

VAULT COPY

Agenda
City of Brookings
Common Council Meeting
City Hall Council Chambers
898 Elk Drive
Brookings, OR 97415
August 21, 2000
7:00pm



FIRST EVER City of Brookings
Volunteers and Employees Picnic Celebration
for Year 1999-2000
August 26, 2000 ~ Azalea Park

agenda

*CITY OF BROOKINGS
COMMON COUNCIL MEETING
Brookings City Hall Council Chambers
898 Elk Drive, Brookings, Oregon
August 21, 2000
7:00 p.m.*

I. CALL TO ORDER

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

IV. CEREMONIES/APPOINTMENTS/ANNOUNCEMENTS

A. Announcements

- 1. Introduction of new City Manager Leroy Blodgett*
- 2. Special Recognition to student Administrative Office Assistant Frances Schroeder*

V. PUBLIC HEARING

VI. SCHEDULED PUBLIC APPEARANCES

VII. ORAL REQUESTS AND COMMUNICATIONS FROM THE AUDIENCE

A. Committee and Liaison reports

- 1. Chamber of Commerce*
- 2. Businesses for a Better Brookings*
- 3. Port of Brookings-Harbor*
- 4. Council Liaisons*

B. Unscheduled

VIII. STAFF REPORTS

A. City Manager

- 1. Falcon Cable franchise renewal*
- 2. Approval to dispose of surplus property*

B. Community Development Department

- 1. Award of bids for sewerline televising and cleaning*
- 2. Acceptance of deeds dedicating street right-of-way and granting easements over sewer and water mains leading to and within the Hewit RV Park.*

C. Fire Department

- 1. Cal-Ore-Life Flight Ground & Air contract renewal*

IX. CONSENT CALENDAR

A. Approval of Council Meeting Minutes

- 1. Minutes of July 24, 2000, Special Council Meeting*
- 2. Minutes of July 24, 2000, Regular Council Meeting*
- 3. Minutes of July 28, 2000, Special Council Meeting*
- 4. Minutes of August 7, 2000, Special Council Meeting*

(end Consent Calendar)

X. ORDINANCES/RESOLUTIONS/FINAL ORDERS

A. Ordinances

- 1. No. 00-O-539 - in the matter of granting to Falcon Cable TV, dba: Charter Communications, a non-exclusive ten year franchise*

B. Resolutions

- 1. No. 00-R-683 - in the matter of authorizing the disposal of surplus City property*

XI. REMARKS FROM MAYOR AND COUNCILORS

A. Council

B. Mayor

- 1. Next meeting*

XII. ADJOURNMENT

AUGUST 2000

*Council Chambers &
Fire Hall Use as of 8/17/00*

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY										
		7:00pm CC-Planning Comm reg mtg/JBischoff	6:00pm AzPrkKiddtown/Lawn: Neighborhood Watch Picnic/John Rodgers 469-0450 12:00pm Commnty Agencies mtg @ Chetco Sr.Center 7:00pm FH-PoliceReserves	8:15am CC-CntyDevDpt Staff mtg/LLightle 9:00am CC-Crime Stoppers	11:00am CC-Farewell for Tom Weldon, City Manager											
	9:00am FH-VIPS/Volunteers in Police Service-BPalicki 9:00am CC-VIPS/Volunteers in Police Service-BPalicki 7:00pm CC-Special Council Mtg 7:00pm FH-FireTrng/ChShrp		1:15pm CC-Bid Opening/CCD-Sewer Line Televising/LLightle 2:00pm CC-John Bischoff/Mtg 2:30pm FH-SafetyComMtg/ HThmpson 7:00pm "Curry Govts" Mtg @ Gold Beach City Hall-2nd Wed of May, Jul,Sep,Nov,Jan, Mar	8:15am CC-CntyDevDpt Staff mtg/LLightle 2:00pm CC-John Bischoff/Mtg 7:00am TV49-Coast Today w/City Officials &/or Employees												
2:00pm AzPrk Bndshl/Lawn: Tsunami Swing Band-AMF FREE Summer 2000 Concert Series	7:00pm FH-FireTrng/ChShrp	2:00pm CC-Emerg Tsk Force w/Co. Coordntr- Chf Sharp 7:00pm CC-Comnty Family Picnic Strng Conum-HOPE: SCAlta 469-0358	9:00am CC-Come meet our New City Manager LeRoy Blodgett 6:00pm FH-Subrbn Fire Dist Mtg/RexAtwell	7:00am TV49-Coast Today w/City Officials &/or Employees 8:15am CC-CntyDevDpt Staff mtg/LLightle 3:30pm CC-HOPE Mtg/ Tim Adsit-469-7443 5:00pm CC-VIPS/Haunted House Mtg- BPalicki												
	11:00am CC-Municipal Court/ JdgHarper 7:00pm CC-Regular Council Meeting (rescheduled from 8/14) 7:00pm FH-FireTrng/ChShrp			7:00am TV49-Coast Today w/City Officials &/or Employees 8:15am CC-CntyDevDpt Staff mtg/LLightle 7:00pm CC-Parks & Rec Comm/ CMickelson		12:00pm All of Azalea Park-City of Brookings Volunteers & Employees Picnic by Invitation										
1:00pm AzPrk Bndshl/ Lawn: Sans Prophet & Friends-AMF FREE Summer 200 Concert Series	9:00am CC-VIPS/Volunteers in Police Service-BPalicki 7:00pm FH-FireTrng/ChShrp 7:00pm CC-Council Mtg			7:00am TV49-Coast Today w/City Officials &/or Employees 8:15am CC-CntyDevDpt Staff mtg/LLightle 9:30am CC-PERS Class/JDemtry, DTripp 503/603-7548 2:00pm CC-OSP LEADS TownHall Forum Mtg/David Yandell-503/378-3054												
			JULY 2000			SEPTEMBER 2000										
			S	M	T	W	T	F	S	S	M	T	W	T	F	S
									1						1	2
			2	3	4	5	6	7	8	3	4	5	6	7	8	9
			9	10	11	12	13	14	15	10	11	12	13	14	15	16
			16	17	18	19	20	21	22	17	18	19	20	21	22	23
			23/30	24/31	25	26	27	28	29	24	25	26	27	28	29	30

SEPTEMBER 2000

WEDNESDAY

३

OCTOBER 2000

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY											
1:00pm AzPrk-FREE AMF Summer 2000 Music Concert:Bryan Bowers; AzMidSchl if bad wthr!	7:00pm FH-FireTmg/ChShrp	7:00pm CC-Planning Comm reg mtg/JBischoff	12:00pm Community Agencies mtg @ Chetco Sr.Center 7:00pm FH-PoliceReserves	7:00am TV49-Coast Today w/City Officials &/or Employees 8:15am CC-CmtyDevDpt Staff mtg/LLightle 9:00am CC-Crime Stoppers													
1	2	3	4	5	6	7											
	9:00am CC-VIPS/Volunteers in Police Service-BPalicki 7:00pm CC-Council Mtg 7:00pm FH-FireTmg/ChShrp		2:30pm FH-SafetyComMtg/ HThmpson 7:00pm "Curry Govts" Mtg @ Gold Beach City Hall-2nd Wed of May, Jul,Sep,Nov,Jan, Mar	7:00am TV49-Coast Today w/City Officials &/or Employees 8:15am CC-CmtyDevDpt Staff mtg/LLightle													
8	9	10	11	12	13	14											
	Columbus Day 11:00am CC-Municipal Court/ JdgHarper 7:00pm FH-FireTmg/ChShrp		6:00pm FH-Subrbn Fire Dist Mtg/RexAtwell	7:00am TV49-Coast Today w/City Officials &/or Employees 8:15am CC-CmtyDevDpt Staff mtg/LLightle 3:30pm CC-HOPE Mtg/ Tim Adsit-469-7443													
15	16	17	18	19	20	21											
	National Boss Day 9:00am CC-VIPS/Volunteers in Police Service-BPalicki 7:00pm CC-Council Mtg 7:00pm FH-FireTmg/ChShrp			7:00am TV49-Coast Today w/City Officials &/or Employees 8:15am CC-CmtyDevDpt Staff mtg/LLightle 7:00pm CC-Parks & Rec Comm/ CMickelson													
22	23	24	25	26	27	28											
	7:00pm FH-FireTmg/ChShrp																
Daylight Savings Ends																	
29	30	31															
			SEPTEMBER 2000		NOVEMBER 2000												
			S	M	T	W	T	F	S	S	M	T	W	T	F	S	
								1	2				1	2	3	4	
			3	4	5	6	7	8	9		5	6	7	8	9	10	11
			10	11	12	13	14	15	16		12	13	14	15	16	17	18
			17	18	19	20	21	22	23		19	20	21	22	23	24	25
			24	25	26	27	28	29	30		26	27	28	29	30		

Memorandum

TO: Mayor, City Council

FROM: City Manager Leroy Blodgett

DATE: August 16, 2000



Issue: Falcon Cable Franchise Renewal

- Background:**
1. At the Special Council Meeting of August 7, 2000, you concurred with the recommended minor date changes presented by Steve Jolin of MuniCom and negotiator for the cable franchise renewal between Falcon, the City, and the County, and asked that the matter be continued to our next regular Council Meeting set for August 21, 2000. Those changes were on pages 10 and 61, which would also result in a "cover" change.
 2. You previously received a complete cable franchise renewal agreement. However, as directed by Mayor Hagbom, we will have available for your review a complete franchise renewal agreement with the corrected pages attached (#10, #61 & Cover). The acceptance of the agreement and changes by Falcon, dba: Charter Communications is forthcoming and will be available by Council meeting time.

Recommendation: suggest you approve Ordinance No. 00-O-539 - in the matter of granting to Falcon Cable TV, dba: Charter Communications, a non-exclusive ten year franchise, assuming acceptance by all officials from Falcon are received by meeting time.

**CABLE TELEVISION
FRANCHISE AGREEMENT
between
CURRY COUNTY, OREGON
and
FALCON CABLE
July 6, 2000
Corrected August 9, 2000**

3. GRANT OF FRANCHISE

3.1 Grant

Grantor hereby grants to the Grantee a non-exclusive, revocable Franchise for a 10-year period from and after the effective date hereof, revocable as provided herein, to construct, operate and maintain a cable communications system, including an Institutional Network, within the Franchise area. This Franchise authorizes Grantee to engage in providing Cable Service, as that term is defined in 47 U.S.C. Sec. 522(6) as amended, and to provide I-Net Capability for voice, video, and data as described in Section 6.5. This Franchise shall not be interpreted to prevent the Grantor from imposing lawful additional conditions, including additional compensation conditions for use of the Rights-Of-Way should Grantee provide service other than Cable Service. Nothing herein shall be interpreted to prevent Grantee from challenging the lawfulness or enforceability of any provisions of applicable law.

This Franchise is subject to the laws of the United States and the State of Oregon, and to the general ordinances of the Grantor affecting matters of general Grantor concern and not merely existing contractual rights of Grantee, whether now existing or hereinafter enacted. The Grantor shall upon request supply the Grantee with copies of any Grantor laws or regulations affecting Grantee's operations.

3.2 Use of Streets and Public Ways

For the purpose of constructing, operating and maintaining a cable communications system in the Franchise area, the Grantee may erect, install, audit, construct, repair, replace, reconstruct, and retain in, on, over, under, upon, across, and along the public streets and ways within the Franchise area such wires, cables, conductors, ducts, conduits, vaults, manholes, amplifiers, appliances, pedestals, attachments, and other property and equipment as are necessary, convenient and appurtenant to the operation of the cable communications system. Prior to construction or alteration, however, the Grantee shall in each case file plans as required with the appropriate agencies of Grantor and in accordance with any agreements with utility providers and companies, pay applicable fees, and receive approval as necessary before proceeding. Nothing in this Section shall relieve the Grantee of the obligations of Section 4.6 regarding the trimming of trees and other vegetation.

3.3 Duration and Effective Date of Franchise

Except as otherwise provided herein for revocation, the term of this Franchise and all rights, privileges, obligations and restrictions pertaining thereto shall be 10 years from the effective date of this agreement, at which time the Franchise shall expire and be of no force and effect. The effective date of the Franchise shall be August 22, 2000 unless the Grantee fails to file the Franchise acceptance in accordance with Section 3.7 herein, in which event this Franchise shall be null and void.

13. MISCELLANEOUS PROVISIONS

13.1 Compliance with Laws

The Grantee shall comply with all federal and state laws and regulations, including regulations of any administrative agency thereof, as well as all general ordinances, resolutions, rules and regulations of the Grantor heretofore or hereafter adopted or established during the entire term of this Franchise, provided that any such ordinances, resolutions, rules and regulations of the Grantor hereafter adopted or established shall not conflict or interfere with the existing rights of the Grantee hereunder. The Grantor shall make a good faith effort to provide copies to the Grantee of all general ordinances, resolutions, rules, regulations, and codes, and any amendments thereto, to which the Grantee is subject under this Franchise. ORS 279.312, 279.314, 279.316, and 279.320, having to do with certain conditions of labor, payment for medical care, workers' compensation insurance, liens, and other matters, are included in this Franchise by reference.

13.2 Severability

If any Section, subsection, sentence, clause, phrase or word of the Franchise agreement is held to be invalid or unconstitutional by any court of competent jurisdiction or pre-empted by federal or state regulations or law, such Section, subsection, sentence, clause, phrase or word shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining provisions hereof.

13.3 Captions

The captions to Sections throughout this Franchise agreement are intended solely to facilitate reading and reference to the Sections and provisions contained herein. Such captions shall not affect the meaning or interpretation of this Franchise agreement.

13.4 No Recourse Against the Grantor

The Grantee shall have no recourse whatsoever against the Grantor or its officials, boards, commissions, or employees for any loss, costs, expense, or damage arising out of any provision or requirement contained herein, or in the event this Franchise agreement or any part thereof is determined to be invalid.

