 03-R-724—A Resolution authorizing the Issuance, Negotiated Sale and Delivery of General Obligation Refunding Bonds, Series 2003, Designating an Authorized Representative and Delegating the Approval and Distribution of the Preliminary and Final Official Statements; Authorizing Execution of a Bond Purchase Agreement; and Related Matters [page 29]

IX. Remarks from Mayor and Councilors

- A. Council
- B. Mayor

X. Adjournment

City of Brookings Events Calendar

September 2003

September 2003						
S	M	T	W	T	F	S
7	1	2	3	4	5	6
14	8	9	10	11	12	13
21	15	16	17	18	19	20
28	22	23	24	25	26	27

October 2003						
S	M	T	W	T	F	S
5	6	7	1	2	3	4
12	13	14	8	9	10	11
19	20	21	15	16	17	18
26	27	28	22	23	24	25

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
	September 1 City Hall CLOSED - Labor Day Holiday 9:30am CC- VIPS/Volunteers in Police Service/BPalicki 7:00pm FH-FireTng/ChShrp (Fire Hall)	2 9:30am KURY Radio Community Focus Talk Show w/City Staff/Council (KURY 95.3) 7:00pm CC-Planning Commssn	3 12:00pm Comnity Agencies mtg (Chetco Sr.Center) 1:30pm CC-SafetyComMtg/ HThmpson 7:00pm FH-PoliceReserves	4 8:15am CC-CmtyDevDpt Staff mtg/LUghtle 9:00am CC-Crm Stoppers 10:00am CC- Site Plan Com Mtg/LauraLee Gray 7:00pm CC- Sheriff's Search & Rescue mtg-Steve Carpenter-Laurie Cale	5	6
7	8	9	10	11	12	13
	7:00pm FH-FireTng/ChShrp (Fire Hall) 7:00pm CC-Council Mtg	9:30am KURY Radio Community Focus Talk Show w/City Staff/Council (KURY 95.3) 10:30am CC-Westbrook meeting	FH-Auditors	CC-Elections Drop Site-Shelly-247-3297 8:15am CC-CmtyDevDpt Staff mtg/LUghtle 10:00am CC- Site Plan Com Mtg/LauraLee Gray 7:00pm CC-Downtown Development committee mtg-7 to 10 pm		
14	15	16	17	18	19	20
	9:00am Elections Drop Off Box 9:00am CC-Municipal Court/ JdgHarper 9:30am CC-VIPS/Volunteers in Police Service-BPalicki 6:00pm CC-American Red Cross Mtg/Karen Degenais 7:00pm FH-FireTng/ChShrp (Fire Hall)	7:00am CC-Elections Drop Site-Shelly-Curry County Elections-247-3297 9:30am KURY Radio Community Focus Talk Show w/City Staff/Council (KURY 95.3)	10:00am CC-Software for 911-John Bishop 1:30pm CC-Safety Committee-Kathy Dunn 6:00pm CC-Victim's Impact Panel-Mindy-247-2412-Curri Prevention Services	8:15am CC-CmtyDevDpt Staff mtg/LUghtle 10:00am CC- Site Plan Com Mtg/LauraLee Gray 3:30pm CC-AMF wrap out meeting		
21	22	23	24	25	26	27
	7:00pm FH-FireTng/ChShrp (Fire Hall) 7:00pm CC-Council Mtg	8:00am CC-Interviews-Public Works Worker-Cathie Mahon 9:30am KURY Radio Community Focus Talk Show w/City Staff/Council (KURY 95.3)	FH-Auditors	8:15am CC-CmtyDevDpt Staff mtg/LUghtle 10:00am CC- Site Plan Com Mtg/LauraLee Gray 7:00pm CC-Parks & Rec Comm/ LBlodgett		
28	29	30				
	7:00pm FH-FireTng/ChShrp (Fire Hall)	8:00am CC-CMI computer software-John Bishop 9:30am KURY Radio Community Focus Talk Show w/City Staff/Council (KURY 95.3)				

CC-Council Chambers
FH-Fire Hall

City of Brookings
Events Calendar

4

October 2003

October 2003							November 2003						
S	M	T	W	T	F	S	S	M	T	W	T	F	S
5	6	7	8	9	10	11	2	3	4	5	6	7	8
12	13	14	15	16	17	18	9	10	11	12	13	14	15
19	20	21	22	23	24	25	16	17	18	19	20	21	22
26	27	28	29	30	31		23	24	25	26	27	28	29
							30						

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
			October 1 CC-Police class on Emergency Medical Dispatch-John Bishop 12:00pm Comnity Agencies mtg (Chetco Sr.Center) 1:30pm FH-SafetyComMtg/ Kathy Dunn 7:00pm FH-PoliceReserves	2 8:15am FH-CmtyDevDpt Staff mtg/LLightle 10:00am CC- Site Plan Com Mtg/LauraLee Gray 7:00pm CC- Sheriff's Search & Rescue mtg-Steve Carptner-Laurie Calef-469-0275	3	4
5	6 9:30am CC- VIPS/Volunteers in Police Service/BPalicki 7:00pm FH-FireTng/ChShrp (Fire Hall)	7 9:30am KURY Radio Community Focus Talk Show w/City Staff/Council (KURY 95.3) 7:00pm CC-Planning Commssn	8	9 8:15am CC-CmtyDevDpt Staff mtg/LLightle 10:00am CC- Site Plan Com Mtg/LauraLee Gray 7:00pm CC-Downtown Development committee mtg-7 to 10 pm	10	11
12	13 7:00pm FH-FireTng/ChShrp (Fire Hall) 7:00pm CC-Council Mtg	14 9:30am KURY Radio Community Focus Talk Show w/City Staff/Council (KURY 95.3)	15	16 8:15am CC-CmtyDevDpt Staff mtg/LLightle 10:00am CC- Site Plan Com Mtg/LauraLee Gray 2:00pm CC-CEP (Citizens for Emergency Preparedness): MARrell-469-5731, JRupert-469-78783	17	18
19	20 9:00am CC-Municipal Court/ JdgHarper 9:30am CC-VIPS/Volunteers in Police Service-BPalicki 6:00pm CC-American Red Cross Mtg/Karen Degenals 7:00pm FH-FireTng/ChShrp (Fire Hall)	21 9:30am KURY Radio Community Focus Talk Show w/City Staff/Council (KURY 95.3)	22 9:00am CC-ODOT Highway 101 Study-Jason Franklin-Paramatrix-503-96	23 8:15am CC-CmtyDevDpt Staff mtg/LLightle 10:00am CC-PD-Barbara Palicki 10:00am Leroy's Office- Site Plan Com Mtg/LauraLee Gray 7:00pm CC-Parks & Rec Comm/ LBlodgett	24	25
26	27 7:00pm FH-FireTng/ChShrp (Fire Hall) 7:00pm CC-Council Mtg	28 9:30am KURY Radio Community Focus Talk Show w/City Staff/Council (KURY 95.3)	29	30 8:15am CC-CmtyDevDpt Staff mtg/LLightle 10:00am CC- Site Plan Com Mtg/LauraLee Gray	31	

