

AGENDA
CITY OF BROOKINGS
COMMON COUNCIL MEETING
CITY HALL COUNCIL CHAMBERS
898 ELK DRIVE
BROOKINGS, OREGON, 1997 - 7:00 P.M.
MAY 12, 1997



agenda

CITY OF BROOKINGS
COMMON COUNCIL MEETING
Brookings City Hall Council Chambers
898 Elk Drive, Brookings, Oregon
May 12, 1997
7:00 p.m.

I. CALL TO ORDER

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

IV. CEREMONIES/APPOINTMENTS/ANNOUNCEMENTS

- A. Proclamation - Veterinarian Day in Brookings-Harbor (Tan)
- B. Certificate of Appreciation- Shirley Smith, Police Communications Officer, 5 years employment (Orange)

V. PUBLIC HEARINGS

- A. Right-of -way vacation on Bridge Street (Blue)

VI. SCHEDULED PUBLIC APPEARANCES

- A. Chetco Point Improvements - Parks & Recreation Commission (Pink)
- B. South Coast Business Employment Corporation - Sue Holmes or Bob Hatla (attached)
- C. Free Air Community Television - Victoria Donovan (Grey)

VII. ORAL REQUESTS AND COMMUNICATIONS FROM THE AUDIENCE

VIII.

STAFF REPORTS

- A. Community Development
 - 1. Authorization to call for bids; Portable pump for Wastewater Division (Yellow)
 - 2. Establishing System Development Charge rate change calendar (Green)
- B. City Manager
 - 1. Liquor license renewals (Cream)
 - 2. Permit to allow alcohol consumption in Azalea Park - Request from Chamber of Commerce for "After Hours" scheduled for May 23, 1997 (Purple)
 - 3. Agreement for Municipal Judge (Gold)
 - 4. Homebuilders/Realtor's Survey (To be reported orally)
 - 5. Boat Park (Blue)
 - 6. Scenic By-Way (Tan)
 - 7. Internet access (Pink)

IX.

CONSENT CALENDAR

- A. Approval of Council Meeting Minutes
 - 1. Minutes of 5-5-97 Special Council Work Session (Cream)
- B. Approval of Vouchers (\$ 138,017.01) (Gold)

(end Consent Calendar)

X.

ORDINANCES/RESOLUTIONS/FINAL ORDERS

- A. Taxicab Ordinance No. 97-O-387.D (Green)
- B. Municipal Court Ordinance Amendment No. 97-O-525 (Orange)

XI.

COMMITTEE & LIAISON REPORTS

- A. Planning Commission
- B. Parks & Recreation Commission
- C. Chamber of Commerce

XII. REMARKS FROM MAYOR AND COUNCILORS

A. Mayor

B. Council

XIII. ADJOURNMENT

MAY 1997

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
				8:15am FH-CDD Staff Meeting 9:00am CC-Crime Stoppers 10:00am Site Plan-Tom's ofc Overflow...		
	7:00pm FH-Dept drill night	8:30am Staff Mtg-Tom's ofc 12:00pm Rotary-Sandy's 1:00pm Rotary Board of Dir-Sandy's 7:00pm CC-Planning Commission Mtg	8:00am CC-Muni Court 12:00pm CC-Community mtg 2:00pm Homebuilder/City Staff Meeting 6:30pm CC-Citizen Academy	8:15am Finance Staff Mtg 8:15am CC-CDD Staff meeting 10:00am Site Plan-Tom's ofc 12:00pm Chamber Forum-Conf Ctr Overflow...		
4	5	6	7	8	9	10
	7:00pm CC-Council Mtg 7:00pm FH-Dept drill night	8:30am Staff Mtg-Tom's ofc 12:00pm Rotary-Sandy's 1:30pm FH-SDC Mtg	8:00am CC-Muni Court 7:00pm Tri Cities Council-Gold Beach Chambers	8:15am CC-CDD Staff Meeting 10:00am Site Plan-Tom's ofc 10:00am CC-Law enforcement memorial (Barb) Overflow...		
Mother's Day 11	12	13	14	15	16	17
	7:00pm FH-Dept drill night 7:30pm School Board-Azalea Library	8:00am ELECTION DAY 8:30am Staff Mtg-Tom's ofc 10:00am CC-TAC mtg 12:00pm Rotary-Sandy's 12:00pm CC-Election Division (Julie)	8:00am CC-Muni Court 1:30pm FH-Safety Comm Mtg 6:30pm FH-Citizen Academy 7:00pm CC-APF Mtg	8:15am CC-CDD Staff Meeting 10:00am Site Plan-Tom's ofc 7:00pm CC-Parks & Rec Comm Mtg	8:00am AZALEA FESTIVAL	8:00am AZALEA FESTIVAL
WhitSunday 18	19	20	21	22	23	24
8:00am AZALEA FESTIVAL	8:00am HOLIDAY 7:00pm FH-Dept drill night	8:30am Staff Mtg-Tom's ofc 12:00pm Rotary-Sandy's 7:00pm CC-Council Mtg 7:00pm CVAT-Forest Svc Bldg	8:00am CC-Muni Court 6:30pm CC-Citizen Academy 7:00pm Chamber Board of Directors-Conf Ctr	8:15am CC-CDD Staff Meeting 10:00am Site Plan-Tom's ofc		8:00am BHHS Graduation
25	Memorial Day 26	27	28	29	30	31
APRIL 1997				JUNE 1997		
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				29 30		

MAY 1997

APPOINTMENTS & SCHEDULED EVENTS

5/8/97	5:00pm	Local Public Safety Coord Council-GB
5/15/97	3:00pm	CC-TGM TAC
5/15/97	5:00pm	CC-CFABB
5/15/97	6:30pm	CC-TGM CAC

TO BE DONE TODAY (ACTION LIST)

5/1/97	Employee vacation hours reviewed
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DIARY AND WORK RECORD

		Time	
1	5/1/97	REMINDER-Employee of season	
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JUNE 1997

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY												
	7:00pm FH-Dept drill night REMINDER-Employee of Season	8:30am Staff Mtg-Tom's ofc 12:00pm Rotary-Sandy's 1:00pm Rotary Board of Dir-Sandy's 7:00pm CC-Planning Commission Mtg	8:00am CC-Muni Court 12:00pm CC-Community mtg 6:30pm CC-Citizen Academy	8:00am LAST DAY SCHOOL 9:00am CC-Crime Stoppers 10:00am Site Plan-Tom's ofc Overflow...														
1	2	3	4	5	6	7												
	7:00pm CC-Council Mtg 7:00pm FH-Dept drill night	8:30am Staff Mtg-Tom's ofc 12:00pm Rotary-Sandy's	8:00am CC-Muni Court 7:00pm Tri Cities Council-Gold Beach Chambers	8:15am Finance Staff Mtg 10:00am Site Plan-Tom's ofc 12:00pm Chamber Forum-Conf Ctr 5:00pm Local Public Safety Coord Council-GB														
8	9	10	11	12	13	14												
	7:00pm FH-Dept drill night 7:30pm School Board-Azalea Library	8:30am Staff Mtg-Tom's ofc 12:00pm Rotary-Sandy's	8:00am CC-Muni Court 1:30pm FH-Safety Comm Mtg 7:00pm CC-APF Mtg	10:00am Site Plan-Tom's ofc 5:00pm CC-CFABB	Flag Day	8:00am 1st DAY SUMMER												
Father's Day	15	16	17	18	19	20												
	7:00pm CC-Council Mtg 7:00pm FH-Dept drill night	8:30am Staff Mtg-Tom's ofc 12:00pm Rotary-Sandy's 7:00pm CVAT-Forest Svc Bldg	8:00am CC-Muni Court 6:00pm CC-Victim's Impact Panel 7:00pm Chamber Board of Directors-Conf Ctr	10:00am Site Plan-Tom's ofc 7:00pm CC-Parks & Rec Comm Mtg														
22	23	24	25	26	27	28												
	7:00pm FH-Dept drill night																	
29	30																	
			MAY 1997		JULY 1997													
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			11	12	13	14	15	16	17			13	14	15	16	17	18	19
			18	19	20	21	22	23	24			20	21	22	23	24	25	26
			25	26	27	28	29	30	31			27	28	29	30	31		

JUNE 1997

APPOINTMENTS & SCHEDULED EVENTS

6/5/97	3:00pm CC - 101 Refinement study TAC meeting
6/5/97	5:00pm CC - 101 Refinement public meeting open house



PROCLAMATION



WHEREAS, our local veterinarians and their trained staff at Brookings Harbor Veterinary Hospital, Dr. 's Joy and Jeff Tribble; and Town and Country Animal Hospital Clinic, Dr. 's John Jacobson and Laurie Johnson, continue to administer to the medical needs of every animal in the South Coast Humane Society Adoption Program; and

WHEREAS, the great need for assistance could not be met by our volunteer, non-profit South Coast Humane Society without the low-cost assistance of these valued Animal Care Professionals; and

WHEREAS, the members of South Coast Humane Society, on behalf of our entire community, are grateful for the assistance of these dedicated Pet Care Professionals provide;

NOW, THEREFORE, I, Nancy Brendlinger, Mayor of the City of Brookings, do hereby proclaim Monday, May 19, 1997 as



"VETERINARIAN APPRECIATION DAY IN BROOKINGS-HARBOR"

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the City of Brookings to be affixed this 12th day of May, 1997.

Nancy Brendlinger
Mayor

Certificate of Appreciation

awarded to:

Shirley Smith

Employed May 20, 1992
and honored this 12th day of May, 1997 for
5 years of dedicated service to the
City of Brookings Police Department.

Tom Weldon
City Manager

Nancy Brendlinger
Mayor

CITY OF BROOKINGS CITY COUNCIL
STAFF AGENDA REPORT

SUBJECT: Right-of-way Vacation
FILE NO: VAC-1-97
HEARING DATE: May 12, 1997

REPORT DATE: May 5, 1997
ITEM NO: V.A

GENERAL INFORMATION

APPLICANT: Lloyd Bendickson and Dennis Sullivan.

REPRESENTATIVE: Tom Kade, Richard B Davis Co., Inc..

REQUEST: To vacate a 0.94 acre portion of the Bridge Street right-of-way located on the south side of Bridge Street

TOTAL LAND AREA: 0.94 acres..

LOCATION: Along the northerly boundary of Tax Lot 6200, Assessor's Map 41-13-5CA, extending 691.11 feet west from the west bank of the Chetco River.

ASSESSOR'S NUMBER: Adjacent to Assessor's Map 41-13-5CA, Tax Lot 6200.

ZONING / COMPREHENSIVE PLAN INFORMATION

EXISTING: R-3 (Multiple-Family Residential).

PROPOSED: Same

SURROUNDING: South and West - R-1-6 (Single Family Residential, 6,000 sq. ft. minimum lot size); North - C-4; East - Chetco River and then the Port of Brookings Harbor in the county Public Facilities and Light Commercial Zones.

COMP. PLAN: Residential.

LAND USE INFORMATION

EXISTING: Vacant.

PROPOSED: Condominium project on Tax Lot 6200.

SURROUNDING: South and West - Residential uses; North - Carpet Store and vacant; East - Port Buildings in the county jurisdiction.

PUBLIC NOTICE: City has received notarized consent letters from the required number of property owners within the state defined affected area and advertized in the local newspaper.

BACKGROUND

At their April 1, 1997 hearing the Planning Commission heard and unanimously approved a request to vacate an unneeded portion of the Bridge street right-of-way. The Planning Commission Staff Report, exhibits, final order and ordinance are included in this package.

CITY OF BROOKINGS PLANNING COMMISSION
STAFF AGENDA REPORT

SUBJECT: Right-of-Way Vacation
FILE NO: VAC-1-97
HEARING DATE: April 1, 1997

REPORT DATE: March 25, 1997
ITEM NO: 8.3

GENERAL INFORMATION

APPLICANT: Lloyd Bendickson and Dennis Sullivan.

REPRESENTATIVE: Tom Kade, Richard B Davis Co., Inc..

REQUEST: To vacate a 0.94 acre portion of the Bridge Street right-of-way located on the south side of Bridge Street

TOTAL LAND AREA: 0.94 acres..

LOCATION: Along the northerly boundary of Tax Lot 6200, Assessor's Map 41-13-5CA, extending 691.11 feet west from the west bank of the Chetco River.

ASSESSOR'S NUMBER: Adjacent to Assessor's Map 41-13-5CA, Tax Lot 6200.

ZONING / COMPREHENSIVE PLAN INFORMATION

EXISTING: R-3 (Multiple-Family Residential).

PROPOSED: Same

SURROUNDING: South and West - R-1-6 (Single Family Residential, 6,000 sq. ft. minimum lot size); North - C-4; East - Chetco River and then the Port of Brookings Harbor in the county Public Facilities and Light Commercial Zones.

COMP. PLAN: Residential.

LAND USE INFORMATION

EXISTING: Vacant.

PROPOSED: Condominium project on Tax Lot 6200.

SURROUNDING: South and West - Residential uses; North - Carpet Store and vacant; East - Port Buildings in the county jurisdiction.

PUBLIC NOTICE: City has received notarized consent letters from the required number of property owners within the state defined affected area and advertized in the local newspaper.

BACKGROUND INFORMATION

When the Oregon Department of Transportation built the new bridge across the Chetco River, the location of new bridge was slightly up stream from that of the original bridge and the highway was realigned accordingly. The realignment of the highway left approximately 800 feet of the old highway that ends at the river bank that the state gave to the city as public right-of-way. In 1995 the city changed the name of this street section from Highway 101 to Bridge St.