13.5 Nonenforcement by Grantor

The Grantee shall not be relieved of its obligations to comply with any of the provisions of this Franchise agreement by reason of any failure of the Grantor to enforce prompt compliance.

Memorandum

TO: Mayor, City Council

FROM: City Manager Leroy Blodgett

DATE: August 16, 2000



Issue: Approval to dispose of surplus property

- Background:**
1. The City of Brookings recently entered into a lease/purchase agreement for five new police vehicles. The new vehicles replaced five vehicles plus two that were already out of service and that are in various levels of disrepair. A resolution has been prepared, for Council consideration, to declare the old vehicles surplus and dispose of the same.
 2. One of the cars will be used for training purposes by the Fire Department and then hauled off for salvage. The remaining vehicles will be offered for sale to other government entities for a minimal amount (approximately \$500 each). Those that do not sell within 45 days will be hauled away for salvage.

Recommendation: Approve the resolution and direct the City Manager to dispose of the vehicles as described in this report.

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

**In the Matter of a Resolution Authorizing)
the Disposal of Surplus City Property) Resolution No. 00-R-683**

WHEREAS, the City owns personal property that is identified in the attached Exhibit "A"; and

WHEREAS, the property is no longer needed by the City; and

WHEREAS, following its review of the property list, the Common Council voted unanimously that the property is surplus property, is no longer needed by the City and that it would be in the best interest of the public for this property to be disposed of;

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF
THE CITY OF BROOKINGS THAT:**

City staff is hereby authorized to dispose of the surplus property in a manner most likely to result in a benefit to the City; and

That City staff file with the City Finance Director a written accounting of the disposed property.

PASSED by the Common Council of the City of Brookings and signed by the Mayor this _____ day of August, 2000.

Bob Hagbom
Mayor

ATTEST:

Gail L. Hedding
Finance Director/Recorder

EXHIBIT "A"

Surplus Vehicles Police Department

Reserve K-9 Vehicle - 1988 Ford

License #E162014

VIN - 2FABP72G9JX162628

Miles - 119,316

Equipment: Street Hawk Lightbar
Galls control switch
16 Channel Fujitsu Ten Mobil Radio
Galls Roadmaster Siren/PA
Cage with Shotgun Mount

VIPS - 1990 Ford

License #E172278

VIN - 2FACP72F1LX153971

Miles - 120,863

Equipment: 16 Channel Fujitsu Ten Mobile Radio
Amber Jetsonic Light Bar

Reserve Patrol - 1991 Chev

License #E172294

VIN - 1G1BL5375MR139637

Miles - 118,713

Equipment: 16 Channel Fujitsu Ten Mobile Radio
Cage with Shotgun Mount
Plastic Rear Seat

Old Patrol (Lt. Blue) - 1987 Ford

License #E162012

VIN - 2FABP72G8HX167037

Miles - turned over to City Fleet

Patrol (school) - 1992 Chev

License #E183009

VIN - 1G1BL5373NR134454

Miles - 110,705

Equipment: 16 Channel Fujitsu Ten Mobil Radio
Cage with Shotgun Mount
Streamlite Holder/Charger
Federal Siracom II Siren/PA

EXHIBIT "A" - Surplus Vehicles Police Department - Continued:

Patrol - 1993 Ford

License #E188255

VIN - 2FACP71WXPX145648

Miles - 106,820

Equipment: 16 Channel Fujitsu Ten Mobile Radio
Cage with Shotgun Mount
Galls Siren/PA control
Galls Roadmaster Lite Control
Wig Wag Flashing Lite Control
Streamlite Holder/Charger

Old Patrol (Dk Blue) - 1985 Ford

License #E150576

VIN - 1FABP39M6FG206876

Miles - turned over to City Fleet

TO: Mayor, City Council
FROM: Leo Lightle, *LL*
Community Development Director
DATE: August 10, 2000

Community Development Department



Building Planning Public Works
Water Wastewater

ISSUE: Awarding of bids for sewerline televising and cleaning

BACKGROUND: The city advertised and opened bids for televising and cleaning 20,000 L.F. of sewerline. Three bids were received and are listed below:

TSR	\$18,400
Gelco Services	\$24,500
Spec Industries	\$29,000

RECOMMENDATION: The City Council award the contract for televising and cleaning of 20,000 LF of sewerline to TSR Corporation of Sherwood, Oregon.

Memorandum

TO: City Council
FROM: John Bischoff, Planning Director
THROUGH: Tom Weldon, City Manager
DATE: August 4, 2000



Issue: Acceptance of deeds dedicating street right-of-way to the city and granting easements over sewer and water mains leading to and within the Hewitt RV Park .

Background: As a condition of approval of the Conditional Use Permit allowing the RV Park located in the north end of town at the end of what was East Harris Heights Road (vacated by the county prior to annexation to the city). The street dedication is that portion of the entrance street to the park that lies outside of the Highway 101 right-of-way. The easement deeds allow the city access for maintenance purposes over the sewer and water mains extended from the street into the RV Park. See attached maps and exhibits.

Recommendation: Accept the deeds for recordation.

L-1 S 51°49'01" W 47.90
 L-2 N 32°56'20" E 130.66
 L-3 N 27°05'00" E 20.27
 L-4 S 27°05'00" W 175.67

C-1 Δ = 115°06'23"
 R = 53.00
 T = 83.36
 L = 106.48
 Lc = N 31°23'08" E
 89.45

SOUTH COAST

SCALE 1"=100'

N 27°05'00" E
 ACCESS EASEMENT
 35'

HEWITT

Area Being
 Dedicated

121/2
 U.S. HWY

SCALE
 1"=100'

HARRIS BEACH RD.

"X" = SOUTH COAST LUMBER CO.
 "Y" = ED HEWITT

AREA "X"
 195,197 s.f. 0.045 AC.

AREA "Y"
 14,197 s.f. 0.326 AC.



BCIP
 CENTER SEC. 36
 T 40 S, R 14 W
 W.M.

After Recording Return To:

City of Brookings

898 Elk Dr.

Brookings OR 97415

Accepted by the City of Brookings

Mayor

Date

DEED FOR ROAD PURPOSES

South Coast Lumber Co., an Oregon corporation, donates, grants and conveys to the City of Brookings, a Municipal corporation of the State of Oregon, its successors and assigns, a perpetual easement for street purposes in, upon and across the property hereinafter described, and has forever dedicated, and does hereby forever dedicate to the use of the public as a public road, all of the following bounded and described real property situated in the City of Brookings, County of Curry and State of Oregon, to-wit:

See Exhibit "A" attached hereto and by this reference made a part hereof and as illustrated by the map attached as Exhibit "B".

In witness whereof, South Coast Lumber Co. has caused its name to be signed by an officer of the corporation duly authorized to do so by order of its Board of Directors.

Dated August 11, 2000.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

SOUTH COAST LUMBER CO.

By:

Gordon M. Ball
Gordon M. Ball, CFO

STATE OF OREGON)

County of Curry) ss.

This instrument was acknowledged before me on August 11, 2000, by Gordon M. Ball, as CFO of South Coast Lumber Co.



Lilace N. Keech
Notary Public for Oregon
My Commission Expires: 4/16/03

EXHIBIT "A"

ROADWAY DEDICATION

**South Coast Lumber Company
to
City of Brookings**

A parcel of land lying within the Northeast Quarter (NE1/4) of Section 36, Township 40 South, Range 14 West, Willamette Meridian, City of Brookings, Curry County, Oregon, being more particularly described as follows:

Beginning at a point described as being North 44°53'08" East 936.59 feet from the Center of said Section 36;

thence North 32°56'20" East 130.66 feet;

thence along a non-radius curve to the right, having a central angle of 115°06'23", a radius of 53.00 feet and an arc length of 106.48 feet, the long chord of which bears North 31°23'8" East 89.45 feet;

thence leaving said curve, South 27°05'00" West 175.67 feet;

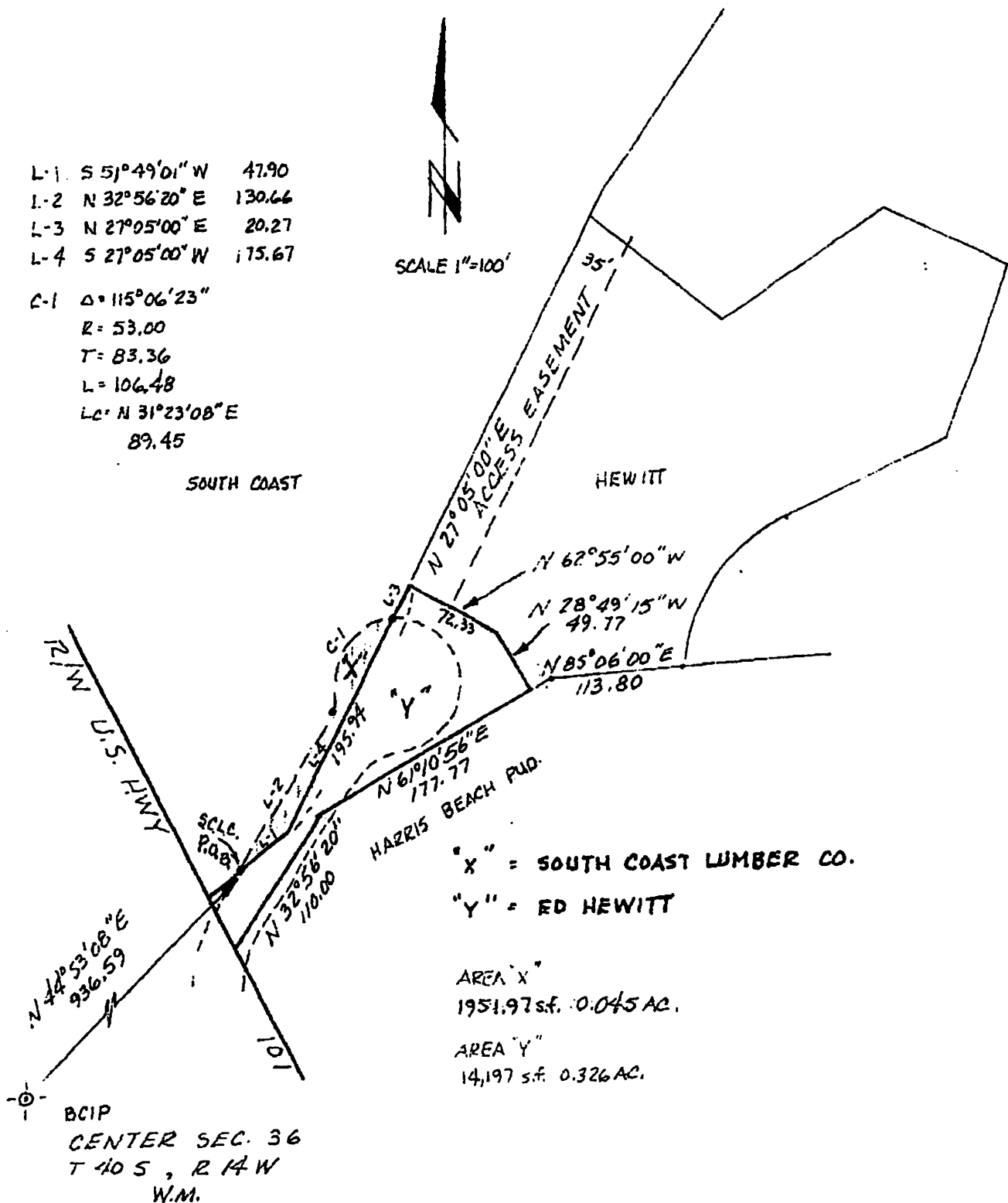
thence South 51°49'01" West 47.90 feet to the Point of Beginning.

Containing 1951.97 square feet or 0.045 acres.

File: F:\User\Eldon\My Documents\So Coast EX. A Roadway.doc

EXHIBIT "B"
Roadway Dedication

South Coast Lumber Co.
to
City of Brookings



NS

Brookings R.V. Resort, LLC
 305 South Arlington Avenue
 Reno, Nevada 89501
 Grantor's Name and Address
 City of Brookings
 898 Elk Drive
 Brookings, OR 97415
 Grantee's Name and Address
 After recording, return to (Name, Address, Zip):
 City of Brookings
 898 Elk Drive
 Brookings, OR 97415
 Until requested otherwise, send all tax statements to (Name, Address, Zip):
 City of Brookings
 898 Elk Drive
 Brookings, OR 97415

SPACE RESERVED
 FOR
 RECORDER'S USE

STATE OF OREGON,
 County of _____ } ss.

I certify that the within instrument
 was received for record on the _____ day
 of _____, 19____, at
 _____ o'clock _____ M., and recorded in
 book/reel/volume No. _____ on page
 _____ and/or as fee/file/instru-
 ment/microfilm/reception No. _____,
 Records of said County.

Witness my hand and seal of County
 affixed.

NAME TITLE

By _____, Deputy.

BARGAIN AND SALE DEED

KNOW ALL BY THESE PRESENTS that Brookings R.V. Resort, LLC, a Nevada Limited
Liability Company
 hereinafter called grantor, for the consideration hereinafter stated, does hereby grant, bargain, sell and convey unto The City of
Brookings, Oregon, a Municipal Corporation
 hereinafter called grantee, and unto grantee's heirs, successors and assigns, all of that certain real property, with the tenements, heredi-
 taments and appurtenances thereunto belonging or in any way appertaining, situated in Curry County,
 State of Oregon, described as follows, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO AND BY THIS REFERENCE INCORPORATED HEREIN. THE HEREIN
 DESCRIBED PROPERTY IS BEING DEDICATED TO AND FOR PUBLIC USE, AND FOR STREET PURPOSES.

We the undersigned accept and acknowledge the herein described property shown on
 Exhibit "A" attached hereto.