CC-Council Chambers
FH-Fire Hall

PROCLAMATION



WHEREAS, domestic violence is a serious crime that affects people of all races, ages, income levels, and sexes; and

WHEREAS, a healthy family unit has been deemed the basic unit of society; and

WHEREAS, a healthy family environment has been shown to empower and produce persons who contribute to the well being of our communities; and

WHEREAS, the elected officials of the City of Brookings, Oregon, recognize the importance of supporting the need for healthy, nonviolent families; and

WHEREAS, the human and economic costs of violence within the family is detrimental to thriving communities; and

WHEREAS, only a coordinated community effort will put a stop to this heinous crime;

NOW THEREFORE, I, Bob Hagbom, Mayor of the City of Brookings, do hereby proclaim the month of October, 2003, to be

BROOKINGS DOMESTIC VIOLENCE AWARENESS MONTH

and urge all citizens to join us in efforts to become aware of the need to support programs encouraging healthy, nonviolent families in our communities.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the City of Brookings to be affixed this 22rd day of September, 2003.



Bob Hagbom
Bob Hagbom, MAYOR

PROCLAMATION

WHEREAS, this country has prided itself on advancing the civil rights of individuals and central to that philosophy are the precepts of equality, individual dignity and self-reliance; and

WHEREAS, in keeping with that tradition, the U.S. Congress, in 1990, enacted the Americans with Disabilities Act, landmark legislation prohibiting discrimination against people with disabilities in employment, public accommodations, transportation and telecommunications; and

WHEREAS, October has been designated by Congressional Resolution as "National Disability Awareness Month" and the City of Brookings supports this Congressional Resolution as well as the spirit and letter of the law to assure that all citizens with disabilities are fully included in our social, cultural and economic mainstream.

NOW, THEREFORE BE IT RESOLVED THAT I, Bob Hagbom, Mayor of the City of Brookings, hereby proclaim October, 2003 as

"DISABILITY EMPLOYMENT AWARENESS MONTH IN BROOKINGS"

AND FURTHER, I call upon the residents of Brookings to observe the month by learning more about people with disabilities, their strengths and abilities and the programs, which serve their needs.

IN WITNESS WHEREOF,

I have hereunto set my hand and caused the seal of the City of Brookings to be affixed this 22nd day of September, 2003.


Bob Hagbom
Mayor



PROCLAMATION

WHEREAS, the majority of structure fires in Oregon occur in the home, and

WHEREAS, in 2002, there were 3,755 residential structure fires, that caused 180 civilian injuries and 30 deaths to Oregonians,

WHEREAS, the two most common areas of fires in one and two family dwellings were in the kitchen and the chimney, and

WHEREAS, twenty-four percent of these residences either had no smoke alarm present or the alarm present failed to operate because the battery was discharged or removed, and

WHEREAS, an adequate escape plan includes knowing two ways out of each room, crawling low under smoke, an outdoor location where everyone will meet upon exiting and calling 9-1-1 from a neighbor's house; and

WHEREAS, in addition to a home escape plan, every household should have a working smoke alarm on every level, outside each sleeping area and in every bedroom; and

WHEREAS, Fire Safety begins with each of us,

NOW, THEREFORE, I, Bob Hagbom, Mayor of the City of Brookings do hereby proclaim the week of October 5 through 11, 2003 to be

"FIRE PREVENTION WEEK"

in Brookings, Oregon and encourage all citizens to join in this observance.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the City of Brookings to be affixed this 22nd day of September, 2003.



Bob Hagbom
MAYOR

PROCLAMATION

WHEREAS, the Brookings-Harbor area has attained wide recognition for its natural beauty and friendliness; and

WHEREAS, the citizens of the Brookings-Harbor area are known for their civic pride; and

WHEREAS, everyone loves a bargain;

NOW, THEREFORE, I, Bob Hagbom, Mayor of the City of Brookings, do hereby proclaim September 21 through October 4, 2003, as

“COMMUNITY PRIDE CLEAN-UP TIME” IN BROOKINGS-HARBOR

And ask all citizens to join with the Community Pride Partnership and take advantage of the free clean up opportunities offered by Curry Transfer and Recycling from September 29 through October 4 and urge everyone to get involved by having a garage sale on “Garage Sale Saturday” September 27th.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the City of Brookings to be affixed this 22nd day of September 2003.



Bob Hagbom, Mayor



Memo

To: Mayor, City Council
From: Fire Chief William Sharp
Date: September 15, 2003
Re: Staff Recommendation, awarding of the bid for radio purchases.

Staff Report

The Fire Department recently submitted requests for bid for the purchase of radio equipment. This purchase is part of the Federal Grant project that we were awarded earlier this year. The Federal Grant amount awarded to the City was \$20,000. The City will be required to add its amount of 10% of the total cost.

The request for bids was for the purchase of:

- 7- Bendix King Digital/VHF Radios
- 7- spare High-capacity NiCad batteries
- 7- stainless key guards
- 3- Vehicle rapid chargers
- 1- Program Disk
- 7- Programming and set up

The request for bid closed Friday, Sept. 5th at 4:00 PM with three bids submitted. The best bid was provided by Day Wireless Systems, Milwaukie OR 97222.

Day Wireless Systems bid was \$11,823.95, while the other two bids were \$13,804.25 and \$15,367.10.

Recommendation

Staff recommends Council award the bid for the purchase of Fire Department radios to Day Wireless Systems of Milwaukie Oregon for \$11,823.95.

CITY OF BROOKINGS



STAFF REPORT

Date: September 17, 2003
To: Mayor Hagbom & City Councilors
From: Leroy Blodgett, City Manager
Subject: Farmers Market

REPORT

In June of this year City Council approved a recommendation of the Downtown Development Committee to allow use of a portion of the downtown parking lot for a farmers market. As part of the approval City Council asked the Downtown Development Committee to periodically evaluate the farmers market and its use of the parking lot.

At its September 11th meeting the Downtown Development Committee raised concerns about the farmers market. They felt the event does not have enough vendors to make it advantageous for local business and the downtown area. The final recommendation to require closure of the farmers market after October 1st was approved by a unanimous vote of those present.

STAFF RECOMMENDATION

Approve the Downtown Development Committee's recommendation to discontinue the use of the downtown parking lot for a farmers market after October 1, 2003.

CITY OF BROOKINGS



STAFF REPORT

Date: September 17, 2003

To: Mayor Hagbom & City Councilors

From: Leroy Blodgett, City Manager

Subject: Shapiro – ESEE Analysis Contract Settlement

REPORT

In the final preparation of the City's Periodic Review DLCD required an Economic, Social, Environmental and Energy (ESEE) Analysis. Shaprio & Associates was retained by the City to prepare the ESEE analysis for a contract price not to exceed \$39,160. However, in the first draft it became apparent that Shaprio was preparing something much more extensive than required. A meeting was held in Eugene with Shapiro, our City Engineer, DLCD, City Planner and City Manager to discuss what was required. Shaprio still was unable to produce a final document to our satisfaction. At that point we terminated our contract with Shaprio and refused to make any payment.