The Bridge St. right-of-way ranges in width from approximately 180 feet at the westerly end to 150 feet at the east end. The paved travel way is approximately 28 feet in width and is located in the northerly $\frac{1}{2}$ of the right-of-way and from the south edge of the pavement the right-of-way extends south another 100 feet. The topography within the right-of-way consists of a downward slope from the Highway 101 right-of-way to the northerly line of the Bridge St. right-of-way then flattens out for the travel way and then drops steeply again to the south. The southerly edge of the Bridge St. right-of-way actually extends partly into what was the parking area for the old River House restaurant. There is a drainage course within the Bridge St. right-of-way adjacent to its southerly boundary, that is the outlet to the river for drainage generated north of the highway and carried under the road system in a large culvert.

The city has recently approved a change of zone on the property directly to the south of the Bridge St. right-of-way, from C-4 (Tourist Commercial) to R-3 (Multiple-Family Residential) and the applicant is planning to build a condominium project on this property.

PROPOSED VACATION

Since the Bridge St. right-of-way extends into a portion of the flatter area of the applicant's property, they approached the city about the possibility of vacating a portion of the right-of-way on the hillside along the south side of Bridge St. After reviewing the existing conditions staff determined that approximately 75 feet along the southerly most portion of the right-of-way could be vacated while still providing 25 feet of right-of-way along the south side of the Bridge St. paved section. This would provide sufficient room for any future improvements to Bridge St. The area of the proposed vacation is not a continuous 75 foot wide strip. It actually starts at 0 feet at the west end then slowly widens for approximately 137 feet where it broadens to 60 feet and then to the average 75 feet. The area of the proposed vacation is located completely adjacent to the boundaries of the applicants property.

ANALYSIS

Section 152, Vacations, Subsection .030, Vacation Criteria, provides that request to vacate will be considered by the Planning Commission for recommendation to the City Council following a determination based upon the findings prepared and submitted by the petitioner(s), which shall address the following criteria:

1. Compliance with the comprehensive plan, circulation element or other applicable sections of the document.

2. If initiated by petition pursuant to ORS 271.080, the council shall make the determinations pursuant to ORS 271.120 based upon evidence provided by the petitioner(s) in the written findings.
3. If initiated upon a recommendation of the Planning Commission and/or by the City Council on its own motion pursuant to ORS 271.130, a determination shall be made that the vacation will not substantially affect the market value of all such abutting property to the area proposed to be vacated, unless the City Council proposes to provide for paying such damages.

The following is staff's analysis of the proposed vacation in relation to the criteria cited above.

Criterion 1, Compliance with the Comprehensive Plan. The proposed vacation should have no particular affect on the goals and policies of the Comprehensive Plan. The area to be vacated is steep hill side that would not lend itself to any improvement or expansion of Bridge St. Prior to the final hearing at the City Council the need for any type of slope easement over the area will be determined by the City Engineer and the city will ensure that there is a deed condition that will provide for the maintenance of the drainage at the bottom of the slope. The area of the proposed vacation is entirely within the boundaries of the applicants adjoining property and will not affect any of the surrounding properties. The vacation will no close or in any other way affect the existing travel way of Bridge St. and still provides sufficient right-of-way to widen and improve Bridge St., if needed, in the future.

Criterion 2, Petitioner Initiated. The proposed vacation is at the request of the applicant to allow full use of the flatter area of their property which adjoins the area of the vacation on the south. The applicant is required to obtain the consent of 100% of the property owners abutting the area to be vacated and 66% of those in the affected area which is described by state law. The applicant's property is the only property that abuts the area to be vacated. The applicant has submitted the required letters of consent. Notices have been posted at each end of the area to be vacated, as required by law.

Criterion 3, City Initiated. This application was petitioner initiated and therefore this criterion does not apply.

FINDINGS

1. Pursuant to the provisions of Section 152, Vacations, of the Land Development Code, the applicant has filed a petition to vacate a 75 foot wide portion of the Bridge St. right-of-way the extends 691.11 feet along the northerly boundary of the applicant's property. The total area of the vacation is 0.94 acres.
2. The area to be vacated only abuts the applicant's property and the remaining portion of the Bridge St. right-of-way.
3. The proposed vacation does not involve the vacation of Bridge St. itself, just a portion of the right-of-way on the south side of the street.

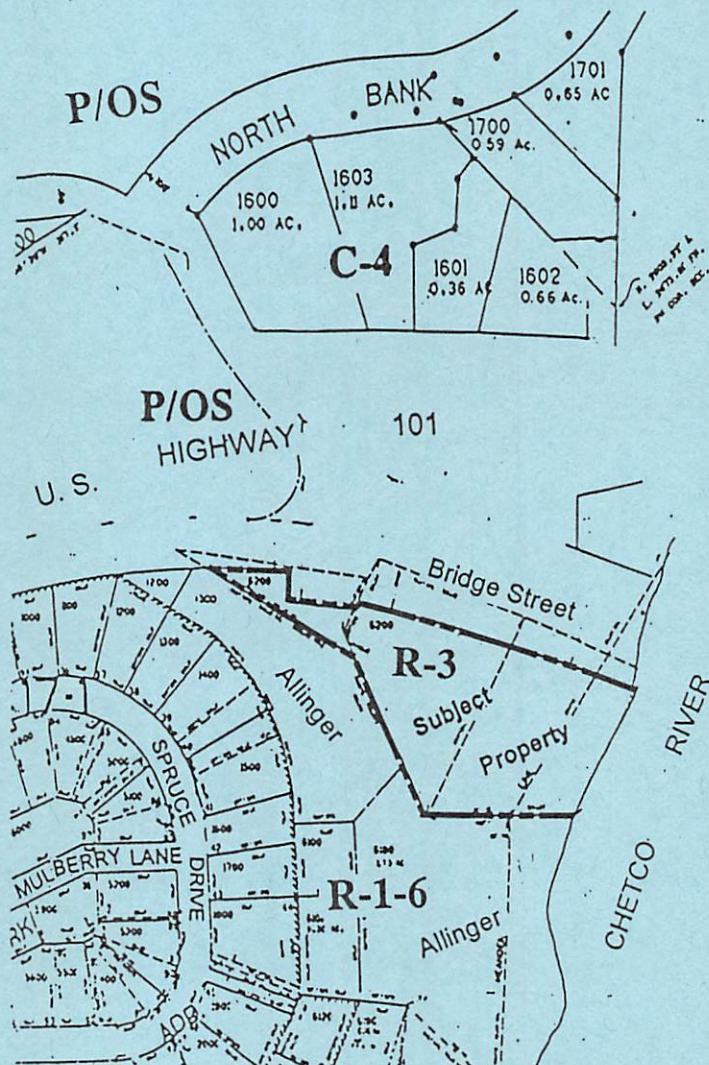
4. The area to be vacated is located on a steep hillside that drops from the travel way onto the applicant's property.
5. The proposed vacation will leave at least 25 feet of remaining right-of-way along the south side of the existing 28 foot wide paved travel way.

CONCLUSIONS

1. The proposed vacation is over an area of excess right-of-way that in some places extends more than 100 feet beyond the southerly edge of the paved travel way of Bridge St. The area to be vacated is on a steep slope that drops from the existing road bed and thus cannot be used for any future improvement for Bridge St. The proposed vacation will leave at least 25 feet of right-of-way along the south side of the paved travel way which is sufficient to provide full standard street improvements for Bridge St. if required in the future. Prior to passing the required ordinance to vacate the street the city will ensure that any required slope easements and drainage maintenance agreements are submitted by the applicant.
2. The applicant has submitted the required number of notarized consent letters agreeing to the street vacation. Since the entire area to be vacated is located adjacent to the applicant's property, the proposed vacation will not impact any of the surrounding properties nor prevent any of them from having access.
3. The proposed vacation will not have an adverse affect on the goals or policies of the city's Comprehensive Plan.

RECOMMENDATION

Staff recommends **APPROVAL** of Case File No. VAC-1-97, based on the findings and conclusions stated in the staff report. The Planning Commission's decision on this case will be a recommendation to the City Council.



APPLICANT: L. Bendickson and D. Sullivan

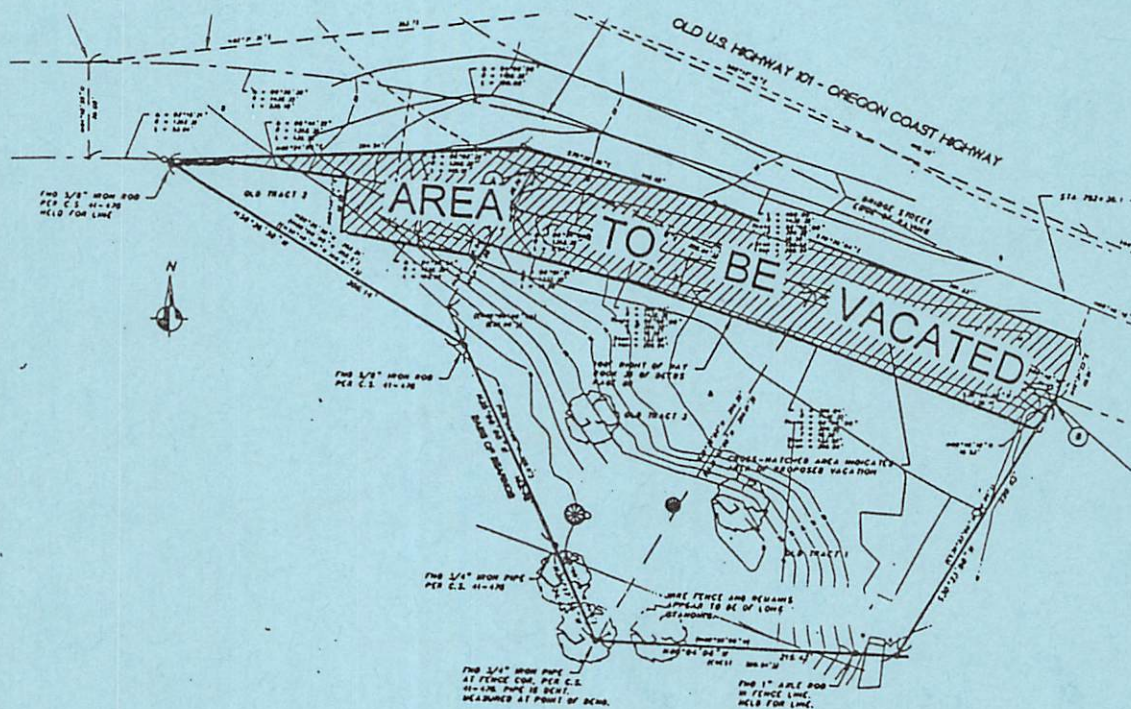
ASSESSOR'S NO: 41-13-5CA Tax Lot 6200

LOCATION: along the south side of Bridge Street

SIZE: 0.94 Acres

ZONE: R-3 (Multiple-Family Residential)

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APPLICANT: L. Bendickson and D. Sullivan

ASSESSOR'S NO: 41-13-5CA Tax Lot 6200

LOCATION: along the south side of Bridge Street

SIZE: 0.94 Acres

ZONE: R-3 (Multiple-Family Residential)



**BEFORE THE PLANNING COMMISSION
CITY OF BROOKINGS, COUNTY OF CURRY
STATE OF OREGON**

In the matter of Planning Commission File No. VAC-)
1-97; application for approval of a right-of-way)
vacation Lloyd Bendickson and Dennis Sullivan,)
applicant.)

**Final ORDER
and Findings of
Fact**

ORDER approving an application for a vacation of 0.94 acres of excess right-of-way located on the south side of Bridge St.; Adjacent to the north side of Assessor's Map 41-13-5CA, Tax Lot 6200; R-3 (Multiple-Family Residential).

WHEREAS:

1. The Planning Commission duly accepted the application filed in accordance with Section 152, Vacations, of the Land Development Code; and,
2. Such application is required to show evidence that all of the following criteria has been met:
 - A. Compliance with the comprehensive plan, circulation element or other applicable sections of the document.
 - B. If initiated by petition pursuant to ORS 271.080, the council shall make the determinations pursuant to ORS 271.120 based upon evidence provided by the petitioner(s) in the written findings.
 - C. If initiated upon a recommendation of the Planning Commission and/or by the City Council on its own motion pursuant to ORS 271.130, a determination shall be made that the vacation will not substantially affect the market value of all such abutting property to the area proposed to be vacated, unless the City Council proposes to provide for paying such damages.
3. The Brookings Planning Commission duly considered the above described application on the agenda of its regularly scheduled public hearing on April 1, 1997; and
4. Recommendations were presented by the Planning Director in the form of a written Staff Agenda Report dated March 25, 1997, and by oral presentation, and evidence and testimony was presented by the applicant and the public at the public hearing; and,
5. At the conclusion of said public hearing, after consideration and discussion of testimony and evidence presented in the public hearing, the Planning Commission, upon a motion duly seconded, accepted the Staff Agenda Report and recommended that the City Council approve the request, and

6. The Brookings City Council duly considered the above described application in a public hearing at a regularly scheduled public meeting held on May 12, 1997, and is a matter of record; and

7. At the conclusion of said public hearing, after consideration and discussion of testimony and evidence presented in the public hearing, the City Council, upon a motion duly seconded, accepted the Planning Commissions recommendation; and

THEREFORE, LET IT BE HEREBY ORDERED that the application for an vacation of the subject right-of-way is approved. This approval is supported by the following findings and conclusions:

FINDINGS

1. Pursuant to the provisions of Section 152, Vacations, of the Land Development Code, the applicant has filed a petition to vacate a 75 foot wide portion of the Bridge St. right-of-way the extends 691.11 feet along the northerly boundary of the applicant's property. The total area of the vacation is 0.94 acres.
2. The area to be vacated only abuts the applicant's property and the remaining portion of the Bridge St. right-of-way.
3. The proposed vacation does not involve the vacation of Bridge St. itself, just a portion of the right-of-way on the south side of the street.
4. The area to be vacated is located on a steep hillside that drops from the travel way onto the applicant's property.
5. The proposed vacation will leave at least 25 feet of remaining right-of-way along the south side of the existing 28 foot wide paved travel way.