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE)

To Have and to Hold the same unto grantee and grantee's heirs, successors and assigns forever.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$_____. @ However, the
 actual consideration consists of or includes other property or value given or promised which is ☐ part of the ☐ the whole (indicate
 which) consideration. @ (The sentence between the symbols @, if not applicable, should be deleted. See ORS 93.030.)

In construing this deed, where the context so requires, the singular includes the plural, and all grammatical changes shall be
 made so that this deed shall apply equally to corporations and to individuals.

IN WITNESS WHEREOF, the grantor has executed this instrument this _____ day of _____, 2000
 grantor is a corporation, it has caused its name to be signed and its seal, if any, affixed by an officer or other person duly authorized
 to do so by order of its board of directors.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN
 THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGU-
 LATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON
 ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPRO-
 PRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES
 AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST
 PRACTICES AS DEFINED IN ORS 30.930.

Edward L. Hewitt
 Edward L. Hewitt, Trustee of the Edward L.
 Hewitt Family Trust & Manager

Marilyn E. Hewitt
 Marilyn E. Hewitt, Trustee of the Edward L.
 Hewitt Family Trust

STATE OF OREGON, County of Curry } ss.
 This instrument was acknowledged before me on 2nd June, 2000

by _____
 This instrument was acknowledged before me on _____, 19____,

by _____
 as _____
 of _____



KATHLEEN A. IRVINE
 Notary Public - State of Oregon
 My commission expires March 13, 2004

Kathleen A. Irvine
 Notary Public for Oregon
 My commission expires March 13, 2004

EXHIBIT "A"

BROOKINGS R.V. RESORT, LLC to CITY OF BROOKINGS

The herein described property is being dedicated to and for public use, and for street purposes.

Beginning at a point which lies North 693.20 feet and East 698.60 feet (North 45° 13' 20" East 984.16 feet) from the center Quarter Section corner of Section 36, Township 40 South, Range 14 West, Willamette Meridian, Curry County, Oregon; thence North 27° 05' 00" East 180.49 feet; thence along a 45.00 foot tangent curve, concave to the South through a central angle of 15° 00' 34" an arc distance of 11.79 feet; thence South 62° 55' 00" East 51.01 feet; thence South 28° 49' 04" East 49.97 feet; thence South 61° 10' 56" West 160.83 feet; thence South 32° 56' 20" West 110.00 feet to the Easterly line of the Relocated Oregon Coast Highway; thence North 28° 54' West along said Highway 40.00 feet; thence North 51° 49' East 72.9 feet to the Point of Beginning.

SCALE 1" = 160'

Δ = 74°59'26"
R = 45.00
L = 11.79

POB.
N 27°05'00" V
S 21°05'00" V
S 32°56'26" V
N 51°52'00" E
S 28°54'00" E
N 45°13'20" E - 984.16'
CENTER 1/4 COR
SECTION 36

REGISTERED
PROFESSIONAL
LAND SURVEYOR

OREGON
JULY 11, 1969
WALTER L. NEMTZ
913

CURVE	RADIUS	LENGTH	DELTA
C-1	125.00	140.04	59°26'06"
C-2	115.00	76.33	38°01'41"
C-3	125.00	150.64	69°02'50"
C-4	125.00	45.71	20°57'10"
C-5	20.00	17.45	49°51'41"
C-6	50.00	29.86	34°12'54"
C-7	85.00	88.17	59°26'06"
C-8	165.00	109.51	38°01'41"
C-9	75.00	117.81	90°00'00"
C-10	20.00	17.45	49°59'41"
C-11	50.00	135.94	155°46'28"

BOUNDARY LINE ADJUSTMENT FOR EDWARD L. HEWITT FAMILY TRUST

A PORTION OF THE NE 1/4 SEC. 36
T. 40 N., R. 14 W., WILLAMETTE MERIDIAN
CURREY COUNTY, OREGON



NORTH VALLEYS CONSULTANTS
ENGINEERING AND SURVEYING
1200 N. Rock Blvd., Suite 4
Sparks, Nevada 89431
(702) 331-8400

EXHIBIT "B"

NS

EASEMENT

Between

Edward L. Hewitt and Marilyn E. Hewitt
Trustees of the Edward L. Hewitt
Family Trust

And

City of Brookings, Curry County
OregonSPACE RESERVED
FOR
RECORDER'S USEAfter recording, return to (Name, Address, Zip):
City of BrookingsPO Box
Brookings OR 97415

STATE OF OREGON,

County of _____ } ss.

I certify that the within instrument
was received for record on the _____ day
of _____, 19____, at
_____ o'clock _____ M., and recorded in
book/reel/volume No. _____ on page
_____ and/or as fee/file/instru-
ment/microfilm/reception No. _____,
Records of said County.Witness my hand and seal of County
affixed.

NAME TITLE

By _____, Deputy.

THIS AGREEMENT made and entered into this _____ day of _____, 19____, by and
between Edward L. Hewitt and Marilyn E. Hewitt & Brookings R.V. Resort, LLC,
hereinafter called the first party, and The City of Brookings, Curry County Oregon
_____, hereinafter called the second party, WITNESSETH:

WHEREAS: The first party is the record owner of the following described real property in Curry
County, State of Oregon, to-wit:

All that land as described in Instruments 96-01341, 95-05267 and 95-05266

and has the unrestricted right to grant the easement hereinafter described relative to the real estate.

NOW, THEREFORE, in view of the premises and in consideration of \$ Nil by the second party to the
first party paid, the receipt of which is acknowledged by the first party, it is agreed:

The first party hereby grants, assigns and sets over to the second party an easement, to-wit:

An easement for a sewer and water pipeline and the maintenance thereof, under and
across the lands as described in Exhibits "A" pages 1 & 2, Exhibit "B" pages 1 & 2,
Exhibit "C" pages 1 & 2 and Exhibit "D", pages 1 & 2 attached and made a part of
this easement.

(Insert a full description of the nature and type of easement granted by the first party to the second party.)

(OVER)

27

The following legal description was written from record and field data to describe an easement for sewer and water pipelines, encumbering a parcel of land shown on Curry County Instrument No. 92-08714, Parcel 2 (Assessor Map 40-14-36A, Tax Lot 301) and benefiting the City of Brookings:

EXHIBIT "A"

An easement for a sewer and water pipeline and maintenance thereof, over, under and across a strip of land, 25.00 feet in width, lying 12.50 feet on each side of the following described line:

Commencing at a point described as North 693.2 feet and East 689.6 feet of the Center ¼ corner of Section 36, Township 40 South, Range 14 West, Willamette Meridian, City of Brookings, Curry County, Oregon; thence, South 51°49'00" West, 72.90 feet to the easterly right-of-way of U. S. Highway 101 (Oregon Coast Highway); thence, South 30°08'30" East (Record of South 28°54'00" East) along said easterly right-of-way, a distance of 40.00 feet; thence, North 32°58'33" East, 109.47 feet (record of North 32°56'20" East, 110.00 feet); thence, North 60°48'20" East, 160.83 feet (record of North 61°10'56" East, 160.83 feet) to the most southerly corner of Parcel 2; thence, North 28°49'04" West along the southwesterly property line of said Parcel 2, 26.32 feet to the Point of Beginning; thence, North 74°53'52" East, 157.59 feet; to the Points of Termination at the easterly property line.

The sidelines of this strip of land shall be extended and shortened to terminate at the property lines.

ALSO: An easement for a water pipeline and maintenance thereof, over, under and across a strip of land, 15.00 feet in width, lying 7.50 feet on each side of the following described line:

Commencing at a point described as North 693.2 feet and East 689.6 feet of the Center ¼ corner of Section 36, Township 40 South, Range 14 West, Willamette Meridian, City of Brookings, Curry County, Oregon; thence, South 51°49'00" West, 72.90 feet to the easterly right-of-way of U. S. Highway 101 (Oregon Coast Highway); thence, South 30°08'30" East (Record of South 28°54'00" East) along said easterly right-of-way, a distance of 40.00 feet; thence, North 32°58'33" East, 109.47 feet (record of North 32°56'20" East, 110.00 feet); thence, North 60°48'20" East, 160.83 feet (record of North 61°10'56" East, 160.83 feet) to the most southerly corner of Parcel 2; thence, North 28°49'04" West along the southwesterly property line of said Parcel 2, 49.97 feet; thence, continuing along the southwesterly property line of said Parcel 2, North 62°55'00" West, 27.66 feet; thence, North 27°05'00" East, along the westerly property line of said Parcel 2, a distance of 289.54 feet; thence, South 52°30'00" East, along the property line of said Parcel 2, a distance of 89.41 feet; thence, North 56°30'00" East, along the property line of said Parcel 2, a distance of 138.63 feet; thence, South 64°41'30" East, along the northerly property line of said Parcel 2, a distance of 60.75 feet to the Point of Beginning; thence, South 10°53'57" West, 27.32 feet; thence, South 30°41'23" East, 75.44 feet to the Point of Termination at the southeasterly property line.

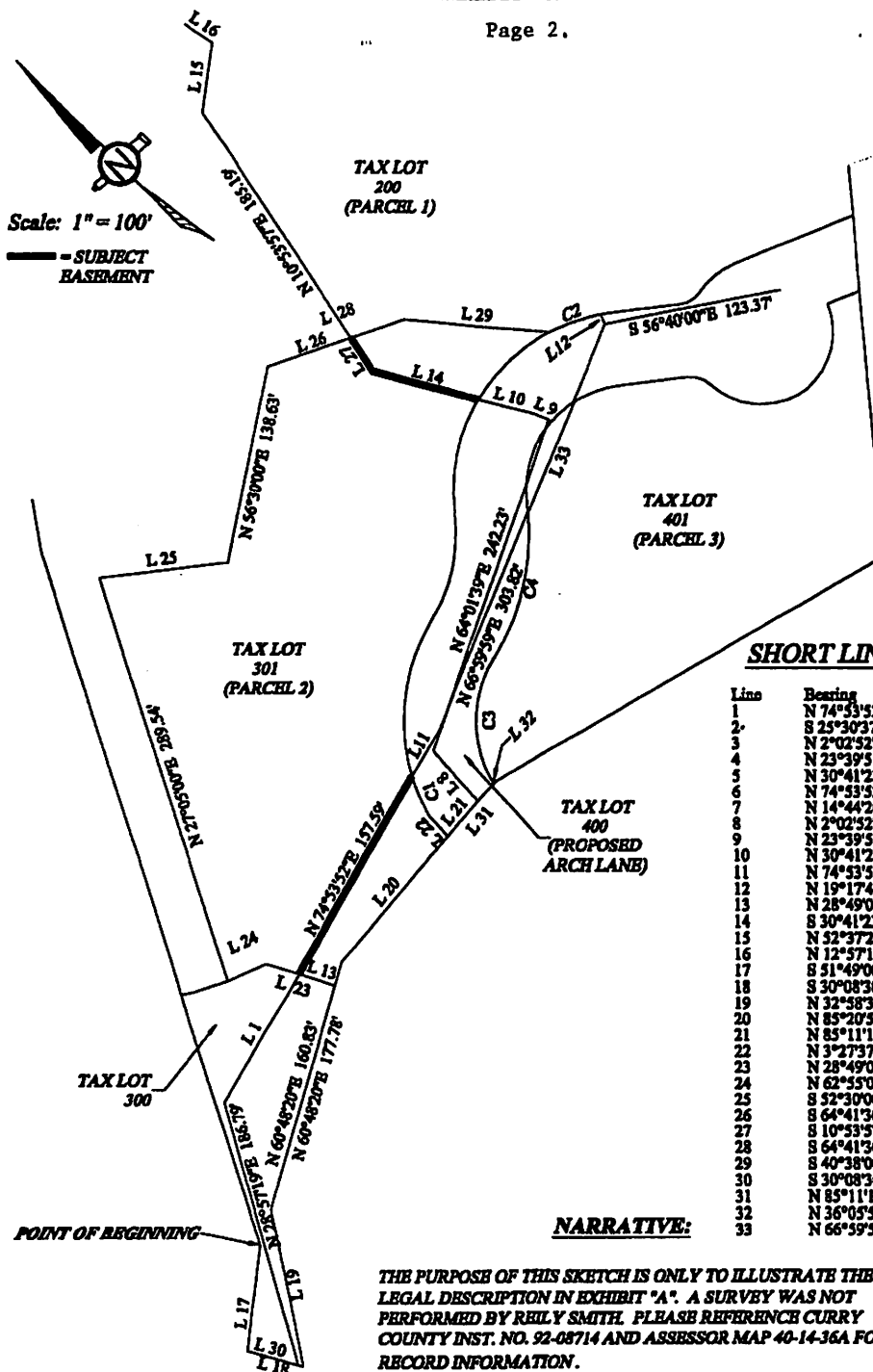
The sidelines of this strip of land shall be extended and shortened to terminate at the property lines.



Renews: June 30, 2000
Prepared: Oct. 14, 1999

EXHIBIT "A"

Page 2.