Eventually, another consultant and city staff was able to produce the ESEE analysis to DLCD requirement and our satisfaction. Much of the information used for the final analysis was taken from the information provided by Shapiro.

Shapiro & Associates demanded payment of \$34,375 for the work they performed. City staff maintained that the contract was never fulfilled due to the lack of a final analysis and no payment was made. Over the past few months negotiations through our city attorney and Shaprio's attorney have resulted in a proposed agreement to settle the contract. John Trew, City Attorney recommends a contract settlement amount of \$17,500 for services received. City staff feels this is a fair settlement.

STAFF RECOMMENDATION

Approved final payment of \$17,500 to Shaprio & Associates for services received.

CITY OF BROOKINGS



STAFF REPORT

Date: September 17, 2003
To: Mayor Hagbom & City Councilors
From: Leroy Blodgett, City Manager
Subject: Law Enforcement Information System

REPORT

At the August 11, 2003 Council meeting City Council approved a staff recommendation to proceed with gathering information regarding a new law enforcement information system. A copy of the August 11th staff report is attached.

We now have a more accurate cost of the system. The cost includes new software, connection upgrades and LEDS interface. Curry County, City of Gold Beach and City of Brookings will be connected to the system and have work stations. We have determined that the best way to figure each agencies portion of the cost is by the number of work stations. We anticipate a total of 35 work stations including 12 being located in the Brookings Police Department. With an estimated total cost of approximately \$160,000 the cost per work station is \$4,571. This makes a total one-time cost of \$54,852 for the City of Brookings. There may be minor change in cost as we develop the system.

As stated in the previous staff report, we anticipate using a grant for this one-time cost. However, at this time we do not have a guarantee that the grant will be available for this purpose. In order to meet the time frame of the current system disconnect we must proceed with the purchase of equipment with the next 10-15 days, which may or may not give us time to determine if the grant funds will be available. Staff is requesting authorization to proceed with the purchase of the system assuming we will pay our share of the cost. Funds are available in the 911 Fund for this purchase. If the grant does become available the expense to the City will be eliminated or at least reduced.

STAFF RECOMMENDATION

Authorize staff to proceed with purchase of the Law Enforcement Information System as proposed with a total one-time cost to the City of Brookings not to exceed \$55,000. This recommended approval is with the understanding that if grants funds become available the cost to the City will be eliminated or reduced.

City of Brookings – Brookings Police Department
898 Elk Drive
Brookings, OR 97415
(541) 469-3118, ext. 200 Fax: 412-0253



Memo

To: City Council
From: Lt. John Bishop
Through: Leroy Blodgett, City Manager
Date: August 5, 2003
Re: Records Management System

The Brookings Police Department uses a records management system called Area Information Records System (AIRS). We are hooked up to AIRS and supported by Lane County Regional Information Systems (RIS). This information system is a consortium of public safety and justice agencies and allows all the agencies that belong to AIRS/RIS to share certain information with each other. This system also allows access to the state of Oregon LEDS system for Drivers License and Criminal History information. Our current cost is approximately \$28,100.00 a year for this system and the T-1 line connection. (Refer to attached)

In May of 2003, AIRS/RIS notified the Brookings Police Department, and all other users, they were changing their system. The mainframe system we are currently using will no longer be supported after February 2004. If the system failed we could lose our entire information base, which has taken over 15 years to build, or at the very least make it extremely difficult to get. This put us in a severe time crunch to find another system.

AIRS/RIS stated we could stay with them but there would be a minimum of a 1/3 price increase (We expect the cost to be much higher) and our hardware upgrades would be costly. After that meeting we started looking into other alternatives for a record management system. We needed a program to work for both 911 and the patrol division. We also contacted and worked with Curry County, and the City of Gold Beach, so the system would meet each of their needs as well.

After researching different software companies we found a system that will meet all of our needs as well as the other law enforcement agencies. The company is CMI. They have the programs we need and is the only company who will guarantee all of the programs needed are intergraded with the main software.

CMI has more locations in Oregon than any other records system and is well liked by those users.

The county voted Monday 08-04-03, to tentatively except this system and because of the time frame waived the RFP requirements under an emergency clause.

The exact cost of the system is still being worked on, but the system costs are projected to be under our current budget.

Two scenarios are being considered for the implementation of this software and the associated costs.

1. Using a grant, the county will purchase the system and there will be no cost for the first year other than the hook-up from our 911 center to the server in Gold Beach. After the first year, the cost will be on a per workstation basis. (This cost will be significantly less than what we are currently paying to AIRS/RIS.)

2. If the grant is not used, the county still may buy the system and then charge the other law enforcement agencies on a per work station basis. Both scenarios are still going to cost less than what we are currently paying AIRS/RIS, and after the initial cost of the software the yearly cost would include licensing fees, and maintenance and the fees per workstation would drop significantly.

As soon as the inter-governmental agreement is written with Curry County and we know exactly what our cost will be, we will come back to the council and deliver this information to you.

Staff Recommendation

It is the staff's recommendation to proceed with this system, as it will give our 911 center and the Police Department an upgraded and more efficient records management system for a lower cost than we are currently paying.

**CITY OF BROOKINGS
COMMON COUNCIL MEETING MINUTES
City Hall Council Chambers
898 Elk Drive, Brookings, OR 97415
September 8, 2003
7:00 p.m.**

Beginning at 6:00 p.m. before the regularly scheduled meeting, a joint work session was held with the Planning Commission. Ingrid Weisenbach, Long Range Transportation Planner with ODOT along with Ron Hughes, Region III Access Management Engineer gave a presentation on the Access Management Plan. In attendance were Mayor Hagbom, Councilors Dentino, Johns Kern, Mickelson and Curry; Planning Commission Chair Gorman, Commissioners Freeman, Gilmore and Collis; Planning Director Bischoff; Curry County Planning Director Young, City Manager Blodgett and Administrative Secretary Barker. Representing the media was David Courtland, Curry Coastal Pilot.

City Manager Blodgett said the City and ODOT had been working together on an Access Management Plan (AMP) and a final draft had been prepared by ODOT. Weisenbach explained that access management provides access to land development while preserving the safety and efficiency of the transportation system. Hughes explained the importance of access management in safety terms saying the focus of state highways is mobility and recognizing in communities that we must get people onto these highways. Therefore access must be balanced with mobility. As some current access points will be closed ODOT representatives have been meeting with property owners since spring to keep them a part of the process. The AMP is for the area from the Thomas Creek Bridge to the Dot Martin Bridge on the Chetco River but discussion at this meeting primarily centered on the area within the City Limits. ODOT will absorb costs of repositioning existing access points for existing buildings. If the couplet is approved an AMP for Railroad Street will also be done.