CONCLUSIONS

1. The proposed vacation is over an area of excess right-of-way that in some places extends more than 100 feet beyond the southerly edge of the paved travel way of Bridge St. The area to be vacated is on a steep slope that drops from the existing road bed and thus cannot be used for any future improvement for Bridge St. The proposed vacation will leave at least 25 feet of right-of-way along the south side of the paved travel way which is sufficient to provide full standard street improvements for Bridge St. if required in the future. Prior to passing the required ordinance to vacate the street the city will ensure that any required slope easements and drainage maintenance agreements are submitted by the applicant.

2. The applicant has ~~submitted the required~~ number of notarized consent letters agreeing to the street vacation. Since the entire area to be vacated is located adjacent to the applicant's property, the proposed vacation will not impact any of the surrounding properties nor prevent any of them from having access.
3. The proposed vacation will not have an adverse affect on the goals or policies of the city's Comprehensive Plan.

Dated this **12th** day of **MAY**, 1997

Nancy A. Brendlinger, Mayor

ATTEST:

John C. Bischoff, Planning Director

ORDINANCE NO. 97-O-524

AN ORDINANCE VACATING A 0.94 ACRE PORTION OF THE BRIDGE STREET RIGHT-OF-WAY LOCATED ON THE SOUTH SIDE OF BRIDGE STREET.

Sections:

- | | |
|------------|-----------------------------|
| Section 1. | Findings and determination. |
| Section 2. | Vacation. |
| Section 3. | Certification of ordinance. |

The City of Brookings ordains as follows:

Section 1. Findings and determination. The Council of the City of Brookings hereby finds it appropriate to consider vacation of the following described parcel of land:

0.94 acre portion of the Bridge Street right-of-way located on the south side of Bridge Street as described in Exhibit A.

That the Recorder of the City of Brookings gave due notice of public hearing to be held before the Council at the hour of 7:00 o'clock, May 12, 1997 in the Council Chambers in the City Hall in the City of Brookings, at which time any persons whomsoever having any objections or remonstrance to said parcel vacation or any part thereof, should file written objection or remonstrance with the City Recorder. That it appears to the satisfaction of the Council that the proposed vacation is in the best interests of the City. That the public interest will not be prejudiced by the vacation and that the vacation will not substantially affect the market value of abutting property.

Section 2. Vacation. The City of Brookings does hereby vacate a certain parcel of land described above.

Section 3. Certification of ordinance. The City Recorder is hereby instructed to forthwith record and file certified copies of this Ordinance with the County Clerk, County Assessor and

County Surveyor of Curry County, Oregon.

First Reading: _____

Second Reading: _____

Passage: _____

Effective Date: _____

Signed by me in authentication of its passage this _____
day of _____

Nancy A. Brendlinger
Mayor

ATTEST:

Beverly S. Shields
City Recorder

Exhibit "A"
Description of Proposed Area of Vacation
Bendickson/Sullivan Vacation Application
Tax Lot 6200

A parcel of land being part of the SW $\frac{1}{4}$ of Section 5, Township 41 South, Range 13 West, Willamette Meridian, City of Brookings, Curry County, Oregon, also being a portion of the former US Highway 101 right of way, said right of way having been relinquished to the City of Brookings by the State of Oregon Department of Transportation as described in Book 37 of Records, Page 26, Curry County Records, more particularly described as follows:

Beginning at the northeast corner of Tract 1 as described in Deed recorded in Book 24 of Records, Page 644, Curry County Records, said point lying N $48^{\circ}58'43''$ W, 3544.22 feet from the southeast corner of said Section 5; thence along the east line of said Tract 1 S $30^{\circ}23'00''$ W, 25.41 feet to the southerly line of said former highway right of way line; thence along said southerly right of way line N $69^{\circ}46'18''$ W, 16.53 feet; thence continuing along said right of way line along a spiral curve to the left having a theta angle of $08^{\circ}00'00''$, a chord bearing and distance of N $72^{\circ}23'23''$ W 385.71 feet, a spiral distance of 386.04 feet; thence continuing along said right of way line along a tangent curve to the left, having a radius of 1332.39 feet, a central angle of $00^{\circ}51'21''$ and a chord bearing and distance of N $78^{\circ}11'59''$ W 19.90 feet, an arc distance of 19.90 feet; thence continuing along said right of way line S $31^{\circ}13'00''$ W, 10.64 feet; thence continuing along said right of way line along a non-tangent curve to the left, having a radius of 1322.39 feet, a central angle of $04^{\circ}25'54''$ and a chord bearing and distance of N $80^{\circ}59'59''$ W 102.26 feet, an arc distance of 102.28 feet; thence continuing along said right of way line N $06^{\circ}47'04''$ E, 40.00 feet; thence continuing along said right of way line along a non-tangent curve to the left, having a radius of 1362.39 feet, a central angle of $05^{\circ}44'39''$ and a chord bearing and distance of N $86^{\circ}05'16''$ W 136.53 feet, an arc distance of 136.59 feet to the northwest corner of Tract 2 as described in Deed recorded in Book 24 of Records, Page 644, Curry County Records; thence departing from said right of way line N $86^{\circ}24'09''$ E, 264.54 feet; thence S $75^{\circ}22'35''$ E, 145.64 feet; thence S $70^{\circ}25'04''$ E, 281.23 feet; thence S $19^{\circ}34'56''$ W, 48.91 feet to the point of beginning. Containing 0.94 Acres, more or less.

CHETCO POINT PARK

IMPROVEMENTS, BY PRIORITY

1. Upgrade Pathways

The existing pathways need to be improved for safety, convenience and to protect the existing integrity of the paths due to erosion.

2. Upgrade Access Road and Parking Area

Improve the grading on the road and parking area with a solid base of gravel, or asphalt. To a minimum degree possible, enlarge the parking area and provide adequate drainage.

3. Enhance Sewer Plant Fencing and Provide Visual Barriers

This could be done with slating the existing chain link fencing or planting more bushes along the one side.

4. Construct Interpretive Center

This structure could be an open design or one that is fully enclosed. It would provide an area to place signage that would tell about the area.

5. Protect The Ecosystem

The overall goal would be to protect the area from excess impact by providing the proper network of trails and signs requesting the visitors help in protecting the park.

6. Provide Warning Signs

Primarily for those high hazard areas, as well as a general warning of the type of park they are visiting.

7. Construct Wind Shelter on Oceanside Of Park

This could be an area for the interpretive signs

8 Handicap Accessible

The accessibility for the handicapped would be very limited

9. Temporary Restrooms

To be used until a more formal area could be designed that could incorporate proper restroom facilities.

FUNDING, BY PRIORITY

1. City Development Funds for Parks

Utilize dedicated park funds to get started

2. Grants

Look to outside resources for development, under the eco-tourism program, as an example.

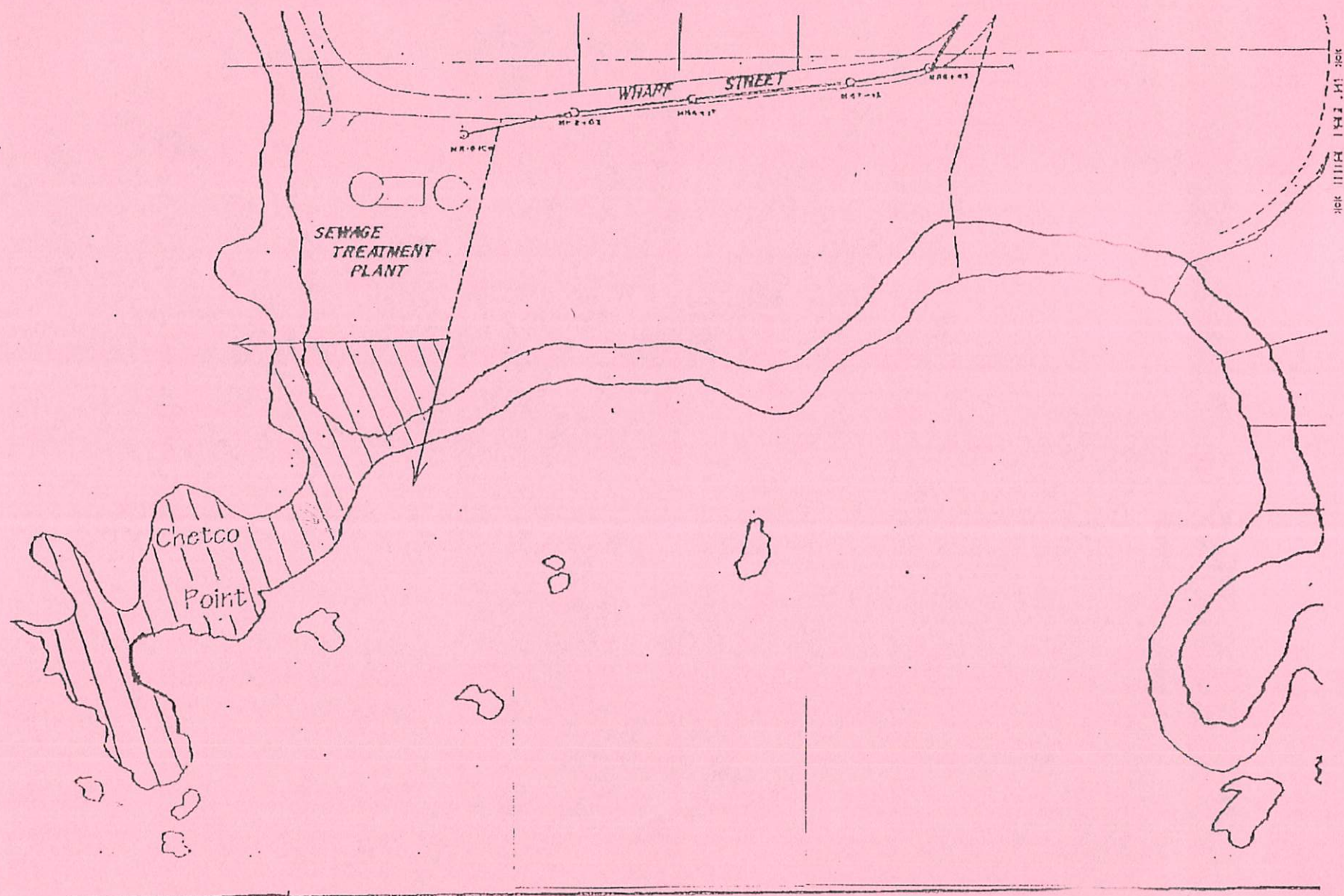
3. Volunteers

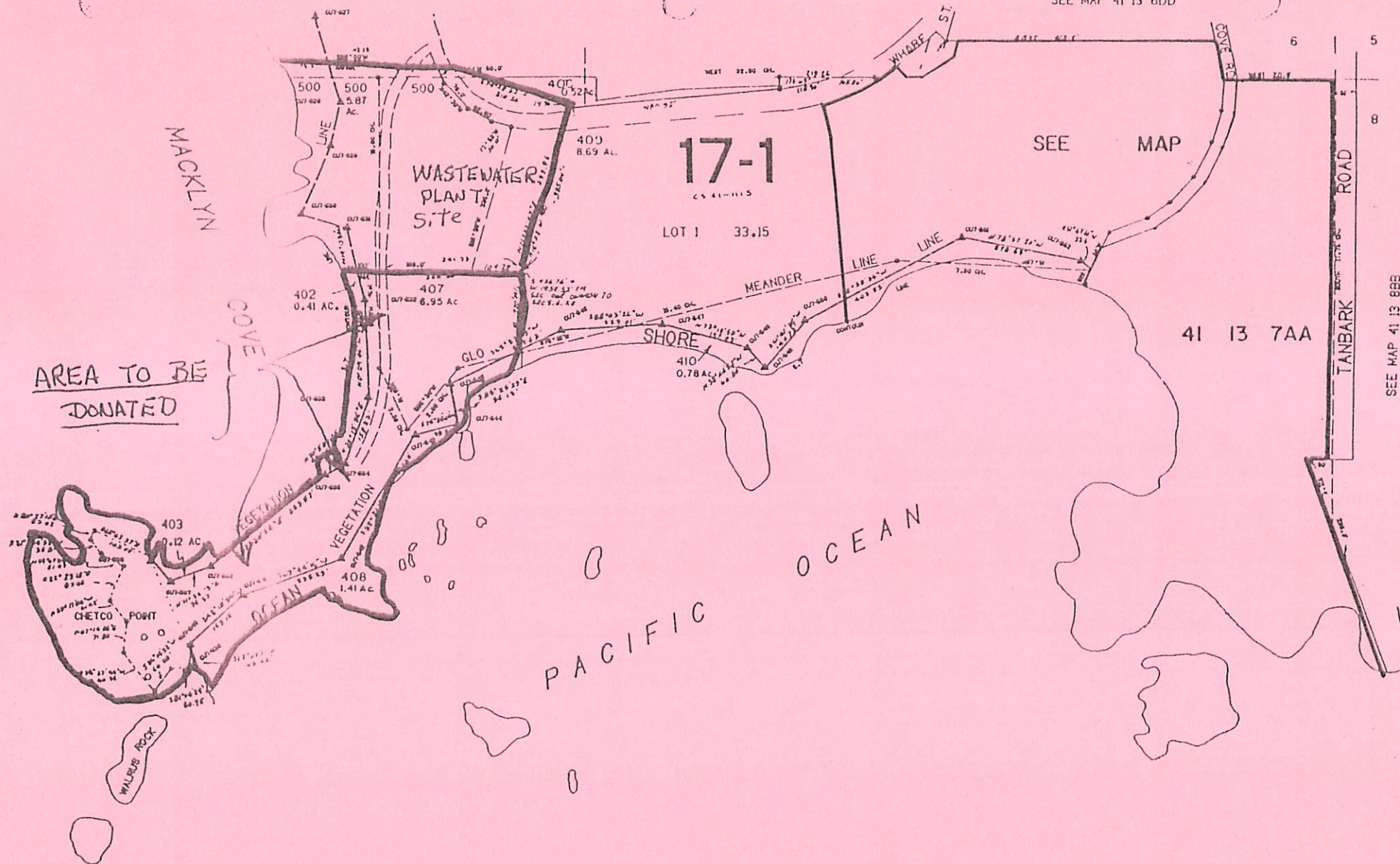
Enlist the help of a group, or groups, of volunteers to help develop the park.