SHORT LINE TABLE:

Line	Bearing	Distance
1	N 74°53'52"E	102.29'
2	S 25°30'37"E	48.65'
3	N 2°02'52"E	46.20'
4	N 23°39'51"W	10.03'
5	N 30°41'23"W	40.60'
6	N 74°53'52"E	36.24'
7	N 14°44'20"E	53.17'
8	N 2°02'52"E	46.20'
9	N 23°39'51"W	10.03'
10	N 30°41'23"W	40.60'
11	N 74°53'52"E	36.24'
12	N 19°17'40"E	7.32'
13	N 28°49'04"W	26.32'
14	S 30°41'23"E	73.44'
15	S 52°37'27"E	49.44'
16	N 12°57'19"W	22.84'
17	S 51°49'00"W	72.90'
18	S 30°08'30"E	40.00'
19	N 32°58'33"E	109.47'
20	N 85°20'56"E	113.08'
21	N 85°11'16"E	33.04'
22	N 3°27'37"E	20.58'
23	N 28°49'04"W	49.97'
24	N 62°55'00"W	27.66'
25	S 52°30'00"E	89.41'
26	S 64°41'30"E	60.73'
27	S 10°53'57"W	27.32'
28	S 64°41'30"E	100.00'
29	S 40°38'00"E	100.41'
30	S 30°08'30"E	36.24'
31	N 85°11'16"E	51.04'
32	N 36°05'56"W	2.78'
33	N 66°59'59"E	83.20'

NARRATIVE:

THE PURPOSE OF THIS SKETCH IS ONLY TO ILLUSTRATE THE LEGAL DESCRIPTION IN EXHIBIT "A". A SURVEY WAS NOT PERFORMED BY REILY SMITH. PLEASE REFERENCE CURRY COUNTY INST. NO. 92-08714 AND ASSESSOR MAP 40-14-36A FOR RECORD INFORMATION.

CURVE TABLE:

Curve	Delta Angle	Radius	Arc	Tangent	Chord	Chord Bearing
1	12°00'46"	135.00	28.30	14.20	28.25	N 22°18'23" E
2	17°16'37"	125.00	37.69	18.99	37.55	S 64°36'27" E
3	59°28'06"	85.00	88.17	48.52	84.27	N 46°01'03" E
4	35°58'25"	165.00	103.60	53.57	101.90	N 57°44'53" E

REGISTERED
PROFESSIONAL
LAND SURVEYOR

OREGON
JAN. 21, 1992
REILY H. SMITH
2542

EXPIRES: JUNE 30, 2000

Reily Smith

Land Surveying

P. O. Box 7276 Brookings, OR. 97415

Ph: (541) 469-2826 Fax: (541) 469-7507

Job # 99-62A

Date: OCT. 18, 1999

Drawn: R. H. Smith

File: HEWITT.dwg

Clients:

ED HEWITT
5201 AMBROS DR.
RENO, NV. 89509

The following legal description was written from record and field data to describe an easement for sewer and water pipelines, encumbering a parcel of land shown on Curry County Instrument No. 92-08714, (Proposed Arch Lane - Assessor Map 40-14-36A, Tax Lot 400) and benefiting the City of Brookings:

EXHIBIT "B"

An easement for a sewer and water pipeline and maintenance thereof, over, under and across a strip of land, 25.00 feet in width, lying 12.50 feet on each side of the following described line:

Commencing at a point described as North 693.2 feet and East 689.6 feet of the Center ¼ corner of Section 36, Township 40 South, Range 14 West, Willamette Meridian, City of Brookings, Curry County, Oregon; thence, South 51°49'00" West, 72.90 feet to the easterly right-of-way of U. S. Highway 101 (Oregon Coast Highway); thence, South 30°08'30" East (Record of South 28°54'00" East) along said easterly right-of-way, a distance of 40.00 feet; thence, North 32°58'33" East, 109.47 feet (record of North 32°56'20" East, 110.00 feet); thence, North 60°48'20" East, 177.78 feet (record of North 61°10'56" East, 177.50 feet); thence, North 85°20'56" East, 113.08 feet (record of North 85°06'00" East, 110.57 feet); thence, North 03°27'37" East, 20.58 feet (record of North 16°18'00" East, 23.32 feet); thence, along the arc of a 135.00 foot radius curve to the right (the long chord to which bears North 22°18'23" East, 28.25 feet) a distance of 28.30 feet; to the Point of Beginning; thence, North 74°53'52" East, 36.24 feet; thence, North 66°59'59" East between said water and sewer pipelines, 303.82 feet to a tee; thence, South 56°40'00" East between said water and sewer pipelines, 123.37 feet to a point of termination and from said tee, North 19°17'40" East, 7.32 feet, to a point of termination.

EXCEPTING: Any portion of the above described easements lying outside of the subject property.

ALSO: An easement for a water pipeline and maintenance thereof, over, under and across a strip of land, 15.00 feet in width, lying 7.50 feet on each side of the following described line:

Commencing at a point described as North 693.2 feet and East 689.6 feet of the Center ¼ corner of Section 36, Township 40 South, Range 14 West, Willamette Meridian, City of Brookings, Curry County, Oregon; thence, South 51°49'00" West, 72.90 feet to the easterly right-of-way of U. S. Highway 101 (Oregon Coast Highway); thence, South 30°08'30" East (Record of South 28°54'00" East) along said easterly right-of-way, a distance of 40.00 feet; thence, North 32°58'33" East, 109.47 feet (record of North 32°56'20" East, 110.00 feet); thence, North 60°48'20" East, 177.78 feet (record of North 61°10'56" East, 177.50 feet); thence, North 85°20'56" East, 113.08 feet (record of North 85°06'00" East, 110.57 feet); thence, North 85°11'16" East (record of North 85°06'00" East), 33.04 feet to the Point of Beginning; thence, North 02°02'52" East, 46.20 feet; thence, North 64°01'39" East, 242.23 feet; thence, North 23°39'51" West, 10.03 feet; thence, North 30°41'23" West, 40.60 feet to the point of termination at the northwesterly property line.

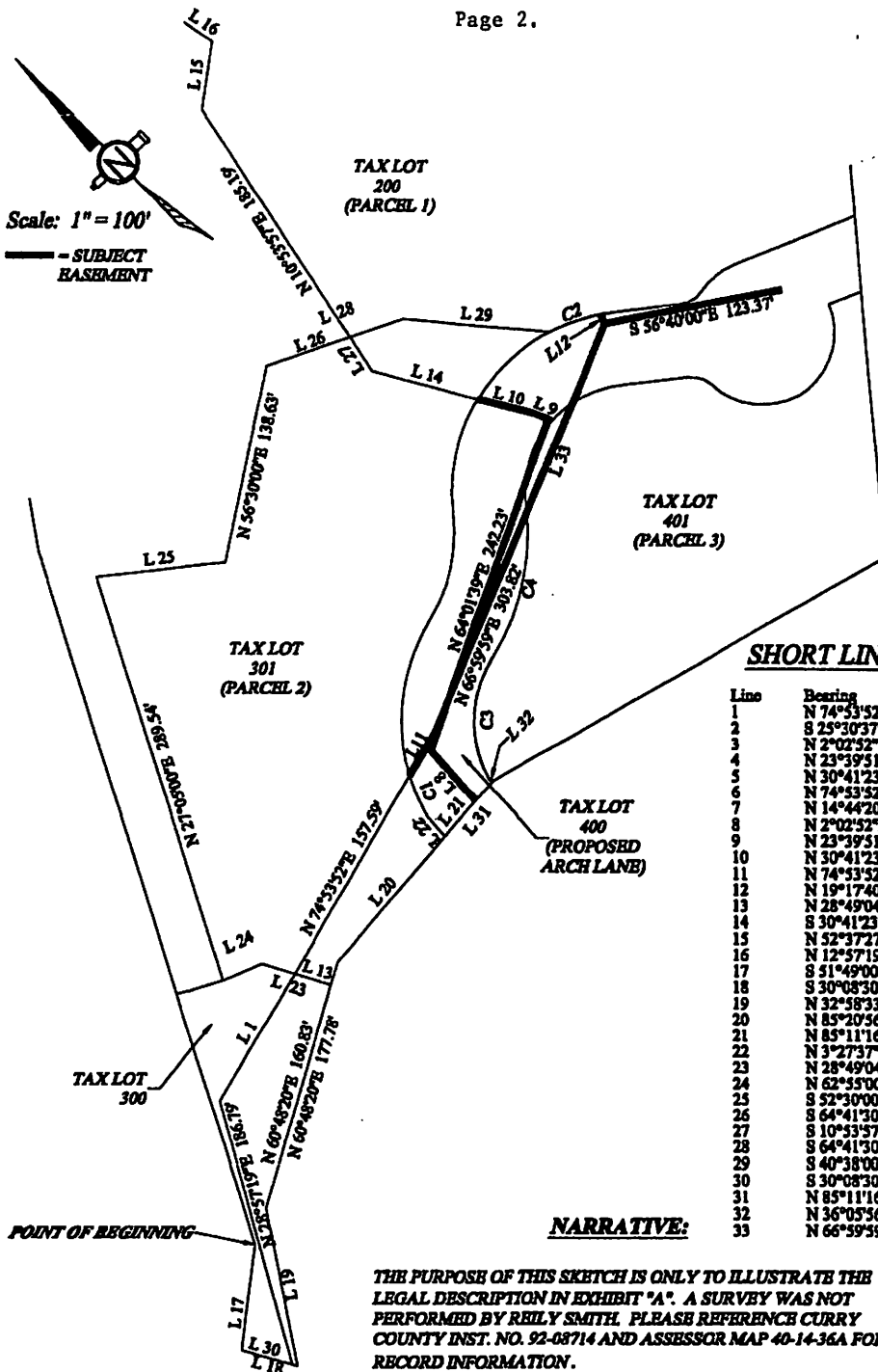
The sidelines of these strips of land shall be extended and shortened to terminate at the property lines.



Renews: June 30, 2000
Prepared: Oct. 14, 1999

EXHIBIT "B"

Page 2.



SHORT LINE TABLE:

Line	Bearing	Distance
1	N 74°33'52"E	102.29'
2	S 25°30'37"E	48.65'
3	N 2°02'52"E	46.20'
4	N 23°39'51"W	10.03'
5	N 30°41'23"W	40.60'
6	N 74°33'52"E	36.24'
7	N 14°44'20"E	55.17'
8	N 2°02'52"E	46.20'
9	N 23°39'51"W	10.03'
10	N 30°41'23"W	40.60'
11	N 74°33'52"E	36.24'
12	N 19°17'40"E	7.32'
13	N 28°49'04"W	26.32'
14	S 30°41'23"E	75.44'
15	N 52°37'27"E	49.44'
16	N 12°57'19"W	22.84'
17	S 51°49'00"W	72.90'
18	S 30°08'30"E	40.00'
19	N 32°58'33"E	109.47'
20	N 85°20'56"E	113.08'
21	N 85°11'16"E	33.04'
22	N 3°27'37"E	20.58'
23	N 28°49'04"W	49.97'
24	N 62°55'00"W	27.66'
25	S 52°30'00"E	89.41'
26	S 64°41'30"E	60.75'
27	S 10°53'57"W	27.32'
28	S 64°41'30"E	100.00'
29	S 40°38'00"E	100.41'
30	S 30°08'30"E	36.24'
31	N 85°11'16"E	51.04'
32	N 36°05'56"W	2.76'
33	N 66°59'59"E	83.20'

NARRATIVE:

THE PURPOSE OF THIS SKETCH IS ONLY TO ILLUSTRATE THE LEGAL DESCRIPTION IN EXHIBIT "A". A SURVEY WAS NOT PERFORMED BY REILY SMITH. PLEASE REFERENCE CURRY COUNTY INST. NO. 92-08714 AND ASSESSOR MAP 40-14-36A FOR RECORD INFORMATION.

CURVE TABLE:

Curve	Delta Angle	Radius	Arc	Tangent	Chord	Chord Bearing
1	12°00'46"	135.00	28.30	14.20	28.25	N 22°18'23"E
2	17°16'37"	125.00	37.69	18.99	37.53	S 64°36'27"E
3	59°26'06"	85.00	88.17	48.52	84.27	N 46°01'03"E
4	35°58'25"	165.00	103.60	53.57	101.90	N 57°44'53"E

REGISTERED
PROFESSIONAL
LAND SURVEYOR

OREGON
JAN. 21, 1992
REILY H. SMITH
2542

EXPIRES: JUNE 30, 2000

Reily Smith

Land Surveying

P. O. Box 7276 Brookings, OR. 97415

Ph: (541) 469-2826 Fax: (541) 469-7507

Job # 99-62A

Date: OCT. 18, 1999

Drawn: R. H. Smith

File: HEWITT.dwg

Clients:

ED HEWITT
5201 AMBROS DR.
RENO, NV. 89509

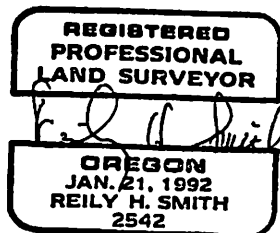
The following legal description was written from record and field data to describe an easement for sewer and water pipelines, encumbering a parcel of land shown on Curry County Instrument No. 92-08714 Parcel 1 (Assessor Map 40-14-36A, Tax Lot 200) and benefiting the City of Brookings:

EXHIBIT "C"

An easement for a water pipeline and maintenance thereof, over, under and across a strip of land, 15.00 feet in width, lying 7.50 feet on each side of the following described line:

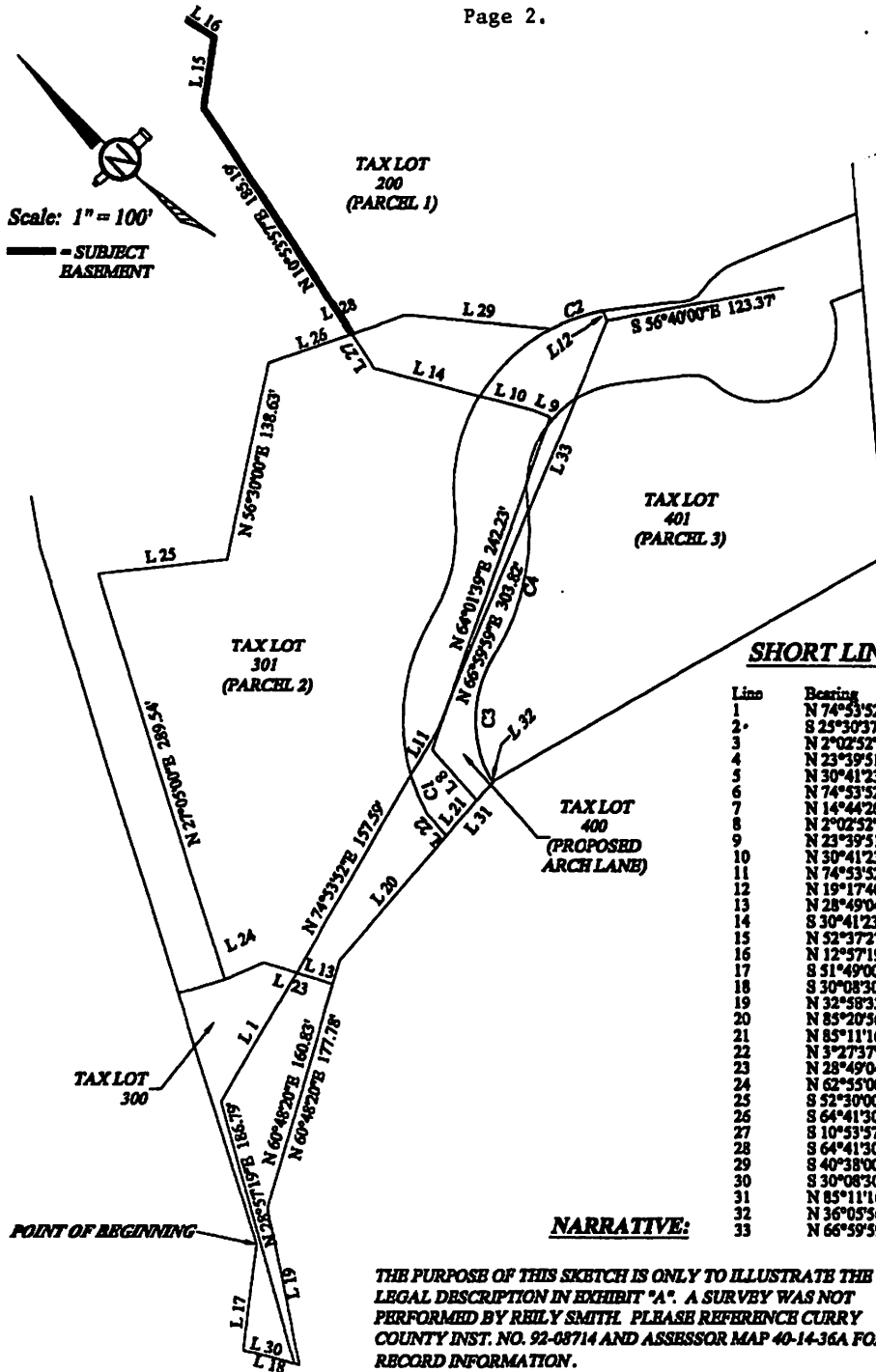
Commencing at a point described as North 693.2 feet and East 689.6 feet of the Center $\frac{1}{4}$ corner of Section 36, Township 40 South, Range 14 West, Willamette Meridian, City of Brookings, Curry County, Oregon; thence, South $51^{\circ}49'00''$ West, 72.90 feet to the easterly right-of-way of U. S. Highway 101 (Oregon Coast Highway); thence, South $30^{\circ}08'30''$ East (Record of South $28^{\circ}54'00''$ East) along said easterly right-of-way, a distance of 40.00 feet; thence, North $32^{\circ}58'33''$ East, 109.47 feet (record of North $32^{\circ}56'20''$ East, 110.00 feet); thence, North $60^{\circ}48'20''$ East, 160.83 feet (record of North $61^{\circ}10'56''$ East, 160.83 feet) to the most southerly corner of Parcel 2; thence, North $28^{\circ}49'04''$ West, 49.97 feet; thence, North $62^{\circ}55'00''$ West, 27.66 feet; thence, North $27^{\circ}05'00''$ East, 289.54 feet; thence, South $52^{\circ}30'00''$ East, 89.41 feet; thence, North $56^{\circ}30'00''$ East, 138.63 feet; thence, South $64^{\circ}41'30''$ East, 60.75 feet to the Point of Beginning; thence North $10^{\circ}53'57''$ East, 185.19 feet; thence, North $52^{\circ}37'27''$ East, 49.44 feet; thence, North $12^{\circ}57'19''$ West, 22.84 feet to the Point of Termination.

The sidelines of this strip of land shall be extended and shortened to terminate at the property lines.



Renews: June 30, 2000
Prepared: Oct. 14, 1999

EXHIBIT "C"
Page 2.



SHORT LINE TABLE:

Line	Bearing	Distance
1	N 74°53'52"E	102.29'
2	S 25°30'37"E	48.65'
3	N 2°02'52"E	46.20'
4	N 23°39'51"W	10.03'
5	N 30°41'23"W	40.60'
6	N 74°53'52"E	36.24'
7	N 14°44'20"E	55.17'
8	N 2°02'52"E	46.20'
9	N 23°39'51"W	10.03'
10	N 30°41'23"W	40.60'
11	N 74°53'52"E	36.24'
12	N 19°17'40"E	7.32'
13	N 28°49'04"W	26.32'
14	S 30°41'23"E	75.44'
15	N 52°37'27"E	49.44'
16	N 12°57'19"W	22.84'
17	S 51°49'00"W	72.90'
18	S 30°08'30"E	40.00'
19	N 32°58'33"E	109.47'
20	N 85°20'56"E	113.08'
21	N 85°11'16"E	33.04'
22	N 3°27'37"E	20.58'
23	N 28°49'04"W	49.97'
24	N 62°55'00"W	27.66'
25	S 52°30'00"E	89.41'
26	S 64°41'30"E	60.75'
27	S 10°53'57"W	27.32'
28	S 64°41'30"E	100.00'
29	S 40°38'00"E	100.41'
30	S 30°08'30"E	36.24'
31	N 85°11'16"E	51.04'
32	N 36°05'36"W	2.76'
33	N 66°59'59"E	83.20'

NARRATIVE:

THE PURPOSE OF THIS SKETCH IS ONLY TO ILLUSTRATE THE LEGAL DESCRIPTION IN EXHIBIT "A". A SURVEY WAS NOT PERFORMED BY REILY SMITH. PLEASE REFERENCE CURRY COUNTY INST. NO. 92-08714 AND ASSESSOR MAP 40-14-36A FOR RECORD INFORMATION.

CURVE TABLE:

Curve	Delta Angle	Radius	Arc	Tangent	Chord	Chord Bearing
1	12°00'46"	135.00	28.30	14.20	28.25	N 22°18'23" E
2	17°16'37"	125.00	37.69	18.99	37.55	S 64°36'27" E
3	59°26'06"	85.00	88.17	48.52	84.27	N 46°01'03" E
4	35°58'25"	165.00	103.60	53.57	101.90	N 57°44'53" E

REGISTERED
PROFESSIONAL
LAND SURVEYOR

OREGON
JAN. 21, 1992
REILY H. SMITH
2542

EXPIRES: JUNE 30, 2000

Reily Smith

Land Surveying

P. O. Box 7276 Brookings, OR. 97415

Ph: (541) 469-2826 Fax: (541) 469-7507

Job # 99-62A

Date: OCT. 18, 1999

Drawn: R. H. Smith

File: HEWITT.dwg

Clients:

ED HEWITT
5201 AMBROS DR.
RENO, NV. 89509

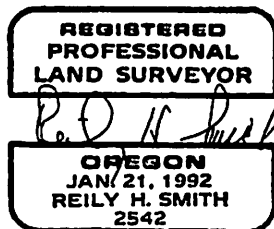
The following legal description was written from record and field data to describe an easement for sewer and water pipelines, encumbering a parcel of land shown on Curry County Instrument No. 92-08714, Parcel 3 (Assessor Map 40-14-36A, Tax Lot 401) and benefiting the City of Brookings:

EXHIBIT "D"

An easement for sewer and water pipelines and maintenance thereof, over, under and across a strip of land, 25.00 feet in width, lying 12.50 feet on each side of the following described line:

Commencing at a point described as North 693.2 feet and East 689.6 feet of the Center ¼ corner of Section 36, Township 40 South, Range 14 West, Willamette Meridian, City of Brookings, Curry County, Oregon; thence, South 51°49'00" West, 72.90 feet to the easterly right-of-way of U. S. Highway 101 (Oregon Coast Highway); thence, South 30°08'30" East (Record of South 28°54'00" East) along said easterly right-of-way, a distance of 40.00 feet; thence, North 32°58'33" East, 109.47 feet (record of North 32°56'20" East, 110.00 feet); thence, North 60°48'20" East, 177.78 feet (record of North 61°10'56" East, 177.50 feet); thence, North 85°20'56" East, 113.08 feet (record of North 85°06'00" East, 110.57 feet); thence, North 85°11'16" East, 51.04 feet (record of North 85°06'00" East, 53.63 feet); thence, North 36°05'56" West, 2.76 feet (calculated) (record of North 16°18'00" East, 3.93 feet); thence, along the arc of an 85.00 foot radius non-tangent curve to the right (the long chord to which bears North 46°01'03" East, 84.27 feet) a distance of 88.17 feet to a point of reverse curvature; thence, along the arc of a 165 foot radius curve to the left (the long chord to which bears North 57°44'53" East, 101.90 feet) a distance of 103.60 feet to the Point of Beginning; thence, North 66°59'59" East, 83.20 feet to the point of termination at the northerly property line.

The sidelines of this strip of land shall be extended and shortened to terminate at the property lines.



Renews: June 30, 2000
Prepared: Oct. 14, 1999

Relly Smith
Land Surveying
 P. O. Box 7276, Brookings, OR 97415
 Ph: (541) 469-2826 Fax: (541) 469-7507

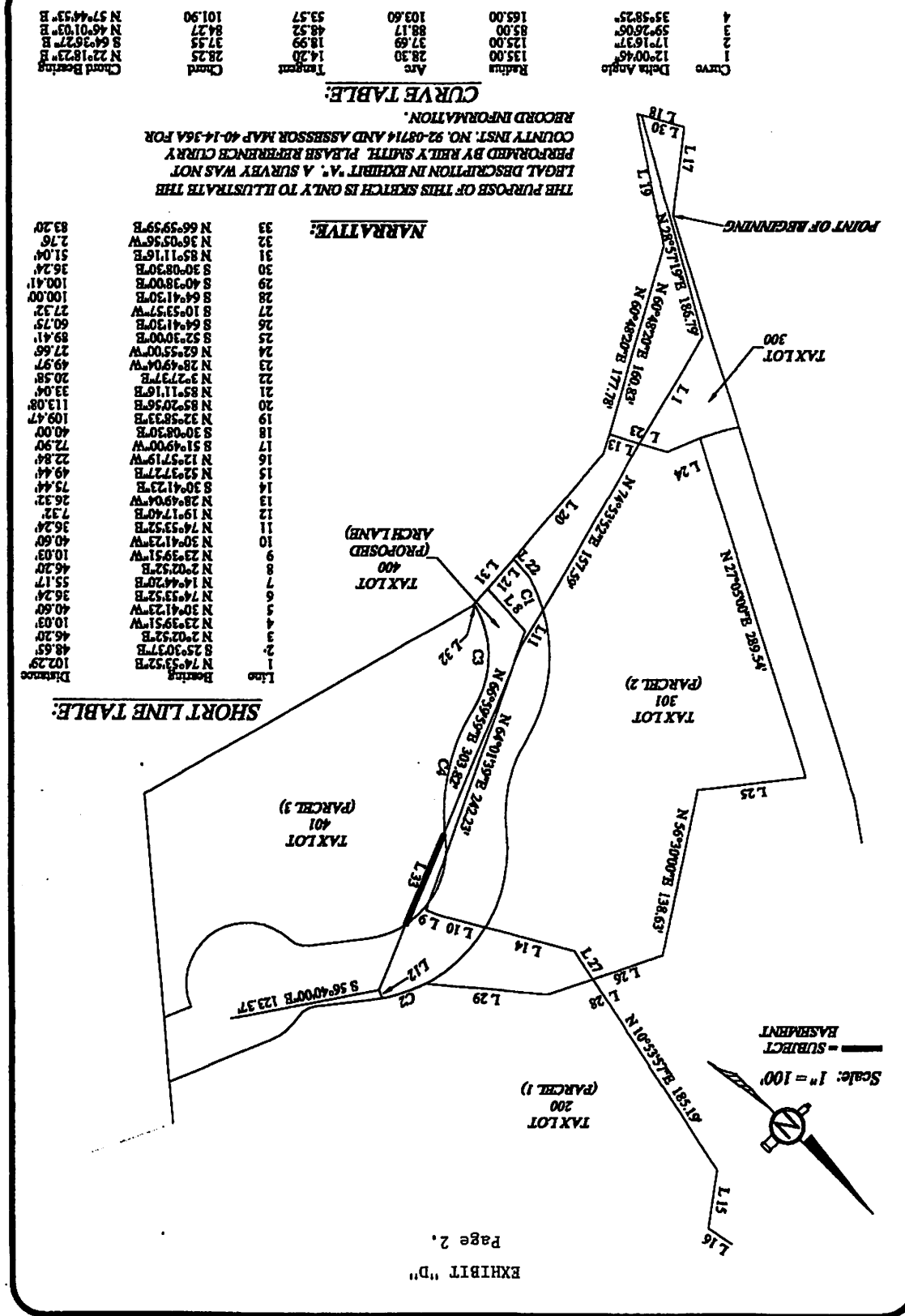
Job # 99-62A
 Date: OCT. 18, 1999
 Drawn: R. H. Smith
 File: HEWITT.dwg

Client: HD HEWITT
 5201 AMEROS DR.
 RENO, NV. 89509


REGISTERED
 PROFESSIONAL
 LAND SURVEYOR

OREGON
 JAN. 21, 1992
 RELLY H. SMITH
 2542

EXPIRES: JUNE 30, 2000



Memorandum

TO: Mayor, City Council
FROM: Fire Chief William Sharp 
DATE: August 16, 2000



Issue: Cal-Ore Life Flight Ground & Air contract renewal

- Background:**
1. At the February 28, 2000, regular Council meeting, you authorized the City to take over all ambulance dispatching by authorizing Mayor Hagbom to sign a contract between the City and Cal-Ore Life Flight Ground and Air, which became effective March 1, 2000. Because of the short notice at the time, not all language details necessary for a long term contract between the parties had been worked out. However, it was agreed upon that the proposed agreement would suffice until the more detailed agreement was worked through and brought back to you for acceptance. Therefore the contract effective date was continued in effect for an initial term ending April 30, 2000, with automatic renewal for a term of 30 days, and continuing for 30 day terms thereafter unless agreed upon by both parties to terminate.
 2. This new contract is a result of a meeting with previous City Manager Tom Weldon, Police Chief Ken Lewis, Cal-Ore General Manager Dan Brattain, Cal-Ore Operations Manager Joe Gregorio, and myself, and approval by City Attorney John Trew. Police Chief Lewis and myself feel this is a good working contract and are pleased all parties involved were agreeable in working together, to the specifics of the contract, and to the effective date of August 22, 2000.