ODOT will bring this draft plan to the city for consideration in November, on the 4th to the Planning Commission and on the 24th to the City Council. Curry County will also have to approve that portion of the plan within their jurisdiction which includes the Urban Growth Boundary. The AMP may be done in the form of an amendment to the Transportation System Plan or it may be in the form of an intergovernmental agreement. The ACM must be completed before the OTEA project or we could lose funding. The joint meeting concluded at 6:53 p.m.

I. Call to Order

Mayor Bob Hagbom called the regular Common Council meeting to order at 7:02 p.m.

II. Pledge of Allegiance

Led by Chamber of Commerce Executive Director Les Cohen.

III. Roll Call

Council Present: Mayor Bob Hagbom, Council President Rick Dentino, Councilors Larry Curry, Frances Johns Kern, and Craig Mickelson, a quorum present.

Council Absent: None

Staff Present:

City Manager Leroy Blodgett, Summer Recreation Program Director Pam Callaway and Administrative Secretary Linda Barker

Media Present: Curry Coastal Pilot Reporter David Courtland

Other:

Chamber of Commerce Executive Director Les Cohen, and approximately 10 other citizens.

IV. Ceremonies/Appointments/Announcements

A. Announcements

1. *Proclamation-National Emblem Club Week*
Eight members of the Brookings Emblem Club accepted a proclamation from Mayor Hagbom declaring September 14 through September 20 as National Emblem Club Week.
2. *Acceptance of Certificate of Appreciation from Vietnam Veterans of America*
Jerry Hartzell, President of Vietnam Veterans of America Chapter No. 557 presented the City with a framed certificate of appreciating thanking the City for its support of veteran projects in past year. Mayor read the certificate aloud stating he is very proud of the relationship of the two entities.
3. *Yard of the Month/Most Improved Property of the Month*
Mayor Hagbom announced winners for Most Improved Property and Yard of Month. Signs will be placed in the yard of the Most Improved Property, Ed Oar and Peggy Sullivan, 204 Cedar Street. Yard of Month goes to Dolor and Alvina Almeida at 862 Jodee Lane. These properties were nominated by citizens in the area.

V. Oral Requests and Communications from the Audience

A. Committee and Liaison reports

1. *Chamber of Commerce*
Chamber Executive Director Les Cohen addressed the Council with a short report. Over the Labor Day weekend Cohen manned a State Fair booth promoting the Brookings-Harbor and the Wild Rivers Coast areas. An electronic kiosk is up and running outside

the Chamber office. It provides information on lodging, dining, and area attractions. Cohen said this could be a proto type for a similar touch-activated kiosk in the down town area. He stated tourism continues to show strong numbers for this season and Chamber membership has exceeded all previous expectations for renewals and new members.

2. *Summer Recreation Program report-Pam Callaway*

The Summer Recreation Program Director for the second year, Pam Callaway, reported on program activities held this summer. She said the location at Azalea Middle School was wonderful with plenty of room, inside and out. She presented a budget summary which is attached and made part of these minutes.

3. *Council Liaisons*

Councilor Mickelson attended a Chamber of Commerce promotions committee meeting September 8.

As liaison to the School District, Councilor Johns Kern attended an oversight committee meeting and toured the three new school buildings and then the next morning attended a continental breakfast to welcome new school employees. She went to the Community Agencies meeting last Wednesday.

Councilor Dentino attended the Community Agencies meeting, participated in the annual flag raising ceremony at Kalmiopsis School, an airport expansion meeting and the work session with the Planning Commission just before this meeting. He also took part in the Family Fun Fair at Gold Beach over weekend.

Councilor Curry attended the Community Agencies meeting which was one of most interesting ones he had attended for a long time, due in part to the comprehensive report given by the director of Curry Transit. Curry also attended a Crimestoppers meeting Thursday morning, and finished the day by attending a Chetco Watershed Council that evening.

Johns Kern thanked the committee who worked hard to make the Volunteer/Employee Appreciation Picnic so successful.

Mayor Hagbom reported he had gone to the Mayor's Annual Conference in LaGrande and then on to Alaska for halibut fishing. He spent last week in Washington DC with the City Manager where they met with all three Oregon legislators: Senators Gordon Smith and Ron Wyden and Representative Peter DeFazio. The legislators seem committed to helping the City obtain better

medical service for the Brookings-Harbor area. The two attended Police Chief Wallace's graduation from the FBI Academy after meetings with the legislators.

City Manager Blodgett remarked he had the privilege to spend time with the Mayor on Hagbom's 80th birthday.

- B. *Unscheduled*
None

VI. Staff Reports

- A. *City Manager*
 - 1. *Other*

Blodgett said an OSHA inspector was here today and in a surprise visit toured all the City facilities. At the conclusion of the visit the inspector reported Brookings is one of best operated cities he has ever seen. He concluded it is well run and the employees do a great job. He had about a page of suggestions while most inspections result in 12-20 pages of violations.

Blodgett reported the Salmon Derby held over Labor Day weekend was a resounding success even with its short planning period.

VII. Consent Calendar

- A. *Approval of Council Meeting Minutes*
 - 1. Minutes of August 25, 2003, regular Council meeting
- B. *Acceptance of Parks and Recreation Commission Minutes*
 - 1. Minutes of July 24, 2003, regular Commission meeting
- C. *Acceptance of Planning Commission Minutes*
 - 1. Minutes of August 5, 2003, regular Commission meeting
 - 2. Minutes of August 12, 2003, work-study session
- D. *Approval of Vouchers for month of August, 2003 (\$206,201.15) (End Consent Calendar)*

Councilor Johns Kern moved, a second followed, and the Council voted unanimously to approve the Consent Calendar as printed.

VIII. Remarks from Mayor and Councilors

- A. *Council*

Councilor Dentino noted September 14 will be last AMF concert this season with the Humboldt State Marching Lumberjacks performing.
- B. *Mayor*

None

IX. Adjournment

At 7:45 p.m., Councilor Johns Kern moved, a second followed, and the Council voted unanimously to adjourn.

Respectfully submitted:

Bob Hagbom
Mayor

ATTEST by City Recorder this ____ day of _____, 2003.

Paul Hughes
Finance Director/City Recorder

**City of Brookings Summer Recreation Program 2003
Budget Summary
9/8/2003**

Total Wages	Available	\$11,000.00
	Expended	8,494.00

Total Supplies	Available	\$11,700.00
	Expended	4,951.52

Total Income (Fees)	\$3,174.00
----------------------------	-------------------

Total Refunds	\$212.50
----------------------	-----------------

Pam Callaway
Director, Summer Recreation Program 2003

CITY OF BROOKINGS



STAFF REPORT

Date: June 16, 2003

To: Mayor Hagbom and City Council

From: Paul Hughes, Finance Director

Subject: Resolution 03-R-724 Authorizing the Issuance, Negotiated Sale and Delivery of General Obligation Refunding Bonds, Series 2003, Designating an Authorized Representative and Delegating the Approval and Distribution of the Preliminary and Final Official Statements; Authorizing Execution of a Bond Purchase Agreement; and Related Matters.