4. Concession Leasing

If and when a more formal visitor center could be built, a concessionaire could be granted space that would provide maintenance revenue.







FREE AIR COMMUNITY TELEVISION

F.A.C.T. ~ Vision

In order to further advance the process of the *Public, Education and Governmental Access Channel - P.E.G.* - (now being maintained as channel 4 on Falcon Cable). To increase civic participation by promoting understanding and informed use of media. Committed to community development, *P.E.G.* works with individuals, nonprofit groups, governments, educational institutions, and area businesses to increase public and community dialog. Through *P.E.G.*, the communities in Curry County have direct access to Emergency Communication, media literacy & television production equipment.

VALUES ~ DEMOCRACY AND THE FIRST AMENDMENT:

The Right and Responsibility to take part in decisions that affect all people locally & globally.
Freedom to express opinions, values, and beliefs openly and receive others without censorship or interference.

P.E.G. Access enables people to make use of media through self expression - personally, culturally, artistically, and politically.

PUBLIC DIALOG FOR COMMUNITY-BASED PROBLEM SOLVING:

Freedom of expression alone is not enough to insure a healthy democracy and meet challenges facing our society and our world. Engaging in active discussion and debate forging public opinion and community problem solving for the common good.

P.E.G. Access provides a public forum encouraging multi-media, multi-level communication using the tools of media, encompassing common issues, problems, and concerns;
through *P.E.G.*, people come together for the enhancement of civic empowerment.

DIVERSITY AND INCLUSIVENESS:

Democracy IS the participation of all members of society.

P.E.G. affirms the importance of the individual, human relationships and the value to society.

P.E.G. promotes the widest possible interchange of experience and view points. Promoting access to media by those who have been misrepresented or under-represented. Encourages understanding and collaboration across barriers of race, culture, language, class, gender, and age.

MEDIA LITERACY:

Media images are not objective reality but highly processed images conveying values and ideology designed to shape our attitudes and behavior.

Commercial television is designed to promote a consumer lifestyle.

P.E.G. is an achievable alternative enabling citizens to discern the workings and influences of media, and take the tools of media into their own hands.

P.E.G. provides training and tools necessary to become knowledgeable and effective communicators, able to examine media critically and use media competently.

COLLABORATION:

Collaboration involves interactions based on mutual respect, empowerment, and an understanding of our common purpose. We are all part of a grater whole to which we are connected and responsible.

Through our collective energies and intentions we will succeed in bettering our selves, communities and world.

P.E.G. fosters partnerships and actively seeks collaboration with people and organizations involved in all facets of civic life through Public, Education & Governmental Alliance.

PROGRAMMING POSSIBILITIES

Programs Immediately Accessible ...

Video tape and air City Meetings - Council, Board of Supervisors, School Board Meetings.
Live / Informational Morning program, Sports Events, Special Events

Tentive Programming Schedule ... Monday - Tuesday (L=Live V = Video R= Re-Air B = Bulletin Board)

7am	8am	L	Coffee with the City - Police, Mayor (agenda for meeting), Council Members etc.
alternating			Coffee with the County - ...
Tuesday		R	Air meeting
8am	9am	L	School Staples - Superintendent, Principles, Coaches and students.
9am	10am	L	Multi Languag Monday/Tuesday (Spanish, German etc.)
10am	7pm	B	Video Bulletin Board
7pm	9pm	R	re-air programs from AM
9pm	7am	B	Video Bulletin Board

Wednesday - Thursday

9am	10am	L	Ladies Morning Monologue - Soroptomist, League of Women Voters etc.
Thursday			Mens Morning Monologue - Masons, Elks, etc.
10am	1pm	B	Video Bulletin Board
1pm	2pm	R	Public Video Viewing. (videos brought in by the public
2pm	7pm	B	Video Bulletin Board
7pm	10pm	R	Re-air morning programs

Friday (live) - Saturday (replay)

7am	8am	L	Stories for Children - Library?
8am	9am	L	Weekend in the City - Chamber of Commerce
9am	5pm	B	Video Bulletin Board
5pm	6pm	L	Public Video Viewing / Auditioning for your Pleasure Its Adults / Children
6pm	8pm	L/V	Special Events
8pm	10pm	R	Re-air morning programs

Sunday - RE-AIR ALL PROGRAMS EMANATING FROM FACT STUDIOS

7am	8am	R	Stories for Children
8am	9am	R	Coffee with the City
9am	10am	R	Church Videos
10am	11am	R	Ladies Morning Monologue
12pm	1pm	R	Mens Morning Monologue
1pm	3pm	R	Special Events
4pm	5pm	R	School Staples
5pm	6pm	R	Coffee with the System
6pm	8pm	R	Public Play Back from the week
8pm	9pm	R	Stories for Children / Coffee with ...
9pm	7am	B	Video Bulletin Board

Program Possibilities:

Emergency Advisories	Strategic Governmental Dialog / Info-Tainment / Live - Interactive	Coffee with the City/Co.	Multi-Languag
Ladies Morning Monologue	Stories for Children	Special Events	School Staples
Coffee with the Cops	Mens Morning Monologue	Auditioning for your pleasure Its ...	
	Public Play Back		

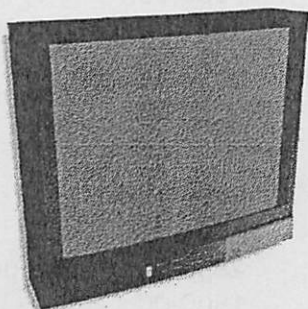
FREE AIR COMMUNITY TELEVISION

F.A.C.T. ~ Vision

Business Plan April 1997

PROPOSAL FOR PUBLIC, EDUCATION & GOVERNMENTAL ACCESS CHANNEL

- * Provide Del Norte County with a fully operational Cablecast Community Access Facility.
- * Generate strategic communication and diversity for the community through education & participation & the Enhancement of Civic Empowerment.
- * Create and air community interest programs. Quality Live call-in programs.
- * Create internship programs in co-operation with all sectors of society.

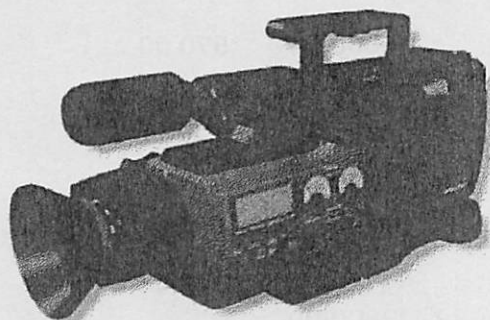
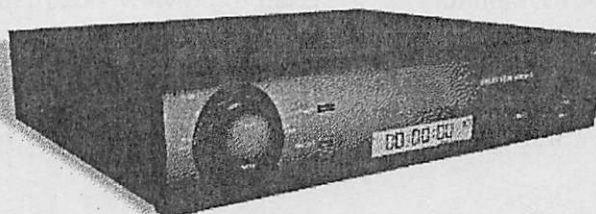


Level 1 Community Interactive Bulletin Board

A community interactive bulletin board would be operated by FACT serving the City and County Governments, the Dell Norse County Schools and the general public non profit sector. The Bulletin Board would be viewed on Falcon cable channel 4 - 24 hours a day!

Level 2 Record and play video taped programming

FACT would videotape a number of hours of local on-site programming and play it back on a scheduled basis. In addition, FACT will act as the clearinghouse for video taped programming presented for scheduling and viewing on PEG channel 4.



Level 3 Produce local programming in local studio

FACT would provide and maintain a video production facility in Del Norte County and would implement an intern program to train volunteers on studio operation. The Studio would be available to City, County, Educational or Public non-profit persons or organizations.

FACT is a member of the
ALLIANCE FOR COMMUNITY MEDIA
Consultant: Ken Snider 503-667-7636



**ALLIANCE
FOR
COMMUNITY
MEDIA**

Free Air Community Television P.E.G. Cost Summary

LEVEL 1: INTERACTIVE VIDEO BULLETIN BOARD ~ I.V.B.B.

Item	Description		Startup	Per month
	Fixed Costs	Total	6300.00	1000.00
Computer	IBM compatible computer & Monitor		1300.00	50.00
Software	IVBB computer program		4000.00	0.00
Rent	Building in Del Norte county		500.00	500.00
Phone	2 Phone lines		100.00	100.00
Utilities	Electricity, water, etc.		100.00	50.00
Staff	IVBB maintenance for public sector 15 hrs/mo			200.00
Staff	Administration of service 10 hours / mo.			100.00
Location	Security Cabinet- Arts & Crafts Bldg- Fairgrounds		300.00	
	Cost per Participant	Total	1000.00	200.00
	Bulletin board setup 100 pages		1000.00	
Staff	Bulletin board maintenance 15 hrs / mo.			200.00

LEVEL 2: RECORD & BROADCAST VIDEO TAPED PROGRAMS

	Fixed Costs	Total	2850.00	250.00
Camcorder	Used to record city events		1500.00	
Accessories	Camera Light, Tripod, Microphone, etc.		500.00	25.00
Media	Video tapes		100.00	75.00
VCR	Used to broadcast video tapes		500.00	
TV/Monitor	Used to preview video tapes		250.00	
Staff	Broadcasting for public sector 15 hrs/mo			150.00
	Cost per Participant	Total	0.00	500.00
Staff	Video Tape 15 hours per month			400.00
Staff	Broadcast 10 hours per mo.			100.00

LEVEL 3: PRODUCE LOCAL PROGRAMS IN STUDIO

	Fixed Costs	Total	15000.00	570.00
Camcorder	Studio Camera number 1		1500.00	
Camcorder	Studio Camera number 2		1500.00	
Lighting	5 studio light sets		500.00	20.00
Tripods	2 studio tripods		600.00	
VCR	Used to record production		3000.00	
VCR	Used to play back recorded video tapes		2000.00	
Monitors	3 color monitors		750.00	
Switcher	Used to switch between cameras		3500.00	
Mixer	12 channel audio mixer		250.00	
Studio Mics	4 microphones		150.00	
Studio gear	4 Headsets		250.00	
Studio	Set, furniture, etc.		1000.00	50.00
Staff	Supervision for public sector 15 hrs/mo			400.00
Staff	Administration & studio maintenance			100.00
	Cost per Participant	Total	0.00	400.00
Staff	Supervision for in studio production 15 hrs/mo			400.00

Memorandum

TO: Mayor, City Council

FROM: Leo Lightle, Community Development Director

THROUGH: Tom Weldon, City Manager

DATE: May 7, 1997



Issue: Authorization to call for bids on a portable high pressure self-priming sludge pump capable of pumping 500 to 1000 gallons per minute.

Synopsis: The proposed 1997-1998 budget includes \$32,000 for a sludge pump for the Wastewater Treatment Division.

Recommendation: The City Council authorize calling for bids for a portable high pressure self-priming sludge pump capable of pumping 500 to 1000 gallons per minutes and meeting other specifications.

Rationale: Currently the city is applying treated sludge to pasture and forestry sites. We had been renting a portable pump from the city of Coos Bay and using this to spray the biosolids onto the approved areas. The city of Coos Bay terminated this rental agreement. Inquiries into rental of other pumps have gotten nowhere.

Memorandum

TO: Mayor, City Council

FROM: Leo Lightle *LL*

THROUGH: Tom Weldon, City Manager *Tom*

SUBJECT: Wastewater System Development Charges (SDC's) Revision proposed calendar

DATE: May 8, 1997



Synopsis:

The city has had Brown & Caldwell do a rate study which includes the appropriate SDC charges based upon our proposed Wastewater Treatment Plant project. There is a requirement to notify "interested persons" 45 days prior to adoption and to provide methodology 30 days prior to first hearing.

Recommendation:

That the Council adopt the calendar below to revise Wastewater System Development Charges:

May 12 -	Council adopts schedule
May 13 -	Notify by letter interested parties (parties on file)
May 17 -	Public Notification of intent to adopt new SDC's (Newspaper)
May 27 -	Methodology presented to Council
	cc: SDC Committee, Planning Commission, CIP, Citizens for Orderly Development, Chamber of Commerce, Citizens for a Better Brookings
June 30 -	1st hearing
July 14 -	2nd hearing and adoption

Rationale:

This schedule will meet the requirement of the System Development Charges process. The Council would still be able to have additional meetings if required.