Recommendation: Council authorize City to continue with an ambulance dispatching agreement between the City and Cal-Ore Life Flight Ground and Air by authorizing Mayor Hagbom to sign the attached contract.

CONTRACT

This Contract, effective August 22, 2000, between the CITY OF BROOKINGS, Oregon, a municipal corporation of the State of Oregon, hereinafter referred to as "CITY", and CAL-ORE LIFE FLIGHT GROUND AND AIR, a division of Westlog Aviation, hereinafter referred to as "CAL-ORE".

The CITY, through its Police Department Emergency Dispatch Center, agrees to provide dispatch service to CAL-ORE for ground ambulance service covering Southern Curry County. This includes dispatching for 4 separate ambulance crews per day, 24-hours per day.

CAL-ORE agrees to pay the CITY a monthly fee of \$1,000 for such services. CAL-ORE further agrees that in addition to the \$1,000 per month fee, CAL-ORE will pay the CITY all direct expenses necessary for the provision of such service as required by CAL-ORE.

Insurance. CAL-ORE agrees to maintain a minimum \$1,000,000 bodily injury and property damage combined single limit coverage under its general and auto liability insurance policy and agrees to add the CITY as an additional insured.

Termination and Renewal. This contract shall become effective on August 22, 2000, and shall be reviewed, including the monthly fee, annually. This agreement may be terminated by either party after 120 days written notice.

Invalidity and Severability. In the event any provision of this contract is determined to be invalid or unenforceable, the remainder of the provisions of this contract shall remain in full force and effect.

Applicable Law. This contract shall be governed in all respects by the laws of the State of Oregon.

Attorney Fees. In the event any suit or action is brought by any party under this contract to enforce any of its terms, it is agreed that the prevailing party shall be entitled to a reasonable attorney fee to be fixed by the trial and appellate courts.

CITY OF BROOKINGS, an Oregon Municipal Corporation

By _____
Bob Hagbom, Mayor
Date: _____

CAL-ORE LIFE FLIGHT GROUND AND AIR

By _____
Dan Brattain, General Manager
Date: _____

CITY OF BROOKINGS
SPECIAL COUNCIL MEETING MINUTES
City Hall Council Chambers
898 Elk Drive, Brookings, OR 97415
July 24, 2000
1:30PM

I. CALL TO ORDER

Mayor Bob Hagbom called the meeting to order at 1:40 PM.

II. PLEDGE OF ALLEGIANCE

Led by Councilor Lorraine Kuhn

III. ROLL CALL

Council Present: Mayor Bob Hagbom, Councilors Larry Curry, Keith Pepper, Frances Johns, and Lorraine Kuhn a quorum present.

Council Absent: Ex-Officio Councilor Shiloh Thom, excused

Staff Present: Administrative Secretary Sharon Ridens

Media Present: None

Mayor Hagbom recessed the Special Council Meeting at 1:42PM, and immediately went into Executive Session.

EXECUTIVE SESSION - ORS 192.660 (1) (a) - Employment of Public Officers, Employees, and Agents

Mayor Hagbom closed the Executive Session and immediately reconvened the Special Council Meeting at 5:29PM.

There was no Council action on items discussed during Executive Session

IV. ADJOURN

The Meeting was adjourned at 5:31PM by Mayor Hagbom.

Respectfully submitted:

Bob Hagbom
Mayor

ATTEST:

Gail L. Hedding
Finance Director/Recorder

**CITY OF BROOKINGS
COMMON COUNCIL MEETING MINUTES
City Hall Council Chambers
898 Elk Drive, Brookings, OR 97415
July 24, 2000
7:00PM**

I. CALL TO ORDER

Mayor Bob Hagbom called the meeting to order at 7:05 PM.

II. PLEDGE OF ALLEGIANCE

Led by Finance Director/Recorder Gail Hedding

III. ROLL CALL

Council Present: Mayor Bob Hagbom, Councilors Larry Curry, Keith Pepper, Frances Johns, and Lorraine Kuhn a quorum present.

Council Absent: Ex-Officio Councilor Shiloh Thom, excused

Staff Present: City Manager Tom Weldon, Finance Director/Recorder Gail Hedding, new Treatment Plant Operator Assistant Rick Roediger, and Administrative Secretary Sharon Ridens

Media Present: Chuck Hayward, Curry Coastal Pilot

Other: Chamber of Commerce Executive Director Les Cohen, Chamber President Richard Guyro, Augie Kofoet-President Businesses for a Better Brookings, Parks and Recreation Commission Chair Craig Mickelson, Parks and Recreation Commissioner Russ Fritz and approximately 26 other citizens, including former Councilor George Ciapusci.

IV. CEREMONIES/APPOINTMENTS/ANNOUNCEMENTS

A. Appointments

1. Parks and Recreation Commission Position No. 5

Mayor Hagbom recommended Nancy Lee Shute as the new Parks and Recreation Commissioner for position number 5.

Councilor Johns moved, Councilor Pepper seconded, and the Council voted unanimously to appoint Nancy Shute as Commissioner to the Parks and Recreation Commission.

B. Announcements

- 1. New Employee - Rick Roediger/Treatment Plant Operator Assistant***
City Manager Tom Weldon presented new employee Rick Roediger and a brief background of his work experience to the Council. Mayor and Council welcomed him "onboard".

Mayor Hagbom asked for agenda order change, asking for "Unscheduled" Oral Requests from the audience. However, first he presented City Manager Tom Weldon with a certificate of appreciation for his dedication and hard work with and for the Citizens of Brookings, Oregon, during the past almost six years.

V. ORAL REQUESTS AND COMMUNICATIONS FROM THE AUDIENCE

B. Unscheduled

Many people proceeded to come before the Council recognizing City Manager Tom Weldon and his commitment to the community, despite his wife's having to move to Portland for employment, his accomplishments during his employment with the City of Brookings, and thanking him for his continued dedication to the City of Brookings. (Included in the minutes are written statements provided by some of those individuals.) Those coming forward to speak included:

Peter Spratt, 15480 Sowindland, Harbor; Don and Cherie Mitchel, owners of Flora Pacifica; Genie Gilliam, President & CEO of Family Security Bank; Peggy Goergen, Associate Dean of Southwestern Community College; Russ Crabtree, Port of Brookings-Harbor General Manager; Ken (Port Commissioner) and Virginia Byrtus; John Zia, local contractor; Sandy Hislop-684 Richard Street, Brookings; George Ciapusci-285 Allen Lane, Brookings; Richard Gyuro, owner of Mory's; Pete Pavich-Director of Salmon Run Golf & Wilderness Preserve; Chamber Executive Director Les Cohen; ODOT Dist 7 Manager Lee Sparks; Carla Jackson, 955 Brooke Lane, Brookings; Don Nuss, 808 Pioneer, Brookings.

City Manager Weldon thanked everyone for their kind words, and Mayor Hagbom thanked Weldon.

Mayor Hagbom asked to return to the regular agenda order.

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

A. *Committee and Liaison reports*

1. *Chamber of Commerce*

Executive Director Les Cohen advised the Chamber is currently working on old growth forest grants to get ready for a feasibility study for high-tech issues. He noted that as of 5:25PM this date, there were 5,138 "hits" on the Chamber of Commerce website.

2. *Businesses for a Better Brookings*

There was no report

3. *Port Commission*

Councilor Kuhn advised the Port's meeting had been continued to July 26th, so she had no report.

4. *Council Liaisons*

Councilor Curry reported on attending a few meetings including CCD Economic Development and Curry Governments who met regarding Oregon Health Plan issues and the lack of doctors willing to participate.

B. *Unscheduled*

ODOT Assistant District Manager of District 7, Lee Spark-3500 Stewartpark Way, Roseburg reported on designs for south end of Chetco Bridge of which the engineers "stamp" of approval is lacking, but in process. He advised prior to getting final stamp of approval, the hydraulics engineer has to put his stamp. Sparks proceeded to provide a brief background on efforts made to date to solve the problems involved, and informed the Council of progress with TIC for the sign on the bridge for Salmon Run Golf.

Bill Farrell, 19366 Carpenterville Road, Brookings, reported on the status of the living monument committee, a Vietnam Vets project, which included a few problems, changes, and the unveiling for September 24, 2000 - Gold Star Mother's Day, as their goal. Farrell was advised the flag pole needs would need to be referred back to Parks and Recreation Commission, who would be meeting July 27, 2000, for approval and back to the Council for final approval. Public Works would be interested in lighting issues. Farrell advised the Council they have funding for all of the project, including maintenance for the future.

Mayor Hagbom thanked Farrell and stated the Council looked forward to the completion of the project.

VI. STAFF REPORTS

A. *City Manager*

1. *Liquor License Approval - Chives, Inc., dba: Chives Restaurant*
City Manager Weldon presented request for approval of change in official ownership in title only for the Chives Restaurant liquor license.

Councilor Pepper moved, Councilor Kuhn seconded, and the Council voted unanimously to approve the liquor license change request.

2. *Ordinance Regulating the sale and distribution of tobacco and tobacco products*

Mayor Hagbom asked council to continue to next council meeting.

Augie Kofoet, 787 Ransom, Brookings, was confused about the ordinance, and Weldon clarified the ordinance is designed only to address accessibility, not age-which is taken care of by state law.

Councilor Keith Pepper stated he disagreed with continuing the agenda item and asked that we do something this evening, since five people have come for a third time to address the issue. Mayor Hagbom asked for a show of hands. With a three (3) to two (2) in favor vote, the matter remained on the agenda, but was continued to later on the agenda.

3. *Authorize letter to Chamber of Commerce - Transient Room Tax Dollars*
City Manager Weldon provided background and recommendations for the tourism promotion services agreement being reviewed and accordingly, the legally required procedures for doing same.

Councilor Johns moved, Councilor Pepper seconded, and the Council voted unanimously to authorize Mayor Hagbom to sign a letter to the Chamber President stating the City wished to terminate the present agreement effective June 30, 2001, and to ask for their written confirmation of this action.

Mayor Hagbom and Councilor Pepper commented they were in no way unhappy with the Chamber's services, and that it was just time to "clean-up" the document and appropriate to review it. In order to accomplish this, the appropriate steps had to be taken, which included the official notice to the Chamber.

4. *Cable TV franchise - Falcon Cable, dba: Charter Communications*
Mayor Hagbom informed the Council this matter will be addressed again at a special Council meeting on August 7, 2000, with the Council and

Falcon Cable representatives being present, having been before the County that same date in the morning.

Councilor Pepper moved, Councilor Johns seconded, and the Council voted unanimously to move the Cable Television franchise agreement with Charter Communications to a Special Council Meeting on August 7, 2000.

5. *Air Service to Medford*

City Manager Weldon supplied background on meetings being held and proposals to improve air service to this area by linking us with Medford and ultimately Portland and to the south. He recommended approval of the proposed resolution to encourage the Federal Government to help us get in line with this issue and improve the service.

Chamber Executive Director Cohen explained their resolution and their goals.

Rick Jackson of Brooke Lane, asked regarding FAA subsidizing and would the service be cut off after a given length of time. Cohen responded with contemplating larger carriers will pick-up the service.

Mayor Hagbom read aloud the resolution in its entirety.

Councilor Pepper moved, Councilor Johns seconded, and the Council voted unanimously to approve Resolution No. 00-R-682, in the matter of supporting the efforts of Curry, Del Norte, and Jackson Counties to obtain air service at a reasonable cost to the communities in these counties.

Augie Kofoet, President of Business for a Better Brookings, asked to be added to the agenda.

Councilor Pepper moved, Councilor Johns seconded, and the Council voted unanimously to add Businesses for a Better Brookings to the Agenda.

Kofoet requested special facilitation to accomplish a "Spruce Street Market" for the Summer 2000, written information provided. Mayor Hagbom asked if this project was sponsored by Businesses for a Better Brookings. It was discussed to review with the proposal with City Manager Weldon and to meet with authors of the proposal to attempt to accomplish their immediate deadline. Council was advised a copy of the proposal had been given to ODOT regarding recommendations/approval of signs. Discussion ensued regarding street closure, other businesses in the area, permits, health department issues, and having a "test" run.

Councilor Pepper moved, Councilor Johns seconded, and the Council voted unanimously to approve the "Spruce Street Market" for August 12, 2000, subject to the Mayor and City Manager's final approval, up to and including the closure of Spruce Street. Approval would include a report back to the Council on the following Monday.

Mayor Hagbom declared the meeting in recess at 8:45PM.

Mayor Hagbom reconvened the meeting at 8:52PM by singing Happy Birthday to Finance Director/Recorder Gail Hedding.