BACKGROUND

The City of Brookings currently has an outstanding General Obligation bond issuance, Series 1993, which is callable on or after December 1, 2003. This means we have the option to pay off the bonds as of this date, by refinancing the issuance, or to continue making the semi-annual payments according to the original schedule. The bonds are scheduled to be completely satisfied December 1, 2014. The balance of this series is \$3,900,000. We can refinance this issuance up to 90 days prior to the callable date with 30 days notice given to the bond holders. With the current attractive interest rates, the City stands to save a significant amount of money by refinancing the bonds. The latest analysis shows a cash savings of approximately \$500,000 over the remaining 11 years of the term. (See attached)

The current bond payments are funded from an annual property tax levy, the waste water fund and the water bond fund. The water bond fund revenues were generated from a \$5.25 monthly fee attached to each water account. The City stopped collecting this fee as of June 30, 2003 due to adequate collections sufficient to cover the remaining portion of bond payments designated to the water bond fee. These collections will allow us to place a down payment of \$850,000 towards the outstanding balance. The payments of the new refinanced issuance will continue to be funded from the annual property tax levy and the waste water fund but no longer from the water bond fund due to the \$850,000 down payment.

The City received offers from several bond issuers as well as from Chetco Federal Credit Union to refinance the issuance. We were very interested in the possibility of working with Chetco Federal because they were local and they could pay off the bonds with a loan instead of another bond issuance which requires more time and work to complete. However, we have been informed that if we payoff the bonds with a loan we will lose the ability to collect the annual property tax levy used for the payments. Also, Chetco Federal would require City property to be collateralized against the loan. Due to these two issues, we believe the best way to go is to refinance the bonds with another general obligation bond issuance.

Seattle Northwest Securities Corporation, out of Portland, was the issuer for the Series 1993 bonds. They, along with RBC Dain Rauscher Inc, also out of Portland, were the two issuers we considered for the refinancing. Even though RBC proposed fees which were \$1,931 less than Seattle Northwest, we recommend Seattle Northwest because of the history they have with Brookings (they did an issuance in 1998 for us also), and because of their size and strength in the bond market which should get us a better interest rate on the refinance issuance and ultimately save us more money in the long run. The recommended Bond Council is Ann Sherman with Preston Gates & Ellis LLP and U.S. Bank as the paying agent.

Resolution 03-R-724 was prepared by the Bond Council and reviewed by the City attorney.

RECOMMENDATION

Staff recommends approval of Resolution 03-R-724 authorizing the issuance, negotiated sale and delivery of general obligation bonds, Series 2003, designating an authorized representative and delegating the approval and distribution of the preliminary and final official statements; authorizing execution of a bond purchase agreement; and related matters.

**CITY OF BROOKINGS
SERIES 2003 BOND ISSUANCE**

\$850,000 DOWN PAYMENT

YEAR	OLD PROP TAX	NEW PROP TAX	SAVINGS	OLD WATER BOND	NEW WATER BOND	SAVINGS	OLD SEWER	NEW SEWER	SAVINGS	OLD TOTAL	NEW TOTAL	TOTAL SAVINGS
2003/04	109,083.00	89,784.55	19,298.45	106,712.00	87,833.01	18,878.99	258,206.00	212,525.40	45,680.60	474,001.00	390,142.96	83,858.04
2004/05	107,546.00	104,204.72	3,341.28	106,484.00	-	106,484.00	256,289.00	248,326.53	7,962.47	470,319.00	352,531.25	117,787.75
2005/06	106,951.00	104,027.00	2,924.00	107,175.00	-	107,175.00	256,917.00	249,893.00	7,024.00	471,043.00	353,920.00	117,123.00
2006/07	107,266.00	104,972.69	2,293.31	108,780.00	-	108,780.00	259,789.00	254,234.81	5,554.19	475,835.00	359,207.50	116,627.50
2007/08	106,126.00	102,563.75	3,562.25	108,917.00	-	108,917.00	259,331.00	250,626.25	8,704.75	474,374.00	353,190.00	121,184.00
2008/09	108,423.00	104,459.39	3,963.61	107,636.00	-	107,636.00	255,763.00	246,413.11	9,349.89	471,822.00	350,872.50	120,949.50
2009/10	106,446.00	102,579.38	3,866.62	107,175.00	-	107,175.00	259,070.00	249,659.37	9,410.63	472,691.00	352,238.75	120,452.25
2010/11		-		138,323.00	-	138,323.00	333,674.00	352,232.50	(18,558.50)	471,997.00	352,232.50	119,764.50
2011/12		-		105,150.00	-	105,150.00	258,034.00	242,953.75	15,080.25	363,184.00	242,953.75	120,230.25
2012/13		-		106,705.00	-	106,705.00	254,683.00	239,795.00	14,888.00	361,388.00	239,795.00	121,593.00
2013/14		-		104,581.00	-	104,581.00	259,069.00	245,918.75	13,150.25	363,650.00	245,918.75	117,731.25
2014/15		-			-		277,256.00	158,138.75	119,117.25	277,256.00	158,138.75	119,117.25
Down Payment						(850,000.00)						(850,000.00)
	751,841.00	712,591.50	39,249.50	1,207,638.00	87,833.01	269,804.99	3,188,081.00	2,950,717.20	237,363.80	5,147,560.00	3,751,141.71	546,418.29

**IN AND FOR THE CITY OF BROOKINGS
STATE OF OREGON**

RESOLUTION NO. 03-R-724

**A RESOLUTION OF THE CITY OF BROOKINGS, CURRY COUNTY,
OREGON AUTHORIZING THE ISSUANCE, NEGOTIATED SALE AND
DELIVERY OF GENERAL OBLIGATION REFUNDING BONDS, SERIES 2003,
DESIGNATING AN AUTHORIZED REPRESENTATIVE AND DELEGATING
THE APPROVAL AND DISTRIBUTION OF THE PRELIMINARY AND FINAL
OFFICIAL STATEMENTS; AUTHORIZING EXECUTION OF A BOND
PURCHASE AGREEMENT; AND RELATED MATTERS**

THE CITY COUNCIL OF THE CITY OF BROOKINGS, CURRY COUNTY, OREGON (the "City"), finds:

SECTION 1. FINDINGS

(A) The City previously issued its General Obligation Refunding Bonds, Series 1993, dated March 1, 1993 (the "Refundable Bonds"), which refunded the City's outstanding General Obligation Sewer Bonds, Series 1990, dated January 1, 1990, General Obligation Refunding Bonds, Series 1989, dated April 1, 1989, General Obligation Water Bonds, Series 1989, dated January 1, 1989 and General Obligation Improvement Bonds, Series 1980, dated July 1, 1980; and

(B) The City is authorized pursuant to the Oregon Constitution and Oregon Revised Statutes Sections 288.605 to 288.695 to issue refunding bonds for the refunding of all or any portion of its outstanding bonds; and

(C) The City has determined that it is in the best interest of the taxpayers of the City to refund all or a portion of the Refundable Bonds. The Authorized Representative shall select the portion to be refunded in accordance with Section 11 hereof; and

(D) The City adopts this resolution to provide the terms under which general obligation refunding bonds may be issued, subject to changes in the municipal bond market providing the required present value savings to the City.