-eom-

Jack McDonald
Chief of Police

POLICE DEPARTMENT
City of Brookings
898 Elk Drive
Brookings, Oregon 97415
(541) 469-3118 - Fax (541) 412-0253



TO: Mayor
City Council

THROUGH: Tom Weldon, City Manager

FROM: Jack McDonald, Chief of Police

SUBJECT: LIQUOR LICENSE RENEWAL

DATE: May 6, 1997

A handwritten signature in dark ink, appearing to be "J. McDonald", written over the "FROM:" line.

Attached for your consideration are copies of a liquor license renewal from:

Ray's Food Place # 1 , 906 Chetco Ave, Brookings

The Police Department has reviewed the requests and has no objections to the granting of the renewal.

mjc/council.pkt

Oregon Liquor Control Commission
 PO Box 22297, Milwaukie, OR 97269 1-800-452-6522
License Renewal Application

IMPORTANT: Failure to **fully** disclose any information requested, or providing false or misleading information on this form is grounds to refuse to renew the license. Your license expires June 30, 1997

License Type: Package Store	District: 3	County/City: 0805	RO#: R04216A	119/203
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C & K MARKET, INC
 C & K MARKET, INC.
 615 5TH ST.
 BROOKINGS OR 97415

Licensee(s) C & K MARKET, INC

Tradename RAY'S FOOD PLACE #1
 906 CHETCO
 BROOKINGS OR 97415

Instructions:

1. Answer all questions completely on the renewal application.
2. Have each partner or an authorized corporate officer sign the renewal application.
3. Have the local governing body endorse the renewal application.
4. Return completed renewal application along with the appropriate license fee due before June 10, 1997 to avoid late fees.

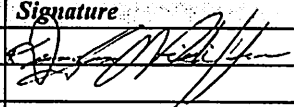
Operational Questions:	Responses:										
(1) Please list a daytime phone number.	Phone Number: 541-469-3743										
(2) Please list all arrests or convictions for any crime, violation, or infraction of any law during the last year even if they are not liquor related for anyone who holds a financial interest in the licensed business. Attach additional sheet of paper to back of form if needed.	<table border="1"> <thead> <tr> <th>Name</th> <th>Offense</th> <th>Date</th> <th>City/State</th> <th>Result</th> </tr> </thead> <tbody> <tr> <td align="center" colspan="5">-0-</td> </tr> </tbody> </table>	Name	Offense	Date	City/State	Result	-0-				
Name	Offense	Date	City/State	Result							
-0-											
(3) Will anyone share in the profits who is not a licensee? If yes, please give name(s) and explain.	<input checked="" type="checkbox"/> NO <input type="checkbox"/> YES <input type="checkbox"/> EXPLAIN:										
(4) Were there any changes of ownership (ie: add/drop partners, change to corporations, etc.) not reported to the OLCC in the last year?	<input checked="" type="checkbox"/> NO <input type="checkbox"/> YES <input type="checkbox"/> EXPLAIN:										

Endorsement - Please take this form to your local governing body that is listed below before you return it to the OLCC.

The City of BROOKINGS recommends that this license be GRANTED _____ REFUSED _____ on (date) _____

Signed: _____ Title of Signer _____

License Fees and Late Fee Schedule & Amounts - Do not mail cash.		Dollar Amount (\$)
License Fee for Package Store		50.00
TOTAL FEE TO PAY >>>>PLEASE PAY THIS AMOUNT<<<<		50.00
Late Fees		
IF Renewal Application Is Received After June 10, 1997 but before July 01, 1997		Add 12.50 To Total Due
IF Renewal Application Is Received On or After July 01, 1997.		Add 20.00 To Total Due

Print Name	Signature	Date	Social Security #	Date of Birth
DOUGLAS NIDIFFER		4/17/97	563-74-9937	11/13/49



Jack McDonald
Chief of Police

POLICE DEPARTMENT
City of Brookings
898 Elk Drive
Brookings, Oregon 97415
(541) 469-3118 - Fax (541) 412-0253



TO: Mayor
City Council

THROUGH: Tom Weldon, City Manager

FROM: Jack McDonald, Chief of Police

SUBJECT: LIQUOR LICENSE RENEWAL

DATE: April 29, 1997

A handwritten signature in black ink, appearing to be "J. McDonald", written over the "FROM:" line.

Attached for your consideration are copies of a liquor license renewal from:

Lee's Dragon Gate Restaurant , 777 Cottage Street, Brookings
Chives Restaurant , 1025 Chetco , Brookings

The Police Department has reviewed the requests and has no objections to the granting of the renewal.

mjc/council.pkt

Oregon Liquor Control Commission
PO Box 22297, Milwaukie, OR 97269 1-800-452-6522
License Renewal Application

IMPORTANT: Failure to fully disclose any information requested, or providing false or misleading information on this form is grounds to refuse to renew the license. Your license expires June 30, 1997

License Type: Package Store	District: 3	County/City: 0805	RO#: R23852B	119/203
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JACKSON, RICK
JACKSON, RICK & CARLA
PO BOX 927
BROOKINGS OR 97415

Licensee(s) JACKSON, RICK
JACKSON-TOOLE, CARLA

Tradename CHIVES RESTAURANT
1025 CHETCO
BROOKINGS OR 97415

Instructions:

1. Answer all questions completely on the renewal application.
2. Have each partner or an authorized corporate officer sign the renewal application.
3. Have the local governing body endorse the renewal application.
4. Return completed renewal application along with the appropriate license fee due before June 10, 1997 to avoid late fees.

Operational Questions:	Responses:																				
(1) Please list a daytime phone number.	Phone Number: (541) 469-4121																				
(2) Please list all <u>arrests or convictions</u> for any crime, violation, or infraction of any law during the last year even if they are <u>not liquor</u> related for anyone who holds a financial interest in the licensed business. Attach additional sheet of paper to back of form if needed.	<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Name</th> <th>Offense</th> <th>Date</th> <th>City/State</th> <th>Result</th> </tr> </thead> <tbody> <tr> <td>Carla Toole Jackson</td> <td>Speeding</td> <td>1/29/96</td> <td>Brookings</td> <td>paid fine</td> </tr> <tr> <td>Rick Jackson</td> <td>1/25/96 Crescent City CA, Paid Fine</td> <td></td> <td></td> <td>Speeding</td> </tr> <tr> <td>Rick Jackson</td> <td>9/2/96 Gold Beach, Dismissed - rising head</td> <td></td> <td></td> <td></td> </tr> </tbody> </table>	Name	Offense	Date	City/State	Result	Carla Toole Jackson	Speeding	1/29/96	Brookings	paid fine	Rick Jackson	1/25/96 Crescent City CA, Paid Fine			Speeding	Rick Jackson	9/2/96 Gold Beach, Dismissed - rising head			
Name	Offense	Date	City/State	Result																	
Carla Toole Jackson	Speeding	1/29/96	Brookings	paid fine																	
Rick Jackson	1/25/96 Crescent City CA, Paid Fine			Speeding																	
Rick Jackson	9/2/96 Gold Beach, Dismissed - rising head																				
(3) Will anyone share in the profits who is not a licensee? If yes, please give name(s) and explain.	<input checked="" type="checkbox"/> NO <input type="checkbox"/> YES - EXPLAIN:																				
(4) Were there any changes of ownership (ie: add/drop partners, change to corporations, etc.) not reported to the OLCC in the last year?	<input checked="" type="checkbox"/> NO <input type="checkbox"/> YES - EXPLAIN:																				

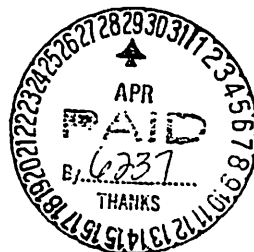
Endorsement - Please take this form to your local governing body that is listed below before you return it to the OLCC.

The City of BROOKINGS recommends that this license be GRANTED _____ REFUSED _____ on (date) _____

Signed: _____ Title of Signer _____

License Fees and Late Fee Schedule & Amounts - Do not mail cash.	Dollar Amount (\$)
License Fee for Package Store	50.00
TOTAL FEE TO PAY >>>>PLEASE PAY THIS AMOUNT<<<<	50.00
Late Fees	
IF Renewal Application Is Received After June 10, 1997 but before July 01, 1997	Add 12.50 To Total Due
IF Renewal Application Is Received On or After July 01, 1997.	Add 20.00 To Total Due

Print Name	Signature	Date	Social Security #	Date of Birth
Rick Jackson	<i>[Signature]</i>	4/29/97	562-41-1179	9/30/61
Carla Toole Jackson	<i>[Signature]</i>	4/29/97	301-76-1901	5/10/65



Oregon Liquor Control Commission
PO Box 22297, Milwaukie, OR 97269 1-800-452-6522
License Renewal Application

IMPORTANT: Failure to fully disclose any information requested, or providing false or misleading information on this form is grounds to refuse to renew the license. Your license expires June 30, 1997

License Type: Dispenser Class A	District: 3	County/City: 0805	RO#: R16827A	119/212
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DA-0547
LEE'S DRAGON GATE RESTAURANT INC
777 COTTAGE STREET
PO BOX 1569
BROOKINGS OR 97415

Licensee(s) **LEE'S DRAGON GATE RESTAURANT INC**

Server Education Designee(s)
LEE LETTY C Y

Tradename **LEE'S DRAGON GATE RESTAURANT**
777 COTTAGE STREET
PO BOX 1569
BROOKINGS OR 97415

Instructions:

1. Answer all questions completely on the renewal application.
2. Have each partner or an authorized corporate officer sign the renewal application.
3. Have the local governing body endorse the renewal application.
4. Return completed renewal application along with the appropriate license fee due before June 10, 1997 to avoid late fees.

**

Operational Questions:	Responses:
(1) Is there a change in your Server Education Designee? If yes, please list their name and Social Security Number.	Name _____ SS# _____
(2) Please list a daytime phone number.	Phone Number: <u>(541) 469-3908</u>
(3) Please list all arrests or convictions for any crime, violation, or infraction of any law during the last year even if they are <u>not liquor</u> related for anyone who holds a financial interest in the licensed business. Attach additional sheet of paper to back of form if needed.	Name _____ Offense _____ Date _____ City/State _____ Result _____
(4) Will anyone share in the profits who is not a licensee? If yes, please give name(s) and explain.	<input checked="" type="checkbox"/> NO <input type="checkbox"/> YES <input type="checkbox"/> EXPLAIN:
(5) Were there any changes of ownership (ie: add/drop partners, change to corporations, etc.) not reported to the OLCC in the last year?	<input checked="" type="checkbox"/> NO <input type="checkbox"/> YES <input type="checkbox"/> EXPLAIN:
(6) Did you make any significant changes in operation during the past year that you have not reported to the OLCC, such as changes in menu, hours of operation, or remodeling?	<input checked="" type="checkbox"/> NO <input type="checkbox"/> YES <input type="checkbox"/> EXPLAIN:

	Food & Liquor Sales - Report below the average monthly sales figures to the nearest dollar for the 12 month period ending March 31, 1997	Amount
A	Average Monthly Alcoholic Beverage Sales (Include Beer, Wine & Distilled Spirits)	\$
B	Average Monthly Food Sales	\$
C	Average Monthly Total Sales (Add A + B):	\$
D	Percent of Food To Total Sales (Divide B By C):	%

Endorsement - Please take this form to your local governing body that is listed below before you return it to the OLCC.

The City of BROOKINGS recommends that this license be GRANTED _____ REFUSED _____ on (date) _____

Signed: _____ Title of Signer _____

License Fees and Late Fee Schedule & Amounts - Do not mail cash.	Dollar Amount (\$)
License Fee for Dispenser Class A	400.00
Server Education student fee	2.60
TOTAL FEE TO PAY >>>>PLEASE PAY THIS AMOUNT<<<<	402.60
Late Fees	
IF Renewal Application Is Received After June 10, 1997 but before July 01, 1997	Add 100.00 To Total Due
IF Renewal Application Is Received On or After July 01, 1997.	Add 160.00 To Total Due

Print Name <u>Lee Letty C Y</u>	Signature <u>Letty C Y Lee</u>	Date <u>4/29/97</u>	Social Security # <u>567-46-5788</u>	Date of Birth <u>6/21/56</u>
------------------------------------	-----------------------------------	------------------------	---	---------------------------------

Jack McDonald
Chief of Police

POLICE DEPARTMENT
City of Brookings
898 Elk Drive
Brookings, Oregon 97415
(541) 469-3118 - Fax (541) 412-0253



TO: Mayor
City Council

THROUGH: Tom Weldon, City Manager

FROM: Jack McDonald, Chief of Police

SUBJECT: Park Use Application

DATE: May 5, 1997

A handwritten signature in black ink, appearing to be "J. McDonald", written over the "FROM:" line.

Attached for your consideration are copies of Park Use Application From:

Event: Chamber Mixer - Azalea Festival by Chamber of Commerce

The Police Department has reviewed the requests and has no objections to the granting of the Application.

mjc/council.pkt



City of Brookings, 898 Elk Drive, Brookings, OR 97415 - (503)469-2163

PARK USE APPLICATION FORM

The City of Brookings programs, service and activities are open to all persons without regard to race, age, sex, disability, religion, or national origin.