Mayor Hagbom asked for Council comments regarding the tobacco ordinance and, having already had a public hearing on the matter, not passing the ordinance tonight, but only discussing it. Weldon offered staff recommendations and asked the Council to do something positive on this issue: either pass the ordinance, change it and then pass it, or ask the County Commissioners to pass it. Councilor Pepper recommended the Council pass the ordinance and ask the County to pass a similar one. Discussion ensued including questions from Councilor Kuhn and comments from Councilor Curry who is not favor of proceeding with the ordinance.

Audience comments came from Augie Kofoet of 787 Ransom, Brookings.

Dave Manzella from the Curry County Health Department, 29590 Pacific Street, Gold Beach, read into record showing support from schools within the City: from Principal Chris Mc Kay, asking for the safety and well being of our students to be a high priority in community... making these products less available will make a positive impact on our schools. Manzella asked City of Brookings to show some real leadership to show the communities on how to approach this life threatening problem, and the importance of beginning at the small community level.

Councilor Pepper moved, Councilor Johns seconded, and the Council voted with four (4) ayes, and one (1) nay from Councilor Curry, to direct staff to prepare the ordinance for the agenda of August 14, 2000.

VII. CONSENT CALENDAR

- A. *Approval of Council Meeting Minutes*
 - 1. *Minutes of July 10, 2000, Regular Council Meeting*
- B. *Acceptance of Planning Commission Minutes*
 - 1. *Minutes of June 6, 2000, Regular Commission Meeting*
- C. *Acceptance of Parks and Recreation Commission Minutes*
 - 1. *Minutes of June 22, 2000, Regular Commission Meeting*

(end Consent Calendar)

Councilor Johns moved, Councilor Pepper seconded, and the Council voted unanimously to approve the consent calendar.

VIII. ORDINANCES/RESOLUTIONS/FINAL ORDERS

A. Ordinances

There were no ordinances on the agenda.

B. Resolutions

1. *Resolution No. 00-R-682 -in support of the efforts of Curry, Del Norte and Jackson Counties to obtain air service at a reasonable cost to the communities in these counties.*

This resolution was addressed earlier on the agenda.

IX. REMARKS FROM MAYOR AND COUNCILORS

A. Mayor

Again, thanked Tom Weldon for his service to the community, and reminded everyone of the special farewell being held on August 4, 2000, at 11:00AM, in the Council Chambers.

B. Council

Councilor Pepper clarified to the attending media, that we are not unhappy with the Chamber's service.

Mayor Hagbom reported on the financial results from the Cancer Relay for Life. He also explained Senator Gordon Smith would be visitin with the City and the community this fall, not just as a tourist.

Mayor Hagbom recessed the regular meeting at 9:11PM and immediately called to order an Executive Session, pursuant to:

EXECUTIVE SESSION - *ORS 192.660 (1) (a) - Employment of Public Officers, Employees, and Agents*

Mayor Hagbom closed the executive session at 9:55PM, and immediately reconvened the regular meeting at 9:56PM.

Council action on items discussed during Executive Session:

Councilor Pepper moved, Councilor Johns seconded, and the Council voted unanimously to authorize Mayor Hagbom to pursue one of the candidates and negotiate salary and benefits, reporting back to the Council on Friday, July 28,

2000, at 8:00PM, for a Special Council Meeting.

X. **ADJOURNMENT**

The meeting was adjourned at 9:57PM.

Respectfully submitted:

Bob Hagbom
Mayor

ATTEST:

Gail L. Hedding
Finance Director/Recorder



I would like to say on behalf of The Claveran Group and Salmon Run that we will greatly miss Tom Weldon. The golf course project required a great deal of Tom's time working with all of the State and Federal agencies in Salem, the Curry County staff, 2 Mayors and the Brookings City Council.

Tom has always handled himself as a professional in his dealings with the golf course. His years of experience were highly valuable in the variety of complex situations we had to face during constructing.

The City of Brookings has big shoes to fill replacing Tom. We believe the realization of the next City Manager's responsibilities became clearer after reviewing what Tom routinely does on a daily basis.

We wish Tom well in all of his future endeavors.

I WOULD LIKE TO TAKE THIS OPPORTUNITY, THE LAST MEETING OF THE COMMON COUNCIL OF THE CITY OF BROOKINGS WITH TOM WELDON SITTING AS CITY MANAGER, TO SAY A FEW WORDS ABOUT MR. WELDON'S CONTRIBUTIONS TO THIS COMMUNITY.

TOM BROUGHT TO BROOKINGS A DEEP SEATED CONVICTION THAT CITY GOVERNMENT SHOULD FUNCTION AS A CATALYST IN THE PROCESS OF COMMUNITY DEVELOPMENT. DEVELOPING AND FORMING RELATIONSHIPS AND PARTNERSHIPS WITH ALL SEGMENTS OF THE COMMUNITY. FROM YOUTH GROUPS TO THE BUSINESS COMMUNITY, TO OUR RETIRED AND SENIOR POPULATION, ENCOURAGING IDEAS AND PROMOTING POSSIBILITIES AND PROJECTS.

BY IMPLEMENTING HIS PHILOSOPHY OF COMMUNITY-BASED CITY GOVERNMENT, BEGINNING WITH HIS VERY FIRST DAY ON THE JOB, HE HELPED TO ENABLE AND EMPOWER THE RESIDENTS OF THIS CITY, AND THIS COMMUNITY, TO SHAKE OFF THE SLEEPY MANTLE OF PASSIVITY AND COMPLACENCY THAT HAD SETTLED OVER MANY OF US.

UNDER HIS MANAGEMENT, AND WITH THE SHARED VISION AND SUPPORT OF THE CITY COUNCIL, CITY GOVERNMENT BECAME AN ACTIVE AND PARTICIPATIVE INNOVATOR, IMPLEMENTER AND PARTNER, ENCOURAGING AND SUCCEEDING IN SUCH DIVERSE PROJECTS AS: THE CITY'S STRATEGIC PLAN AND VISION FOR THE FUTURE OF OUR COMMUNITY; THE WASTE WATER TREATMENT PLANT UPGRADE AND EXPANSION; LEADERSHIP BROOKINGS-HARBOR; THE GOLF COURSE AT JACK CREEK; THE REDESIGN OF AZALEA PARK; THE AMERICAN MUSIC FESTIVAL; HEALTHY OPPORTUNITIES FOR A POSITIVE ENVIRONMENT (HOPE), AND THE DOWNTOWN REVITALIZATION STUDY, TO NAME JUST A FEW.

AS A RESULT MANY OF US BEGAN TO THINK AND ACT LIKE INNOVATORS AND IMPLEMENTERS AND PARTNERS AS WELL; ABLE AND MOTIVATED TO WORK TOGETHER AMONGST OURSELVES AND WITH CITY GOVERNMENT TO ACCOMPLISH MUTUALLY BENEFICIAL GOALS. TO ASK OURSELVES 'WHAT CAN BE?' AND SETTING OUT TO DO IT.

THAT, AFTER ALL, IS WHAT I BELIEVE WE HAVE TO THANK TOM WELDON FOR. THAT, AFTER ALL, IS THE VALUABLE LEGACY HE LEAVES THE COMMUNITY OF BROOKINGS-HARBOR AFTER SIX YEARS OF SERVICE WITH THE CITY OF BROOKINGS.

LES COHEN, EXECUTIVE DIRECTOR
BROOKINGS-HARBOR CHAMBER OF COMMERCE

Peter C. Spratt

From: Genie Gilliam [ggilliam@fsb.sbhc.com]
Sent: Monday, July 24, 2000 9:24 AM
To: pcspratt@wave.net
Subject: RE: Weldon's last hurrah

Peter,

I can not make the meeting, but wish I could. I do believe Tom has brought the city to a professional standard that I hope never goes away. He is very forward thinking and has tackled projects that in the long run have brought great benefit to the community such as the waste water treatment plant. I wish him well and am glad to have had the opportunity to work with him.

Genie Gilliam
President/CEO
Family Security Bank
ggilliam@fsb.sbhc.com
Ph 541-469-5545
Fax 541-412-1926

-----Original Message-----

From: P Spratt [mailto:pcspratt@wave.net]
Sent: Sunday, July 23, 2000 7:32 PM
To: Cherie J. Mitchell (E-mail); Dan McKee (E-mail); Genie Gilliam - Home (E-mail); Genie Gilliam - Office (E-mail); John Zia (E-mail); Paul Prevenas (E-mail); Peggy Goergen (E-mail); Peter Pavich (E-mail); Richard Gyuro (E-mail)
Subject: Weldon's last hurrah

Monday night is Tom's last Council meeting. I am going to attend for the purpose of thanking him for his hard work as City Manager. I thought it would be nice if he had a Council meeting where people were thanking him rather than blasting him for doing his job.

I am writing to encourage you to join me. If you cannot come but wish to prepare a statement, if you email it to me I will read it. If you wish to add your name to my list of names of those who could not come but wanted to publicly thank him, let me know.

Peter

P Spratt

From: Cherie J. Mitchell [cherie@florapacifica.com]
Sent: Monday, July 24, 2000 7:56 AM
To: pcspratt@wave.net
Subject: RE: Weldon's last hurrah

Thank you for taking the initiative on this. Don and I will be in Medford all day and probably not back in time for the meeting. So could you include our regards:

"We would like to add our appreciation for Tom's community leadership and active participation in many activities both in and out side the scope of his job description. Tom has been very active in the development of CVAT, PROUD, the Sunday Concert Series, Azalea Park, the Skateboard Park, the Chamber of Commerce among other activities.

He will be sorely missed"

Sincerely,

Don and Cherie Mitchell

—Original Message—

From: P Spratt [mailto:pcspratt@wave.net]
Sent: Sunday, July 23, 2000 7:32 PM
To: Cherie J. Mitchell (E-mail); Dan McKee (E-mail); Genie Gilliam - Home (E-mail); Genie Gilliam - Office (E-mail); John Zia (E-mail); Paul Prevenas (E-mail); Peggy Goergen (E-mail); Peter Pavich (E-mail); Richard Gyuro (E-mail)
Subject: Weldon's last hurrah

Monday night is Tom's last Council meeting. I am going to attend for the purpose of thanking him for his hard work as City Manager. I thought it would be nice if he had a Council meeting where people were thanking him rather than blasting him for doing his job.

I am writing to encourage you to join me. If you cannot come but wish to prepare a statement, if you email it to me I will read it. If you wish to add your name to my list of names of those who could not come but wanted to publicly thank him, let me know.

Peter

P Spratt

From: Peggy Goergen [pgoergen@southwestern.cc.or.us]
Sent: Monday, July 24, 2000 9:12 AM
To: 'pcspratt@wave.net'
Subject: RE: Weldon's last hurrah



ATT00013.dat

Dear Tom:

I am in Coos Bay tonight at a college Board meeting, so will ask Peter to read this for me. Your support for the college over the past five years and the donation of your time to serve on our Curry Advisory Council outside your other duties has been greatly appreciated. Your problem solving and creative ideas have helped us to become established at our current location and to look towards future resolution of our building project.

As a resident of the city, I also want to thank you for your hard work during your tenure. The renovation of the sewer plant, building of a new post office, improvement of city streets and the flowering of Azalea Park into a community and concert center may not have been totally due to you, but you were there working to help it happen. Good luck to you and Carleen in all your future endeavors.

Sincerely,
Peggy Goergen
Associate Dean, Curry Program
Southwestern Oregon Community College

- Kathleen - Thoroughly enjoyed
your presentations at Leadership
and learned a great deal.

Russ Crabtree
Ken & Virginia Byrnes
John Zia

- Commitment to community
 - at personal expense
- Hard working
 - lister to # of number of things he worked
- Creativity
 - looked for positive solution
- Milestones
 - Golf course
 - Sewer Treatment Plant
 - Special Levy
- Protector of the public interests
- Hard working, committed, servant of the people

**CITY OF BROOKINGS
SPECIAL COUNCIL MEETING MINUTES
City Hall Council Chambers
898 Elk Drive, Brookings, OR 97415
July 28, 2000
8:00PM**

I. CALL TO ORDER

Mayor Bob Hagbom called the meeting to order at 8:00 PM.

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

Council Present: Mayor Bob Hagbom, Councilors Larry Curry, Keith Pepper, Frances Johns, and Lorraine Kuhn a quorum present.

Council Absent: Ex-Officio Councilor Shiloh Thom, excused

Staff Present: Finance Director/Recorder Gail Hedding

Media Present: None

Mayor Hagbom recessed the Special Council Meeting at 8:04PM, and immediately went into Executive Session.

EXECUTIVE SESSION - ORS 192.660 (1) (a) - Employment of Public Officers, Employees, and Agents

Mayor Hagbom closed the Executive Session at 8:25PM, and immediately reconvened the Special Council Meeting.

Council action on items discussed during Executive Session:

Councilor Pepper moved, Councilor Johns seconded, and the Council voted unanimously to offer employment to Leroy W. Blodgett for the position of City Manager, with his contract being brought before the Council at a subsequent meeting.

IV. ADJOURN

Councilor Pepper moved, Councilor Kuhn seconded, and the Council voted unanimously to adjourn at 8:27PM.

Respectfully submitted:

Bob Hagbom
Mayor

ATTEST:

Gail L. Hedding
Finance Director/Recorder

CITY OF BROOKINGS
SPECIAL COUNCIL MEETING MINUTES
City Hall Council Chambers
898 Elk Drive, Brookings, OR 97415
August 7, 2000
7:00PM

I. CALL TO ORDER

Mayor Bob Hagbom called the meeting to order at 7:08PM.

II. PLEDGE OF ALLEGIANCE

Led by Ex-Officio Student Shiloh Thom

III. ROLL CALL

Council Present: Mayor Bob Hagbom, Councilors Larry Curry, Keith Pepper, Frances Johns, Lorraine Kuhn, and Ex-Officio Student Councilor Shiloh Thom, a quorum present.