SECTION 2. REFUNDING BONDS AUTHORIZED

The City hereby authorizes, ratifies and confirms the issuance of General Obligation Refunding Bonds, Series 2003 (the "Refunding Bonds") in a principal amount sufficient to refund all or any portion of the Refundable Bonds and to pay the costs related to the authorization, sale, issuance and delivery of the Refunding Bonds.

The Refunding Bonds shall be subject to a book-entry only system of ownership and transfer as provided for in Section 8 hereof. The remaining terms of the Refunding Bonds shall be established as provided in Section 11 hereof.

SECTION 3. DESIGNATION OF AUTHORIZED REPRESENTATIVES

The City Council designates the City Finance Director or his designee (the "Authorized Representative"), to act on behalf of the City as specified in Section 11 hereof.

SECTION 4. SECURITY

The Refunding Bonds are general obligations of the City. The full faith and credit of the City are pledged to the successive owners of each of the Refunding Bonds for the punctual payment of such obligations, when due. The City covenants with the Bondowners to levy annually a direct ad valorem tax upon all of the taxable property within the City in an amount without limitation as to rate or amount, and outside of the limitations of sections 11 and 11b, Article XI of the Oregon Constitution, after taking into consideration discounts taken and delinquencies that may occur in the payment of such taxes and other monies available for the payment of debt service on the Refunding Bonds, to pay interest accruing and the principal maturing on the Refunding Bonds promptly when and as they become due. To the extent other monies are not available to the City to timely pay debt service on the Refunding Bonds when due, the City covenants with the Bondowners to levy such a tax annually during each year that any of the Refunding Bonds, or bonds issued to refund them, are outstanding.

SECTION 5. FORM OF REFUNDING BONDS

The Refunding Bonds may be printed or typewritten, and may be issued as one or more temporary Refunding Bonds which shall be exchangeable for definitive Refunding Bonds when definitive Refunding Bonds are available. As book-entry only bonds, the Refunding Bonds shall be prepared by Bond Counsel; otherwise, the Refunding Bonds shall be printed by a financial printer to be selected by the Authorized Representative.

SECTION 6. EXECUTION OF REFUNDING BONDS

The Refunding Bonds shall be executed on behalf of the City with the manual or facsimile signature of the Mayor and attested to by the manual or facsimile signature of the Finance Director. Additionally, the Refunding Bonds shall be authenticated by the manual signature of an authorized officer of the Bond Registrar.

SECTION 7. AUTHENTICATION, REGISTRATION, PAYMENT, EXCHANGE AND TRANSFER

- a. No Refunding Bond shall be entitled to any right or benefit under this Resolution unless it shall have been authenticated by an authorized officer of the Registrar. The date of authentication shall be the date the Bondowner's name is listed on the Bond register.
- b. All Refunding Bonds shall be in registered form. The Registrar shall authenticate all Refunding Bonds to be delivered at closing of this bond issue, and shall additionally authenticate all Refunding Bonds properly surrendered for exchange or transfer pursuant to this Resolution.
- c. The ownership of all Refunding Bonds shall be entered in the Bond register maintained by the Registrar, and the City and the Registrar may treat the person listed as owner in the Bond register as the owner of the Refunding Bond for all purposes.
- d. The Registrar shall mail or cause to be delivered the amount due under each Refunding Bond to the registered owner at the address appearing on the Bond register on the fifteenth day of the month preceding the payment date (the "Record Date"). If payment is so mailed, neither the City nor the Registrar shall have any further liability to any party for such payment.
- e. In the event the book-entry system of ownership is discontinued, Refunding Bonds may be exchanged for equal principal component amounts of Refunding Bonds of the same maturity which are in different authorized denominations, and Refunding Bonds may be transferred to other owners if the Bondowners submit the following to the Registrar:

- i. written instructions for exchange or transfer satisfactory to the Registrar, signed by the Bondowner or his attorney in fact and guaranteed or witnessed in a manner satisfactory to the Registrar; and
 - ii. the Refunding Bonds to be exchanged or transferred.
- f. The Registrar shall not be required to exchange or transfer any Refunding Bonds submitted to it during any period beginning with a Record Date and ending on the next following payment date; however, such Refunding Bonds shall be exchanged or transferred promptly following that payment date.
- g. The Registrar shall not be required to exchange or transfer any Refunding Bonds which have been designated for redemption if such Refunding Bonds are submitted to the Registrar during the 15-day period preceding the designated redemption date.
- h. For purposes of this section, Refunding Bonds shall be considered submitted to the Registrar on the date the Registrar actually receives the materials described in subsection (e) of this section.
- i. In the event any Refunding Bond is mutilated, lost, stolen or destroyed, the Registrar may issue a new Refunding Bond of like maturity, interest rate and denomination if the asserted owner of such Refunding Bond provides to the Registrar and the City an affidavit, certificate or other reliable proof that the Registrar or the City reasonably finds protects the City from conflicting claims for payment under the Refunding Bond. Pursuant to Oregon Revised Statutes Section 288.435, the Registrar may waive the requirements of ORS 288.420 and the City may waive the requirements of ORS 288.430 with respect to the Refunding Bond.
- j. The City may alter these provisions regarding registration, exchange and transfer by mailing notification of the altered provisions to all Bondowners and the Registrar. The altered provisions shall take effect on the date stated in the notice, which shall not be earlier than 45 days after notice is mailed.

SECTION 8. BOOK-ENTRY SYSTEM

During any time that the Refunding Bonds are held in a book-entry only system (the "Book-Entry System"), the registered owner of all of the Refunding Bonds shall be The Depository Trust Company, New York, New York ("DTC"), and the Refunding Bonds shall be registered in the name of Cede & Co., as nominee for DTC. The City has entered into or shall enter into a Blanket Issuer Letter of Representations (the "Letter") wherein the City represents that it will comply with the requirements stated in DTC's Operational Arrangements as they may be amended from time to time.