PARK LOCATION

Azalea Park
Garden Area

ACTIVITY AREA

Garden Area

Event Date(s): 5/23/97

Time: 5pm - 7:30pm

Approximate Number expected to attend event (each day):

100

Nature of Event: Chamber Mixer - Azalea Festival

Name of Organization: Chamber of Commerce

Contact Person: Les Cohen Day Phone: 469-3181

Mailing Address: PO Box 940 Brookings OR 97415

Is this event free to the public? yes

Will alcohol be sold? NO

Will alcohol be consumed? ? yes

Will any merchandise be sold? NO

What? _____

Will you be using amplification equipment? NO

Type of equipment? _____

SPECIAL REQUESTS (Print or Type): _____

Request waiver of fees.

LIABILITY STATEMENT/AGREEMENT

I/We agree to abide by all applicable federal, state, and local laws, regulations, and ordinances which pertain to the use of said property and agree to pay for any damage to same, as a result of use. I/We further agree to hold the city, its officials and employees, harmless from any liability resulting from use of said property.

THE CITY OF BROOKINGS ASSUMES NO RESPONSIBILITY OR LIABILITY FOR INCLEMENT WEATHER.

The undersigned user agrees to pay for any and all damages occurring during the reserved period. User agrees that the deposit paid herewith will be applied toward damages to the facility or its contents during the reserved period. Any of the deposit not applied to damages will be applied first to unpaid rental fees with any excess refunded to user. Normal wear and tear as determined by the City of Brookings shall not be considered damage.

Signature of person completing this application: Les Cohen Date: 5/2/97

Printed name of person completing this application: Les Cohen

For City Use Only

NO

SITE PLAN (Required for certain events)

To be provided with complete application.

Contact the City Manager's office to schedule on-site meeting a minimum of 20 days prior to the event.

 INSURANCE (Required for Certain Events)

Applicant must provide proof of insurance for this event as shown on attached Park Use Insurance Requirements information page.

NO

SIGNS

Identify quantity, location, and type below.

Use Fee: \$ 300

Paid Receipt # _____

Deposit: \$ 300

Paid Receipt # _____

Deposit Refunded: YES NO Comment _____

City Business License Required: YES NO Comment _____

City Alcohol Permit & Ins. Required: YES NO Comment _____

OLCC Alcohol Permit Required: YES NO Comment _____

Proof of Insurance Required: YES NO Comment _____

Comments or restrictions on reservation: _____

Police Department Approval _____	Date: _____
Fire Department Approval _____	Date: _____
City Manager Approval _____	Date: _____



APPLICATION TO POSSESS AND CONSUME ALCOHOLIC BEVERAGES ON CITY OF BROOKINGS PUBLIC PROPERTY

GROUP OR ORGANIZATION NAME B-H Chamber of Commerce
CONTACT PERSON Les Cohen
DAYTIME PHONE NUMBER 469-3181
ADDRESS PO Box 940, Brookings Or 97415
PUBLIC LOCATION REQUESTED Azalea Park Garden
DATE REQUESTED May 23 1997
TIME REQUESTED 5 pm - 7:30 pm
TYPE OF ALCOHOLIC BEVERAGES INVOLVED _____
PURPOSE OF GATHERING Chamber Mixer

As an official representative of the above named group I request a temporary permit to possess and consume alcoholic beverages on public premises in accordance with Brookings Ordinance No. 79-0-315, Sec. 4., which I have reviewed. I understand our organization must meet all State of Oregon requirements for serving alcohol and must provide insurance as shown on the attachment.

Les Cohen

Representative Signature

5/2/97

Date Signed

Special Conditions: _____

Application: _____ Approved _____ Not Approved

City Manager

Date Signed

AGREEMENT FOR SERVICES

THIS AGREEMENT made and entered into this _____ day of _____, 1997, by and between CITY OF BROOKINGS, a municipal corporation of the State of Oregon, hereinafter referred to as "City", and _____, hereinafter referred to as "_____", all of whom agree as follows:

W I T N E S S E T H

WHEREAS, City desires to contract for the services of a Municipal Judge for the City of Brookings;

WHEREAS, it is the desire of the Common Council of City to establish certain conditions of employment and to set forth work obligations for the Municipal Judge;

WHEREAS, _____ desires to accept contract employment as Municipal Judge of the City of Brookings and agrees to the terms set forth herein;

NOW, THEREFORE, in consideration of the mutual covenants contained in this agreement, the parties hereto agree as follows:

1. CONTRACT FOR SERVICES: City hereby contracts with _____ to perform the functions and duties of Municipal Judge of the City of Brookings.

2. DUTIES OF MUNICIPAL JUDGE: The Municipal Judge shall fully and faithfully perform all of the duties set forth in Brookings Ordinance No. 51-0-008 as relates to Municipal Judge and the duties and performance responsibilities set forth in the

job description attached hereto as Exhibit "A" and by this reference incorporated herein. The Municipal Judge shall also perform such other duties as may be assigned, from time to time, by the Common Council of City. The Municipal Judge shall comply with all federal, state and local laws, ordinances and regulations applicable to this contract, and with the state and federal constitutions. The Municipal Judge will support the Constitution of the United States and the Constitution of the State of Oregon and faithfully discharge the duties of the office of Municipal Judge of the City of Brookings to the best of his or her ability.

3. COMPENSATION: For services rendered hereunder, City shall pay to Municipal Judge the sum set forth on attached Exhibit "B", incorporated herein by this reference. Municipal Judge shall furnish a monthly itemization to City which details services by description of case, identification of defendant and time expenditure.

4. STATUS OF SERVICE TO CITY: The Municipal Judge acknowledges that he or she is appointed by the Common Council and may be removed by a majority of the Common Council for any reason.

5. TERM: This agreement may be terminated upon thirty (30) days advance written notice by one party to the other, or if an agreement is reached by both parties, this agreement may be terminated immediately. Upon the effective date of termination, the Municipal Judge shall be paid to that date, and no further

obligation on the part of either City or the Municipal Judge shall exist thereafter.

6. STATUS AS INDEPENDENT CONTRACTOR: _____

is not an officer, employee or agent of the City, but rather is an independent contractor. Municipal Judge shall be solely responsible for any federal or state taxes and withholdings applicable to compensation or payments made to Municipal Judge under this agreement. Municipal Judge shall not be eligible for any benefits received by City employees, including but not limited to social security, unemployment insurance or worker's compensation.

7. GENERAL PROVISIONS: This agreement constitutes the entire agreement between the parties hereto. The provisions of this agreement shall be binding upon and inure to the benefit of the parties and their respective successors and heirs. This agreement is personal unto the parties and the Municipal Judge may not assign or delegate his or her duties hereunder, except as authorized by City. This agreement shall become effective on _____, 1997.

SIGNED ON THE DATE FIRST HEREINABOVE WRITTEN and executed on behalf of the City as authorized by its Common Council.

CITY OF BROOKINGS

MUNICIPAL JUDGE

BY _____
Mayor

BY _____

ATTEST:

CITY OF BROOKINGS

MUNICIPAL JUDGE

GENERAL STATEMENT OF DUTIES:

The Municipal Judge is the judicial officer of the City of Brookings and shall preside over the Municipal Court of the City of Brookings.

DISTINGUISHING FEATURES OF THE CLASSIFICATION:

The Municipal Judge shall have authority to issue process for the arrest of any person accused of an offense against the ordinances of the city of Brookings; to commit any such person to jail or admit him to bail pending trial; to issue subpoenas; to compel witnesses to appear and testify in court on the trial of any cause before the court; to compel obedience to such subpoenas; to issue any process necessary to carry in effect the judgments of the court; and to punish witnesses for contempt of court.

SUPERVISION RECEIVED:

The Municipal Judge works under the supervision of the City Council. The Municipal Judge is appointed and may be removed by a majority of the Council.

JURISDICTION:

All of the incorporated area, now or hereafter, within the City of Brookings shall be within the territorial jurisdiction of the Municipal Court and the Municipal Judge. The Municipal Judge shall exercise jurisdiction of all offenses defined and made punishable by ordinance of the City of Brookings and of all actions brought to recover or enforce forfeitures or penalties defined or authorized by ordinances of the City of Brookings.

SUPERVISION EXERCISED:

No employees are supervised by the Municipal Judge.

CITY OF BROOKINGS

MUNICIPAL JUDGE

KEY PERFORMANCE AREAS:

The Municipal Judge shall have authority to form and adopt reasonable rules for the conduct of the business of the Municipal Court for the City of Brookings; provided, however, that he/she shall not form or adopt any rule which contravenes the Constitution of the United States, the Constitution of the State of Oregon, the laws of the State of Oregon or any ordinance of the City of Brookings.

The Municipal Judge shall ~~by order~~ set the days and hours that the Municipal Court for the City of Brookings will be in session for the transaction of judicial business. ~~Once the Municipal Judge has set said days and hours, they shall not be changed or altered except by order of the Municipal Judge.~~

EMPLOYMENT STANDARDS

KNOWLEDGE OF: Legal principles ~~and~~ rules of evidence, ~~and City Ordinances.~~

SKILL IN: Maintaining decorum and order in hostile situations; weighing evidence, evaluating witnesses testimony, applying legal principles to situations and maintaining the legal and civil rights of citizens.

DESIRABLE EXPERIENCE:

Employment as an attorney or judge.

PRE-EMPLOYMENT REQUIREMENTS:

Drug/Criminal background screen; bondability; educational, licensing (if appropriate) and experience verification.

COMPENSATION TYPE: Monthly

EXEMPTION STATUS: Exempt

JOB GRADE: N/A

CITY OF BROOKINGS

MUNICIPAL JUDGE

GENERAL STATEMENT OF DUTIES:

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DISTINGUISHING FEATURES OF THE CLASSIFICATION:

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CITY OF BROOKINGS

MUNICIPAL JUDGE

KEY PERFORMANCE AREAS:

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The Municipal Judge shall set the days and hours that the Municipal Court for the City of Brookings will be in session for the transaction of judicial business.

EMPLOYMENT STANDARDS

KNOWLEDGE OF: Legal principles and rules of evidence.

SKILL IN: Maintaining decorum and order in hostile situations; weighing evidence, evaluating witnesses testimony, applying legal principles to situations and maintaining the legal and civil rights of citizens.

DESIRABLE EXPERIENCE:

Employment as an attorney or judge.

PRE-EMPLOYMENT REQUIREMENTS:

Drug/Criminal background screen; bondability; educational, licensing (if appropriate) and experience verification.

COMPENSATION TYPE: Monthly

EXEMPTION STATUS: Exempt

JOB GRADE: N/A

EXHIBIT "B"

Compensation for Municipal Judge

Memorandum

TO: Mayor, City Council

FROM: Tom Weldon, City Manager *Tom*

SUBJECT: Boat Park

DATE: May 8, 1997



Issue: Should the City of Brookings develop a temporary park, centered around a fishing boat, next to the Library.

Recommendation: Authorize City Manager to implement plan, as shown below, and enter into lease with the Chetco Community Library for "Boat Park".

Rationale: Our Capital Improvements/Expenditures plan shows us developing a park near this area and this can be done using minimal city resources.

Background:

- 1) The Port of Brookings-Harbor has offered the City, for free, a 30' long x 8 1/2' wide x 12' high fishing boat if we would like to use it in a park. They will also help move and site the boat. A Parks and Recreation Commissioner and I surveyed the City parks and came up with several possible sites for this boat park. The best site, we thought and the Parks and Recreation Commission agreed, was the property the Library District owned between their building and Oak Street. This idea was taken to the Library Board and they agreed to consider it and allow the City Manager to pursue the idea. This property has been set aside for a part of the Railroad Street couplet where it would reconnect to Highway 101. See attached plan. This park will primarily serve young children and people looking for a place to sit and relax or picnic.

- 2) The Chetco Community Library Board of Directors and Librarian have reviewed the proposed plan and have accepted it subject to an acceptable lease.

- 3) A site layout plan has been developed by a Library volunteer based upon discussions with the City Manager and Community Development Director. That plan is attached. Our Parks and Recreation Commission has reviewed the proposed plan and recommends the Council accept it.

4) A \$1,000 donation has already been committed to pay for the fence. I hope and expect to get donations to provide gravel for the parking area, plants, and picnic tables and benches. I believe the City's cash expenditure necessary to develop this park will be \$1,000 or less.