Council Absent: Councilor Keith Pepper, excused

Staff Present: Finance Director/Recorder Gail Hedding and Administrative Secretary Sharon Ridens

Media Present: None

Other: Parks and Recreation Commission Chair Craig Mickelson, Buzz Hansen-local architectural engineer, Port of Brookings-Harbor Manager Russ Crabtree, Brookings-Harbor Youth Association Director Heather Weckler, Charter Communications General Manager Bob Pearson-Crescent City, Gold Beach, Brookings-Harbor, and Director of Regulatory Affairs for Northwest Region of Charter Communications Steve Holmes, MuniCom Consultant Stephen Jolin and approximately nine other citizens

Mayor Hagbom gave special recognition to Ex-Officio Councilor Shiloh Thom, for a job well done during the past four years as student member to the Parks and Recreation Commission from September 1996 to September 1997, and three years as a student member to the City Council as an Ex-Officio Councilor from September 1997 to September 2000, by presenting her with a certificate of appreciation.

IV. ORAL REQUESTS AND COMMUNICATIONS FROM THE AUDIENCE

A. Unscheduled

There were no oral requests or comments from the audience.

V. STAFF REPORTS

A. City Manager

1. Postponement of August 14, 2000, Common Council Meeting to August 21, 2000

Finance Director Gail Hedding advised the necessity to postpone the regular Common Council Meeting for August 14, 2000, to August 21, 2000.

Councilor Johns moved, Councilor Kuhn seconded, and the Council voted unanimously to postpone the August 14, 2000, Common Council Meeting to August 21, 2000, at 7:00PM, in the Council Chambers at City Hall.

2. Parks and Recreation Commission recommendation to authorize installation of adult volleyball courts

Finance Director Hedding introduced Parks and Recreation Commission Chair Craig Mickelson for making a presentation on the construction of volleyball courts at Azalea Park, which had previously been approved by the Parks and Recreation Commission on July 27, 2000. Julie Jordan representing the Brookings Adult Volleyball Association was present for questions and presentation of designs on the courts. After discussion, and Mayor Hagbom noting some ground preparation had already begun, the Council considered the recommendation.

Councilor Kuhn moved, Councilor Johns seconded, and the Council voted unanimously to approve the construction of volleyball courts in Azalea Park as presented at the Parks and Recreation Commission meeting on July 27, 2000.

3. Parks and Recreation Commission recommendations on skateboarding
Parks and Recreation Commission Chair Mickelson provided background to the Council on the project for a skateboard park, possibly at Bud Cross Park. Mickelson mentioned all supporters and recommended the Council appoint a committee to actively pursue construction of a skate park, with the committee including the following positions/people:

Council Representative - Mayor Hagbom and Councilor Johns

have indicated an interest
Parks and Recreation Commission Chair Craig Mickelson as
appointed by the Commission
City Manager - Leroy Blodgett
Community Development Director - Leo Lightle
Sessions Surf Shop Owner - Russ Johnson
Brookings-Harbor Rotary Club - Sandy Hislop and Buzz Hansen
2 or 3 skaters - unknown at this time, and possibly additional City
youth representatives

Discussion ensued, including comments from Russ Johnson of 96391
Dawson Road, and with Mayor Hagbom commenting on the two location
options and Council agreed the Bud Cross location was the preferred

**Councilor Kuhn moved, Councilor Johns seconded, and the Council
voted unanimously to appoint a Skate Park Committee, with Mayor
Hagbom as Council Representative, with membership as
recommended by the Parks and Recreation Commission, and with
directions from the Council to pursue possibility of a skate park at
Bud Cross Park.**

VI. CONSENT CALENDAR

A. Approval of Vouchers (\$163,249.33)

**Councilor Johns moved, Councilor Kuhn seconded, and the Council voted
unanimously to approve the consent calendar.**

VII. ORDINANCES/RESOLUTIONS/FINAL ORDERS

Stephen Jolin, Ph.D. of MuniCom, consultant for Falcon Cable, Curry County, and the
City informed the Council the franchise renewal agreement represents a good effort on
the negotiations of Charter, the City and County. He noted Falcon Cable TV, dba:
Charter Communications has participated very cooperatively in the negotiations process,
and that this is a good document, placing the City in a good position for regulating the
cable performance. There are provisions protecting the city for liability, good customers
standards, and penalties for remedies in quality control. With agreement from City
Attorney John Trew, Jolin presented the minimal changes as previously presented by the
document which were primarily date and in-house modifications as a result of the
ordinance and contract approval being addressed at the next Council meeting.

Discussion ensued with the largest concerns being over quality control as a result of
citizens' complaints. Jolin assured the Council the penalty provisions in Section 7,

specifically Section 7.7, provided the City with avenues to address these issues and get results. Jolin continued by thanking the City Council for working with prior City Manager Tom Weldon and Nancy Brendlinger and advising it would take only a few days to have the final copy for public availability.

Steve Holmes, Director of Regulatory Affairs for the Northwest Region of Charter Communications, 201 NE Park Plaza Drive, Vancouver WA, asked the Council to review Section 7.7.B, which specifically addressed the issue of credit to consumers when Falcon failed to comply with performance. Holmes continued with presenting background on Charter Communications revamping of cable network performance.

Bob Pearson, General Manager of Charter Communications-Crescent City, Gold Beach, and Brookings-Harbor, 1385 NW Washington Blvd, Crescent City, CA answered technical questions from the Council.

A. Ordinances

- 1. No. 00-O-539, in the matter of an ordinance granting to Falcon Cable TV, dba: Charter Communications, a non-exclusive ten year franchise*
The matter of approving the ordinance and agreement between the City and Falcon was continued to the August 21, 2000, meeting.

VIII. REMARKS FROM MAYOR AND COUNCILORS

A. Council

Frances John shared with the council her and Councilor Lorraine Kuhn's experiences from earlier that day with Mr. Okuda of Niiza, Saitama, Japan, and his daughter. A reception was held for him at City Hall in the Council Chambers, where he presented the City with the Japanese uniform worn by his Uncle, who was the Navigator for Mr. Fujita in bombing Curry County during World War II. Okuda presented the City with many other gifts including Japanese food specialties, a Kokshi, a silk table scarf, and Samarai Soldier head scarf wear. He also gave Mayor Hagbom, who was unable to attend, a letter from his home city's mayor - Kenji Suda, asking for future communications between the two cities. In return, the City's reception included many gifts to Okuda and his daughter, including specialty items presented from the Chamber of Commerce.

B. Mayor

Mayor Hagbom thanked Councilors Kuhn and Johns for representing the City so well.

XII. ADJOURNMENT

Councilor Kuhn moved, Councilor Johns seconded, and the Council voted unanimously to adjourn the meeting at 8:18 PM.

Respectfully submitted:

Bob Hagbom
MAYOR

ATTEST:

Gail L. Hedding
Finance Director/Recorder

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

**In the Matter of an Ordinance Granting)
to Falcon Cable TV, dba Charter)
Communications, a Non-Exclusive)
Ten Year Franchise)**

Ordinance No. 00-0-539

Sections:

Section 1.	Title
Section 2.	Authority
Section 3.	Repealer
Section 4.	Adoption
Section 5.	Emergency Clause

The City of Brookings ordains as follows:

Section 1. Title.

This Ordinance shall be known as Ordinance No. 00-0-539, an Ordinance of the Cable Television Franchise Agreement between the City of Brookings, Oregon and Falcon Cable.

Section 2. Authority.

This Ordinance is authorized pursuant to ORS 221.410.

Section 3. Repealer.

Ordinance No. 83-0-380 and Ordinance No. 87-0-420 are hereby repealed in their entirety.

Section 4. Adoption.

Exhibit "A" attached hereto and incorporated by reference, is adopted as an Ordinance of the City of Brookings, Oregon.

Section 5. Emergency Clause.

It is hereby determined that this ordinance is necessary for the immediate preservation of the peace, health and safety of the residents of the City of Brookings, Oregon, and an emergency having been unanimously declared to exist, this ordinance shall become effective August 22, 2000, unless the Grantee fails to file the Franchise Acceptance in accordance with Section 3.7 of the Franchise Agreement, in which event this Ordinance shall be null and void.

First reading: August 21, 2000

Second reading: August 21, 2000

Passage: August 21, 2000

Effective Date: August 22, 2000

Signed by me in authentication of its passage this _____ day of August, 2000.

Bob Hagbom

Mayor

ATTEST:

Gail Hedding

Finance Director/Recorder

*Exhibit A to
Ordinance
#00-0-539
as posted for
Council & Public
on August 14, 2000*

**CABLE TELEVISION
FRANCHISE AGREEMENT
between
CURRY COUNTY, OREGON
and
FALCON CABLE
July 6, 2000
Corrected August 9, 2000**

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

**In the Matter of a Resolution Authorizing)
the Disposal of Surplus City Property) Resolution No. 00-R-683**

WHEREAS, the City owns personal property that is identified in the attached Exhibit "A"; and

WHEREAS, the property is no longer needed by the City; and

WHEREAS, following its review of the property list, the Common Council voted unanimously that the property is surplus property, is no longer needed by the City and that it would be in the best interest of the public for this property to be disposed of;

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF
THE CITY OF BROOKINGS THAT:**

City staff is hereby authorized to dispose of the surplus property in a manner most likely to result in a benefit to the City; and

That City staff file with the City Finance Director a written accounting of the disposed property.

PASSED by the Common Council of the City of Brookings and signed by the Mayor this _____ day of August, 2000.

Bob Hagbom
Mayor

ATTEST:

Gail L. Hedding
Finance Director/Recorder

EXHIBIT "A"

Surplus Vehicles Police Department

Reserve K-9 Vehicle - 1988 Ford

License #E162014

VIN - 2FABP72G9JX162628

Miles - 119,316

Equipment: Street Hawk Lightbar
Galls control switch
16 Channel Fujitsu Ten Mobil Radio
Galls Roadmaster Siren/PA
Cage with Shotgun Mount

VIPS - 1990 Ford

License #E172278

VIN - 2FACP72F1LX153971

Miles - 120,863

Equipment: 16 Channel Fujitsu Ten Mobile Radio
Amber Jetsonic Light Bar

Reserve Patrol - 1991 Chev

License #E172294

VIN - 1G1BL5375MR139637

Miles - 118,713

Equipment: 16 Channel Fujitsu Ten Mobile Radio
Cage with Shotgun Mount
Plastic Rear Seat

Old Patrol (Lt. Blue) - 1987 Ford

License #E162012

VIN - 2FABP72G8HX167037

Miles - turned over to City Fleet

Patrol (school) - 1992 Chev

License #E183009

VIN - 1G1BL5373NR134454

Miles - 110,705

Equipment: 16 Channel Fujitsu Ten Mobil Radio
Cage with Shotgun Mount
Streamlite Holder/Charger
Federal Siracom II Siren/PA

EXHIBIT "A" - Surplus Vehicles Police Department - Continued:

Patrol - 1993 Ford

License #E188255

VIN - 2FACP71WXPX145648

Miles - 106,820

Equipment: 16 Channel Fujitsu Ten Mobile Radio
Cage with Shotgun Mount
Galls Siren/PA control
Galls Roadmaster Lite Control
Wig Wag Flashing Lite Control
Streamlite Holder/Charger

Old Patrol (Dk Blue) - 1985 Ford

License #E150576

VIN - 1FABP39M6FG206876

Miles - turned over to City Fleet

BUILDING DEPARTMENT ACTIVITIES SUMMARY

For Month of July 2000

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	\$503.00	\$326.95	\$0.00	\$4,467.00	\$127,291.80	25	\$3,226,751.50	19	\$2,579,286.02
3	Single Family Addition	\$406.50	\$267.20	\$28.46	\$0.00	\$56,448.00	15	\$257,172.12	29	\$351,353.28
1	Single Family Garage-Carport	\$98.50	\$64.02	\$6.90	\$0.00	\$12,040.00	7	\$75,604.80	8	\$73,260.00
0	Two Family Residential	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	1	\$161,216.00	1	\$88,775.00
0	Multi-Family Residential Apts	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	1	\$209,334.00	1	\$1,225,823.00
0	Commercial New	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	2	\$119,987.36	1	\$42,020.00
0	Commercial Addition-Change	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	4	\$19,959.00	20	\$770,880.09
0	Churches	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	1	\$10,860.00	0	\$0.00
1	School Repair-Addition	\$32.50	\$34.13	\$2.28	\$0.00	\$2,000.00	1	\$2,000.00	1	\$2,000.00
0	Building Removal	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	5	\$0.00	1	\$500.00
1	Misc.-Retaining Wall-Fence	\$38.50	\$0.00	\$2.70	\$0.00	\$3,000.00	9	\$29,788.00	2	\$2,700.00
7	Total Building Permits	\$1,079.00	\$692.30	\$75.53	\$4,467.00	\$200,779.80	71	\$4,112,672.78	83	\$5,136,597.39
7	Mechanical Permits	\$136.50	N/A	\$9.56		N/A	45	N/A	44	N/A
3	Plumbing Permits	\$142.80		\$10.00	\$3,288.00	N/A	34	N/A	25	N/A
0	Manufactured Home Permits	\$0.00		\$0.00	\$0.00	N/A	2	N/A	2	N/A
17	TOTAL PERMITS	\$1,358.30	\$692.30	\$95.08	\$7,755.00	\$200,779.80	152	\$4,112,672.78	154	\$5,136,597.39
	Total Year to Date Calculated Fees	\$20,339.85	\$11,724.95	\$1,423.79	\$145,141.00					
	1999 YTD Calculated Fees	\$20,501.69	\$10,935.90	\$965.09	\$110,878.00					

In June, 2000 Harbor issued permits for 0.0 EDUs.

During the Month of July 2000, Brookings issued permits for 2.00 new sewer connections. The City of Brookings now has 368.94 EDU Units connected to the Brookings Wastewater System since the signing of the MAO.