Under the Book-Entry System, the Refunding Bonds shall be initially issued in the form of a single fully registered certificate, one for each maturity of the Refunding Bonds. Upon initial issuance, the ownership of such Refunding Bonds shall be registered by the Registrar on the registration books in the name of Cede & Co., as nominee of DTC. The City and the Registrar may treat DTC (or its nominee) as the sole and exclusive registered owner of the Refunding Bonds registered in its name for the purposes of payment of the principal of, redemption price of, and premium, if any, or interest on the Refunding Bonds, selecting the Refunding Bonds or portions thereof to be redeemed, if any, giving notice as required under this Resolution, registering the transfer of Refunding Bonds, obtaining any consent or other action to be taken by the owners and for all other purposes whatsoever; and neither the Registrar nor the City shall be affected by any notice to the contrary. The Registrar shall not have any responsibility or obligation to any person claiming a beneficial ownership interest in the Refunding Bonds under or through DTC or any Participant, or any other person which is not shown on the registration books of the

Registrar as being a registered owner, with respect to the accuracy of any records maintained by DTC or any Participant; the payment by DTC or any Participant of any amount in respect of the principal or redemption price of or interest on the Refunding Bonds; any notice or direction which is permitted or required to be given to or received from owners under this Resolution; the selection by DTC or any DTC Participant of any person to receive payment in the event of a partial redemption of the Refunding Bonds; or any consent given or other action taken by DTC as owner; nor shall any DTC Participant or any such person be deemed to be a third party beneficiary of any owners' rights under this Resolution. The Registrar shall pay from moneys available hereunder all principal of and premium, if any, and interest on the Refunding Bonds only to or upon the order of DTC, and all such payments shall be valid and effective to fully satisfy and discharge the City's obligations with respect to the principal of and premium, if any, and interest on the Refunding Bonds to the extent of the sum or sums so paid. So long as the Refunding Bonds are held in the Book-Entry System, no person other than DTC shall receive an authenticated Refunding Bond for each separate stated maturity evidencing the obligation of the Registrar to make payments of principal of and premium, if any, and interest pursuant to this Resolution. Upon delivery by DTC to the Registrar of DTC's written notice to the effect that DTC has determined to substitute a new nominee in place of Cede & Co., and subject to the provisions of this Resolution with respect to transfers of Refunding Bonds, the term "Cede & Co.," in this Resolution shall refer to such new nominee of DTC.

At any time it determines that it is in the best interests of the owners, the City may notify the Registrar, and the Registrar will subsequently notify DTC, whereupon DTC will notify the DTC Participants, of the availability through DTC of Bond certificates. In such event, the Registrar shall issue, transfer and exchange, at the City's expense, Bond certificates as requested in writing by DTC in appropriate amounts. DTC may determine to discontinue providing its services with respect to the Refunding Bonds at any time by giving written notice to the Registrar and discharging its responsibilities with respect thereto under applicable law. If DTC resigns as securities depository for the Refunding Bonds, Bond certificates shall be delivered pursuant to this section. Under such circumstances (if there is no successor securities depository), the Registrar shall be obligated to deliver Bond certificates as described in this Resolution, provided that the expense in connection therewith shall be paid by the City. In the event Bond certificates are issued, the provisions of this Resolution shall apply to, among other things, the transfer and exchange of such certificates and the method of payment of principal of, premium, if any, and interest on such Refunding Bonds. Whenever DTC requests the Registrar to do so, the Registrar will cooperate with DTC in taking appropriate action after written notice (a) to make available one or more separate certificates evidencing the Refunding Bonds to any DTC Participant having Refunding Bonds credited to its DTC account, or (b) to arrange for another securities depository to maintain custody of certificates evidencing the Refunding Bonds.

SECTION 9. REDEMPTION

Optional and Mandatory Redemption. The Refunding Bonds may be subject to optional redemption or mandatory redemption prior to maturity as provided in Section 11 herein.

SECTION 10. TAX-EXEMPT STATUS

The City covenants to use the proceeds of the Refunding Bonds, and the facilities refinanced with the Refunding Bonds, and to otherwise comply with the provisions of the Internal Revenue Code of 1986, as amended (the "Code"), so that interest paid on the Refunding Bonds will not be includable in gross income of the Bondowners for federal income tax purposes. The City specifically covenants:

- a. to comply with the "arbitrage" provisions of Section 148 of the Code, and to pay any rebates to the United States on the gross proceeds of the Refunding Bonds; and
- b. to operate the facilities refinanced with the proceeds of the Refunding Bonds so that the Refunding Bonds are not "private activity bonds" under Section 141 of the Code; and

- c. comply with all reporting requirements.

The Authorized Representative may enter into covenants on behalf of the City to protect the tax-exempt status of the Refunding Bonds.

SECTION 11. DELEGATION FOR ESTABLISHMENT OF TERMS AND SALE OF THE REFUNDING BONDS

The Authorized Representative is hereby authorized, on behalf of the City for a period of six months from the adoption of this resolution and without further action of the City Council, to:

- a. establish the principal and interest payment dates, principal amounts, interest rates, denominations and all other terms for the Refunding Bonds;
- b. negotiate the terms with Seattle-Northwest Securities Corporation under which the Refunding Bonds shall be sold; enter into a bond purchase agreement for the sale of the Refunding Bonds which incorporates those terms; and execute and deliver such bond purchase agreement;
- c. appoint an expert advisor to evaluate the negotiated terms and pricing of the Refunded Bonds, if required or determined by the Authorized Representative to be in the best interest of the City;
- d. select the maturities of the Refundable Bonds to be refunded and cause notice of call and redemption to be given as required by law;
- e. appoint an escrow agent for the Refundable Bonds and enter into an escrow deposit agreement, if necessary;
- f. appoint a registrar and paying agent for the Refunding Bonds;
- g. appoint a certified public accounting firm to act as verification agent to produce a report demonstrating the ability of the escrow account to meet all future debt service and related costs relative to the Refundable Bonds;
- h. take such actions as are necessary to qualify the Refunding Bonds for the book-entry only system of The Depository Trust Company if required;
- i. enter into covenants regarding the use of the proceeds of the Refunding Bonds and the projects refinanced with the proceeds of the Refunding Bonds, to maintain the tax-exempt status of the Refunding Bonds;
- j. approve of and authorize the distribution of the preliminary and final official statements for the Refunding Bonds;
- k. obtain one or more ratings on the Refunding Bonds if determined by the Authorized Representative to be in the best interest of the City, and expend Refunding Bond proceeds to pay the costs of obtaining such rating;
- l. obtain municipal bond insurance on the Refunding Bonds if determined by the Authorized Representative to be in the best interest of the City, execute and deliver any agreement required in connection with such insurance, and expend Refunding Bond proceeds to pay any bond insurance premium;

- m. approve, execute and deliver a Continuing Disclosure Certificate pursuant to SEC Rule 15c2-12, as amended (17 CFR Part 240, § 240.15c2-12);
- n. approve, execute and deliver the Refunding Bond closing documents and certificates; and
- o. execute and deliver a certificate specifying the action taken by the Authorized Representative pursuant to this Section 11 and any other certificates, documents or agreements that the Authorized Representative determines are desirable to issue, sell and deliver the Refunding Bonds in accordance with this Resolution.