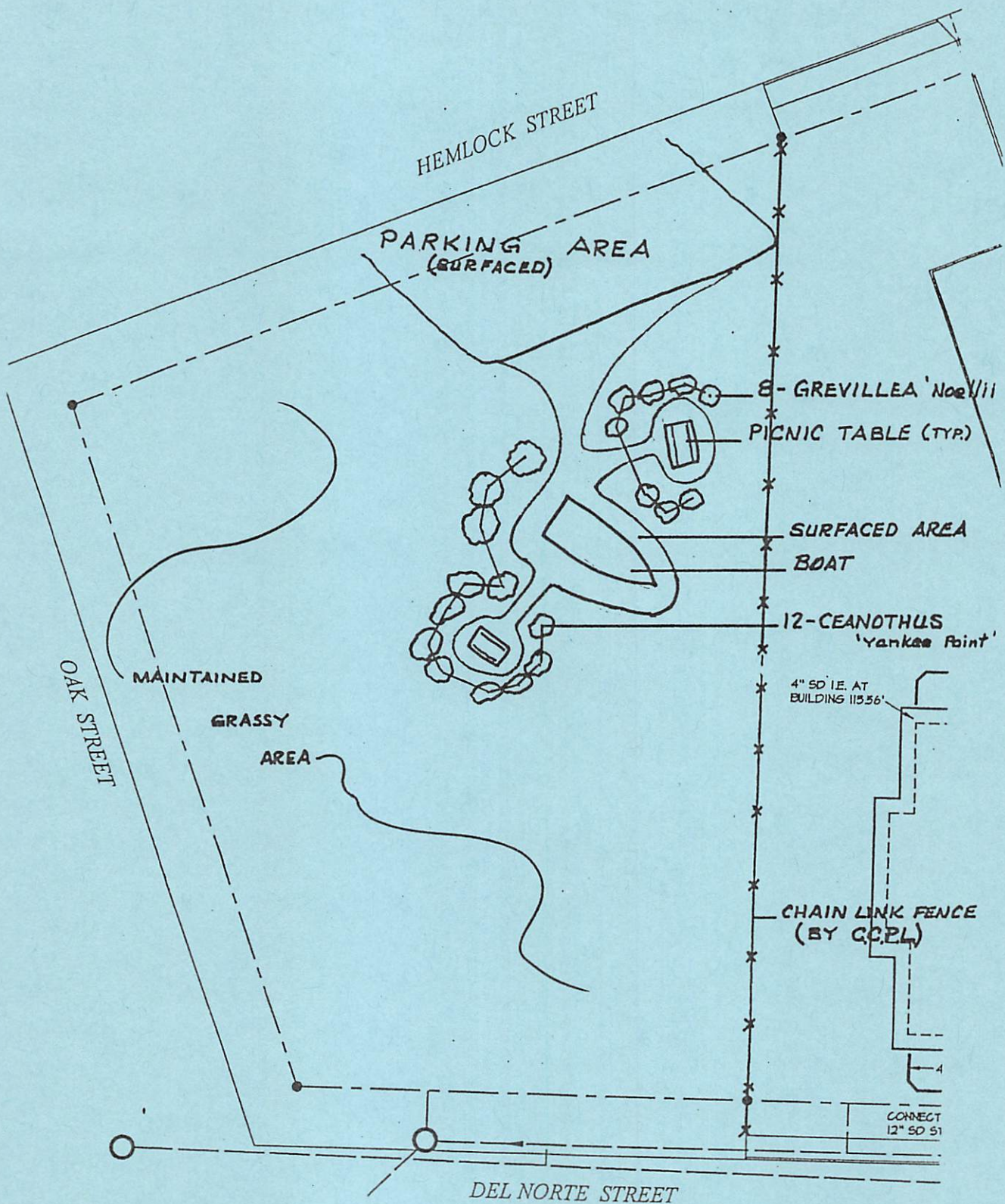
5) A church group has volunteered to provide approximately 150 worker hours on July 19th to paint and repair the boat and do minimal landscape work on the grounds at this property.

6) The City's regular time investment in this park would consist of emptying garbage cans, mowing the area and cleaning up the parking area. I believe this will average less than 10 hours a month.

7) The proposed lease would provide:

- a) The City cover the property under it's liability insurance policy.
- b) The City provide maintenance of the boat, grounds, fence, etc.
- c) The City pay the Library \$1.00 a year.
- d) The lease be for an indefinite period of time with a 90 day cancellation by, either party clause.

-eom-



BOAT PARK
PRELIMINARY PLAN

NOTE: ALL IMPROVEMENTS AND
MAINTENANCE BY CITY OF
BROOKINGS UNLESS
OTHERWISE NOTED



Pacific Coast Scenic Byway

A Cooperative Project of The Oregon Department of Transportation and The Coastal Policy Advisory Committee on Transportation

In Association With:

CH2M HILL
825 N.E. Multnomah, Ste. 1300
Portland, OR 97232
503-235-5000

Jeanne Lawson
Associates
1110 S.E. Alder St., Ste. 301
Portland, OR 97214
503-235-5881

Jones & Jones
105 South Main St.
Seattle, WA 98104
206-624-5702

W&H Pacific
8405 S.W. Nimbus Ave.
Beaverton, OR 97008
503-626-0455

Mayor Nancy Brendlinger
City of Brookings
898 Elk drive
Brookings, OR 97415

21 April 1997

Dear Mayor Brendlinger,

Thanks for taking the time to speak with me regarding some of your concerns about the Highway 101 Scenic Byway planing process. During that conversation you indicated that you would be interested in further information, and I've put together a few documents that I hope are relevant to your concerns. These documents include:

- a Memorandum of understanding describing ODOT's commitments for the planning process,
- two draft chapters from the plan – one describing the role of local jurisdictions in the decision-making process, and one describing the procedures for adding, deleting or ending participation in the National Scenic Byways program,
- A letter responding to some of the concerns brought up by the Brookings planning group, and the draft text of a presentation to the Gold Beach City Council.

I was also concerned that in our phone conversation we didn't have time for me to fully describe where Washington and California stand in the Byway designation process. Here is a short clarification on the status of Washington and California's applications for National Scenic Byway designation:

Both Washington and California have completed draft Corridor Management Plans, Washington first followed by California. The processes followed in both states were significantly different than the current work in Oregon, in part because the draft authorizing policy for National Scenic Byway designation was not published in the Federal Register until near the end of Washington's planning process.

At the completion of Washington's planning process, the Steering Committee for the plan (a group playing a similar role to CPACT in Oregon's study) were concerned that the language describing land use issues in the federal policy was not clearly defined, and that there was no identified process for states to initiate a de-designation process if they no longer wanted to participate in the program.

Washington decided to put application for designation on hold pending adoption of final federal policy. At the completion of their planing process California followed suit, and held off applying for designation. Neither state dropped out of the program, although they left that possibility open depending on the final language adopted for the federal program.

During the time since the completion of the draft management plan, Washington has implemented several of the specific projects identified in the management plan.

Currently, Washington is leaning towards applying for National Scenic Byway designation this year, prior to the adoption of final federal policy. California is likely to wait until the final policy is developed before making a decision.

I hope this information is useful for you. I also look forward to future discussion of any concerns that you have, but unfortunately not until the middle of next week, because I will be on vacation. If you would like any information sooner, or would like a different perspective on some of these issues, please feel free to contact Terry Cole at ODOT
(503) 906-2674.

Sincerely,



Curt Warber
Region Coordinator

cc: Larry Curry
Terry Cole



WORKING DRAFT

PACIFIC COAST SCENIC BYWAY LOCAL DECISION PROCESS

CPACT undertook the Scenic Byway Management Planning process for Highway 101 with the commitment and expectation that the planning effort would be community-based. This included the assumption that no decisions imposing limitations on communities or requiring actions of local jurisdictions would be made without the support of those local jurisdictions. Regional Planning Groups were established to be the focal point of plan development. These groups consist of a variety of interested parties from each region, and include CPACT members and staff or elected officials from many of the local jurisdictions. The regional groups have been working with coordinators provided by the consulting team to develop regional plans that reflect the community's vision for their portion of the Highway 101 corridor. These regional plans will eventually be compiled into a corridor long management plan.

The following details the process that will be used to approve the Corridor Management Plan and reach a decision about whether to apply for National Scenic Byway designation or not.

Step 1: Modify the Plan Based on Jurisdictions' Review

CPACT and ODOT directed that each jurisdiction be kept informed of any issues or proposals that may require local action. Each regional planning group is identifying "defining" and "contributing" features – the features that are most important to the byway corridor. They will recommend which should be carried forward into the plan and recommend actions to enhance or maintain features that may need or benefit from additional management. These actions may include proposed projects. To ensure that the features, their management strategies and any suggested projects are acceptable to local jurisdictions, the following will occur:



- Identify the existing management authority and level of protection for each feature that is considered to be of “defining” or “contributing” importance.
- Review the proposed features, potential management strategies and projects with each affected jurisdiction.
- Work with each jurisdiction, as needed, to modify recommendations and/or to address issues raised by the jurisdiction.

Step 2: Finalize Plan Based on Jurisdictions’ Acceptance of Proposed Elements

CPACT and ODOT directed that the plan will only contain elements that are acceptable to the jurisdictions that are responsible for those elements. Each regional planning group will develop a draft management plan for its region(s). The plan will not be endorsed by CPACT and finalized until each jurisdiction has indicated that it is willing to accept or pursue implementation of any elements of the plan for which that jurisdiction would be responsible. This implies only that the jurisdiction supports the plan enough to pursue the public process necessary to implement the plan elements. It does not attempt to ensure the outcome of that process. If the public process results in a decision counter to what is proposed in the plan, all related elements, features, projects, strategies, etc., of the draft Corridor Management Plan that are not acceptable to each responsible jurisdiction will be removed from the Plan.

The steps leading from the creation of draft Regional Corridor Management Plans to creation of a comprehensive Corridor Management Plan for all of US 101 are as follows:

- Submit the draft Region Corridor Management Plans to each jurisdiction for review of the elements affecting and pertaining to that jurisdiction. Each jurisdiction will review the plan according to their own recognized local processes.
- Request a Letter of Agreement to Pursue Implementation from affected jurisdictions for any actions, such as comprehensive plan amendments, that would be necessary to implement to plan. Also obtain direction from the jurisdiction on whether to pursue National Scenic Byway designation.
- Refine and finalize the Region Plans based on the jurisdictions’ comments.



- Develop corridor-long elements (including project prioritization) and related themes that emerge from the Regional Plans and integrate them with the revised Region Plans into the comprehensive corridor-long Corridor Management Plan
- Present the draft comprehensive corridor-long Corridor Management Plan to the Oregon Transportation Commission (OTC) for review and comment.
- Present the draft comprehensive corridor-long Corridor Management Plan and OTC comments to the CPACT for review and comment.
- Revise the draft Corridor Management Plan with OTC and CPACT comments and develop the final Corridor Management Plan.
- Compile final Corridor Management Plan and Letters of Agreement into a consideration package for CPACT to use in deciding whether or not to pursue a National Scenic Byway designation for any or all of US 101.

Step 3: Decide Whether to Pursue Designation as a National Scenic Byway

CPACT will provide the forum for this decision based on recommendations from the communities along the corridor. CPACT is composed of representatives of most of the corridor's jurisdictions (all jurisdictions have been invited to designate members to CPACT). The steps leading to endorsement of the final Plan and a decision on whether to apply for National Scenic Byway designation are:

- Direct the CPACT Scenic Byway Subcommittee to review Corridor Management Plan and Letters of Agreement and develop a recommendation for pursuing or not pursuing designation.
- Hold full CPACT meeting to obtain formal endorsement of the Corridor Management Plan and a decision about whether to pursue National Scenic Byway designation for any or all of US 101. Encourage jurisdictions that have not participated in CPACT in the past, or any that may still have outstanding issues, to attend the meeting.
- If designation is pursued, identify any portions of the corridor that should be omitted, based on recommendations of the affected jurisdictions.
- Document CPACT's decision in a letter to the OTC so that the OTC may take appropriate action in their process of adopting the Corridor Management Plan for US 101 as a management plan for a potential National Scenic Byway or as a management plan for the existing State Scenic Byway.



- Submit the Corridor Management Plan to the OTC for ODOT adoption and possible action needed to sanction a formal request to FHWA for designation of US 101 as a National Scenic Byway.



WORKING DRAFT

PACIFIC COAST SCENIC BYWAY PROCEDURES FOR UPDATING AND MAKING CHANGES TO THE MANAGEMENT PLAN

The corridor management plan for the Pacific Coast Scenic Byway is intended to represent a living, flexible document—one that will likely evolve and be modified over time. It has been developed by the local jurisdictions to reflect their priorities and interests and must respond to changes in jurisdiction involvement, public priorities, and new resource information. Monitoring of the overall effectiveness and success of the management plan is essential. Bi-annual review of the plan will allow it to respond to the needs of jurisdictions and the state. In order to make changes, amendments or corrections to the management plan, the agencies involved in managing the byway will need to take the steps as outlined in this chapter.

Plan Update Responsibilities

CPACT and ODOT shall be active partners in the ongoing management of the Corridor Management Plan. CPACT will serve as the decision-making body; and ODOT will provide administration and oversight of the plan and the update process

Bi-Annual Review

The main steering group, Coastal Policy Advisory Committee on Transportation (CPACT), will meet on a bi-annual basis to review the corridor management plan. The Goals and Objectives of the Corridor Management Plan will be reviewed to ensure that they still meet the state and jurisdiction vision for the corridor as a Scenic Byway. The direction and projects within the management plan will be reviewed to ensure that they are still relevant to and consistent with the goals and objectives of the plan. ODOT will incorporate any changes in goals, objectives, and procedures into the management plan.

Project prioritization will also be conducted by CPACT and will occur on a bi-annual basis. The two-year project prioritization program shall be coordinated with the updates of the Statewide Transportation Improvement Program (STIP).



Bi-annual review is also a time at which a jurisdiction can request that the scenic byway designation for that jurisdiction be removed. The process for accomplishing this is described below under "Jurisdictions that want to remove designation".

Jurisdictions

The following two sections describe the steps to be taken in order for jurisdictions to be included in, or removed from the Corridor Management Plan.

Jurisdictions that want to be included

At any time during the planning or implementation process, jurisdictions along the corridor that had opted out of the initial designation process can request inclusion in the plan and be formally recognized as part of the National Scenic Byway.

Requests for inclusion in the Corridor Management Plan must be made by an official City or County Representative. The request will be made to ODOT and must include the following information:

- Feature and strategies (optional)
- Rationale for inclusion
- Demonstration of local support

ODOT will review the request with CPACT and, upon CPACT approval, will forward the request to FHWA.

Jurisdictions that want to remove designation

Under certain circumstances, jurisdictions can choose to be removed from the management plan, and therefore from the designated National Scenic Byway at any time. A bi-annual review process is also available to any jurisdiction that wants to be de-designated for other reasons. Both of these processes are described in further detail.