SECTION 12. DEFEASANCE

The City may defease the Refunding Bonds by setting aside, with a duly appointed escrow agent, in a special escrow account irrevocably pledged to the payment of the Refunding Bonds to be defeased, cash or direct obligations of the United States in an amount which, in the opinion of an independent certified public accountant, is sufficient without reinvestment to pay all principal and interest on the defeased Refunding Bonds until their maturity date or any earlier redemption date. Refunding Bonds which have been defeased pursuant to this Section shall be deemed paid and no longer outstanding, and shall cease to be entitled to any lien, benefit or security under this Resolution except the right to receive payment from such special escrow account.

SECTION 13. DESIGNATION OF BOND COUNSEL, UNDERWRITER AND PAYING AGENT

The City hereby designates Preston Gates & Ellis LLP as bond counsel for the Refunding Bonds, Seattle-Northwest Securities Corporation as underwriter and U.S. Bank, National Association as paying agent for the Refunding Bonds.

SECTION 14. REDEMPTION OF REFUNDABLE BONDS

Contingent solely on the issuance of the Refunding Bonds and the deposit of the net proceeds with the Escrow Agent, the City hereby irrevocably calls for redemption all or any portion of the Refundable Bonds which are to be refunded with the proceeds of the Refunding Bonds on the earliest date they are subject to redemption.

SECTION 15. BANK DESIGNATION

The City designates the Refunding Bonds as "qualified tax-exempt obligations" pursuant to Section 265(b)(3) of the Code. The City and all subordinate entities do not reasonably expect to issue more than \$10,000,000 of tax-exempt obligations during calendar year 2003.

SECTION 16. RESOLUTION TO CONSTITUTE CONTRACT

In consideration of the purchase and acceptance of any or all of the Refunding Bonds by those who shall own the Refunding Bonds from time to time (the "Owners"), the provisions of this Resolution shall be part of the contract of the City with the Owners and shall be deemed to be and shall constitute a contract between the City and the Owners. The covenants, pledges, representations and warranties contained in this Resolution or in the closing documents executed in connection with the Refunding Bonds, including without limitation the City's covenants and pledges contained in Section 4 hereof, and the other covenants and agreements herein set forth to be performed by or on behalf of the City shall be contracts for the equal benefit, protection and security of the Owners, all of which shall be of equal rank without preference, priority or distinction of any of such Refunding Bonds over any other thereof, except as expressly provided in or pursuant to this Resolution.

SECTION 17. EFFECTIVE DATE OF RESOLUTION

This Resolution shall take effect immediately upon its adoption by the City Council.

APPROVED by the unanimous vote of the City Council with a quorum in attendance this 22nd day of September, 2003.

**CITY OF BROOKINGS
CURRY COUNTY, OREGON**

Mayor

ATTEST:

Finance Director/Recorder

BUILDING DEPARTMENT ACTIVITIES SUMMARY

For Month of Aug-03

No.	Building	Permit Fee	Plan Check Fee	Surcharge	SDF's	Value Current Month	No. to Date	Total to Date	No. Last Yr	Total Last Year
6	Single Family Dwelling	\$4,305.50	\$2,798.59	\$301.39	\$33,626.00	\$1,279,350.00	58	\$11,449,169.00	29	\$5,453,939.00
5	Single Family Addition	\$725.00	\$450.13	\$50.75	\$0.00	\$123,410.00	20	\$543,475.00	23	\$598,698.64
3	Single Family Garage-Carport	\$253.50	\$164.79	\$17.75	\$0.00	\$29,822.00	9	\$90,434.00	11	\$121,094.20
0	Two Family Residential	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	2	\$399,430.00	3	\$1,263,965.00
0	Multi-Family Residential Apts	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	3	\$2,118,347.00	0	\$0.00
0	Commercial New	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	6	\$646,861.00	9	\$1,722,126.00
4	Commercial Addition-Change	\$853.00	\$554.46	\$59.71	\$0.00	\$162,534.00	20	\$892,043.00	12	\$342,634.00
0	Churches	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0	\$0.00	1	\$5,000.00
0	School Repair-Addition	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0	\$0.00	3	\$10,542,307.00
0	Building Removal	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	2	\$0.00	1	\$0.00
0	Misc.-Retaining Wall-Fence	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	3	\$11,792.00	1	\$10,900.00
18	Total Building Permits	\$6,137.00	\$3,967.97	\$429.59	\$33,626.00	\$1,595,116.00	124	\$16,151,551.00	93	\$20,060,663.84
8	Mechanical Permits	\$187.70	N/A	\$13.14	N/A	N/A	85	N/A	61	N/A
7	Plumbing Permits	\$333.20	N/A	\$23.32	\$0.00	N/A	66	N/A	38	N/A
2	Manufactured Home Permits	\$320.00	N/A	\$22.40	\$4,467.00	N/A	3	N/A	0	N/A
35	TOTAL PERMITS	\$6,977.90	\$3,967.97	\$488.45	\$38,093.00	\$1,595,116.00	278	\$16,151,551.00	192	\$20,060,663.84
	Total Year to Date Calculated Fees	\$62,867.82	\$39,435.07	\$4,400.75	\$349,965.24					
	2002 YTD Calculated Fees	\$65,026.75	\$52,494.15	\$4,551.88	\$101,093.00					

lp

P:\doug\forms\monthrpt.wk4

BUILDING DEPARTMENT ACTIVITIES SUMMARY - URD

For Month of Aug-03

No.	Building	Permit Fee	Plan Check Fee	Surcharge	SDF's	Value Current Month	No. to Date	Total to Date	No. Last Yr	Total Last Year
1	Single Family Dwelling	\$68.50	\$44.53	\$4.80	\$0.00	\$7,140.00				
0	Single Family Addition	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00				
0	Single Family Garage-Carport	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00				
0	Two Family Residential	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00				
0	Multi-Family Residential Apts	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00				
0	Commercial New	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00				
3	Commercial Addition-Change	\$730.50	\$474.83	\$51.14	\$0.00	\$145,686.00				
0	Churches	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00				
0	School Repair-Addition	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00				
0	Building Removal	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00				
0	Misc.-Retaining Wall-Fence	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00				
4	Total Building Permits	\$799.00	\$519.36	\$55.93	\$0.00	\$152,826.00				
0	Mechanical Permits	\$0.00	N/A	\$0.00	N/A	N/A		N/A		N/A
0	Plumbing Permits	\$0.00	N/A	\$0.00	\$0.00	N/A		N/A		N/A
0	Manufactured Home Permits	\$0.00	N/A	\$0.00	\$0.00	N/A		N/A		N/A
4	TOTAL PERMITS	\$799.00	\$519.36	\$55.93	\$0.00	\$152,826.00		\$0.00		\$0.00
	Total Year to Date Calculated Fees									
	2001 YTD Calculated Fees									

lp

P:\doug\forms\monthrpt.wk4