Under the following conditions jurisdictions can apply to be removed from the management plan at any time.¹

- FHWA changes regulations and/or their interpretations of regulations and/or
- ODOT changes regulations and/or its approach to managing US 101 as a Scenic Byway as documented in the Corridor Management Plan

Under these conditions, the following steps must be taken:

- A City or County representative sends notification to ODOT. Upon receipt of the notification, a de-designation review meeting is set up and attended by the local jurisdiction (and, in the case of a city, the county within which the city is located), CPACT representatives, ODOT, and FHWA.

¹ There will be no requirement for reimbursement of scenic byway funds spent in jurisdiction or region under these circumstances.



- This group will review the reasons for the notice and document them.
- If the jurisdiction's concerns cannot be addressed through this review meeting, ODOT will formally notify FHWA that the jurisdiction is no longer a part of the official Scenic Byway corridor.

If a jurisdiction would like to be removed from the corridor management plan without changes having been made to the regulations, or FHWA's and ODOT's interpretation of them, the following steps can be taken as part of the bi-annual review process: ²

- A City or County representative sends notification to ODOT.
- A portion of the bi-annual review agenda will be devoted to any de-designation requests.
- The portion of the agenda devoted to de-designation requests should be attended by the local jurisdiction, CPACT representatives, ODOT, and FHWA.
- The reasons for the request will be given to CPACT by the local jurisdiction.
- CPACT will discuss the local concerns and if the jurisdiction's concerns cannot be addressed through this forum, ODOT will formally notify FHWA that the jurisdiction is no longer part of the Scenic Byway corridor.

² Any improvement funded with federal scenic byway funds after an initial designation as a National Scenic Byway will be noted as part of the bi-annual de-designation discussion and the jurisdiction, agency, or entity that received the funding will be informed that reimbursement to FHWA may be required in the original purpose and function if the improvement funded cannot or will not be maintained.



Features and Strategies

There are three categories of features: defining, contributing and recognized. Features can be added to, or deleted from, any of these categories. Features can also be promoted or demoted. For example, a jurisdiction may wish to promote a feature from the recognized to the defining category, or they may wish to demote a feature from the defining to the contributing category. Strategies can be added to or deleted from defining and contributing features. The following two sections describe the steps to be taken in order for features and strategies to be added, promoted, deleted, or demoted from the Corridor Management Plan.

Adding or promoting features and adding strategies

The following process will be used to add a feature or a strategy to the Corridor Management Plan or to promote the classification of a feature already included in the plan (i.e., from contributing to defining):

- A federal, state, regional or local government representative makes a written request to ODOT. The request must include the following information:
 - Demonstrate local support
 - Identify intrinsic resource focus and category (defining, contributing or recognized)
 - Management Strategies/intended protections (if any)
 - Rationale/justification
- The requests will be reviewed by the CPACT Scenic Byway Sub-Committee (at a frequency to be determined by the Sub-Committee).
- The Sub-Committee review will be conducted with the assistance of ODOT. ODOT and the Sub-Committee must ensure that the request does not violate any existing policy, guideline, regulation, ordinance, or statute.
- If the subcommittee approves the request, they make a recommendation to CPACT for formal endorsement of the addition or promotion.
- If CPACT endorses the addition or promotion, they will forward their decision to ODOT for formal inclusion in the Corridor Management Plan.
- Upon receipt of CPACT's formal endorsement of the addition or promotion, ODOT will amend the Corridor Management Plan and notify FHWA of the amendment.

Deleting or demoting features and deleting strategies

The following process will be used to delete a feature or a strategy to the Corridor Management Plan or to demote the classification of a feature already included in the plan (i.e., from defining to contributing):

- A federal, state, regional or local government representative makes an application to the CPACT Sub-Committee (frequency to be determined by the Sub-Committee).



The application must include the following information:

- Demonstrate local support
 - Rationale/justification
 - Impacts to the rest of the region and the plan
-
- The requests will be reviewed by the CPACT Scenic Byway Sub-committee (at a frequency to be determined by the sub-committee).
 - The Sub-Committee review will be conducted with the assistance of ODOT and the jurisdiction making the request. Particular attention will be given to any associated impact of the deletion or demotion and, if the concerns of the requesting jurisdiction cannot be addressed by the Sub-Committee and ODOT, and the deletion or demotion thereby avoided, the Sub-Committee and ODOT will prepare a notification to CPACT and recommend a strategy (if necessary) to address any impacts created by the change.
 - Upon receipt of the Sub-Committee notification, CPACT will review the strategy to address related impacts (if any), endorse it (with modifications if necessary), and prepare a formal notification of the change(s) to submit to ODOT.
 - Upon receipt of CPACT's formal notification of the deletion or demotion, ODOT will amend the Corridor Management Plan and notify FHWA of the amendment.

Projects

The following sections describe the steps to be taken to add, significantly modify, or delete projects from the Corridor Management Plan, and the process that will be used to prioritize and select projects to forward to FHWA for National Scenic Byway grant funding.

Adding or significantly modifying projects

- Any person or organization can prepare an application to add a project to the Corridor Management Plan or to significantly modify a project that is already included in the Corridor Management Plan.
- Application forms will be available from ODOT and will be submitted to ODOT. The application must include the following information.
 - Demonstrate consistency with the management plan
 - Demonstrate local support
 - Rationale/justification
- ODOT will compile applications annually, at an appropriate time in advance of the grant application cycle, and assemble the CPACT Scenic Byway Sub-Committee to review the applications.
- ODOT and the Sub-Committee will review the applications to ensure that they are appropriate, assess their eligibility for National Scenic Byway (FHWA) funding



(eligibility for FHWA Scenic Byway funding is not a pre-requisite for a project to be recognized in the Corridor Management Plan) and make a recommendation to CPACT to accept the application or reject with cause.

- CPACT will forward their decision about the projects to ODOT.
- ODOT will formally notify the applicants of the status of their request, amend the Corridor Management Plan accordingly, and notify FHWA of the changes.

Deleting projects

CPACT will send project lists to project sponsors for review prior to their bi-annual periodic review meeting. The results will be covered in the bi-annual review, at which time, appropriate changes will be made to the Corridor Management Plan.

Prioritizing and Selecting Projects

In order to seek funding opportunities to implement Scenic Byway improvements and enhancements along US 101, it will be necessary to prioritize the project concepts included in the Corridor Management Plan. Additionally, as a National Scenic Byway, certain projects along US 101 will be eligible for FHWA Scenic Byway funding.

The following principles and procedures will apply to project prioritization and selection of projects as candidates for FHWA Scenic Byway grant funding:

- The projects identified in the initial Corridor Management Plan will be prioritized first on a region by region basis by the Regional Groups developing the individual "place-based" components of the Corridor Management Plan.
- The "regional" priorities will then be melded by CPACT, as part of the initial plan development, to create a comprehensive corridor-long priority list.
- The comprehensive corridor priority project list will be re-assessed by the CPACT Scenic Byway Sub-Committee and CPACT on an annual basis, in advance of the FHWA Scenic Byway funding grant application deadlines.
- The annual project priority re-assessment will take place after the annual project addition, modification, and deletion process is completed.
- All scenic byway projects on US 101 submitted to FHWA for Scenic Byway grant funding will be taken from the most current comprehensive priority list.
- The rank order of priority established by CPACT each year will generally serve as the basis for selection of grant funding candidates, but CPACT may choose to adjust submittals under extenuating circumstances (i.e., a high priority project may be deferred if is too expensive and/or is better suited for other funding or a project may be advanced ahead of its actual priority if an immediate opportunity exists to partner and/or leverage additional or matching funds).
- Not all projects identified in the Corridor Management Plan will be eligible for FHWA Scenic Byway funding.



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- Demonstrate local support
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-
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- Not all projects identified in the Corridor Management Plan will be eligible for FHWA Scenic Byway funding.

MEMORANDUM OF UNDERSTANDING

Parties: The Oregon Department of Transportation (ODOT)
and
The Coastal Policy Advisory Committee on Transportation (CPACT)

Subject: Understandings and commitments related to the development of a
Scenic Byway Corridor Management Plan for US 101, US 101's possible
nomination for National Scenic Byway designation, and CPACT's role in
the Corridor Management Plan development process

Date: March 20, 1997

WHEREAS, ODOT has received grant funds to develop documentation required by the Federal Highway Administration (FHWA) as application for National Scenic Byway designation, and

WHEREAS, CPACT is a standing advisory committee composed of and voluntarily created by representatives of cities and counties along US 101 and various agencies with interests along US 101 as a forum for discussing transportation issues of mutual interest and advising ODOT about their perspective on transportation issues, and

WHEREAS, ODOT has requested that CPACT serve as the officially recognized policy advisory body for the development of the Scenic Byway Corridor Management Plan for US 101, and

WHEREAS, CPACT has agreed to serve as the policy advisory body for the development of the Scenic Byway Corridor Management Plan for US 101 being prepared by ODOT,

NOW THEREFORE BE IT UNDERSTOOD that the following understanding exists between CPACT and ODOT:

BACKGROUND

1 The National Scenic Byways Program was initiated in 1991 by FHWA as a component of the Intermodal Surface Transportation Efficiency Act of 1991 (ISTEA). This program was established to provide funding for the development of plans, projects, and activities to enhance select highways that possess the outstanding intrinsic scenic qualities needed to become a National Scenic Byway.

2 ISTEA established that a Corridor Management Plan would need to be prepared in advance of any facility receiving National Scenic Byway designation.

3 US 101 was designated as a State Scenic Byway by the Oregon Transportation Commission (OTC) in 1991 in order to become eligible to receive federal funds to be used to explore the potential of developing US 101 as a National Scenic Byway

4 In partnership with California and Washington, Oregon applied for federal funds in 1991 to begin the process of developing US 101 as a possible Tri-State National Scenic Byway.

5 ODOT received National Scenic Byways funds in 1992 and 1993 to develop some scenic byway projects along US 101 and to conduct the analysis needed to develop a Scenic Byway Corridor Management Plan for US 101 as application for FHWA recognition as a Tri-State National Scenic Byway.

6 FHWA provided guidance on the proper scope and content of a Scenic Byway Corridor Management Plan in the summer of 1994.

7 ODOT completed the Coast Corridor Master Plan (CCMP) in the summer of 1995. The Coast Corridor Master Plan is a broadly focused document that addresses a wide range of transportation issue at a general level of detail.

8 The CCMP is not specifically focused to serve as a Scenic Byway Corridor Management Plan. The CCMP does, however, provide information that will be useful in developing a Scenic Byway Corridor Management Plan for US 101 in Oregon. In this sense, the US 101 Scenic Byway Corridor Management Plan should be considered as an extension and refinement of the CCMP that is focused on developing detailed information (sufficient to ensure project feasibility and support project prioritization) about projects and activities on US 101 that could receive funding under one or more of the six eligibility categories specified in the National Scenic Byways legislation.

9 Developing selection criteria and prioritizing possible projects and activities will be part of the US 101 Scenic Byway Corridor Management Plan.

10 In order to serve as application for National Scenic Byway designation the Scenic Byway Corridor Management Plan for US 101 will need to demonstrate to FHWA exactly how Oregon would use National Scenic Byways funds to develop, protect, and enhance US 101 as a National Scenic Byway over time.

11 The Scenic Byway Corridor Management Plan process began in March 1995 when ODOT reached agreement with FHWA over use of all remaining funds.

12 At the November 1995 CPACT meeting, ODOT announced its intention to seek the services of a consulting team to assist in the development of the Scenic Byway Corridor Management Plan and requested CPACT support and partnership in the effort, including the appointment of a CPACT sub-committee to assist in the consultant selection process.

13 At their November 1995 meeting, CPACT agreed to participate in the consultant selection and Management Plan development process, with the understanding that their participation did not necessarily constitute support for nominating US 101 for National Scenic Byway designation.

14 In January 1996, the CPACT sub-committee selected the firm of CH2M Hill to assist ODOT in developing the Scenic Byway Corridor Management Plan. Contract negotiations were completed and their work began in March 1996.

15 At the March 1996 CPACT meeting, CPACT members expressed additional concerns about the planning process and the possible consequences of National Scenic Byway designation for US 101. As a result of their concerns, a Management Plan sub-committee was established and given the authority to explore the CPACT concerns further and make recommendations about whether or not to continue the study process to the full CPACT in May 1996.

16 The sub-committee met in early April and, while tentatively agreeing to recommend continuation of the planning process, directed ODOT and the consulting team to conduct a series of local meetings along the entire coast in order to gauge local interest and support and establish direction for the study. It was mutually felt that, in order to be successful, the study would have to reflect and respect the full range of local values and character along the entire coast.

17 In late April and early May 1996, a series of one dozen meetings were conducted from Astoria to Brookings. These meetings were sponsored by the sub-committee members and were attended by interested parties selected by the CPACT sponsor, the ODOT Project Manager, and representatives of the consulting team.

18 With only one exception in Lincoln City, the concept of developing the Scenic Byway Corridor Management Plan and considering possible nomination for National Scenic Byway designation was unanimously supported in these local meetings.

19 It was further discovered at the local meetings that a multitude of potentially eligible activities were being developed or had already been conceived at the local and state agency level.

20 At their May 1996 meeting, the CPACT sub-committee recommended and the full CPACT supported continuing the planning process, with the understanding that developing a Scenic Byway Corridor Management Plan would not necessarily mean that they would support the nomination of US 101 as a National Scenic Byway.

21 Also at the May 1996 CPACT meeting, from the experience of the local meetings, ODOT and the consulting team made a two fold recommendation for conducting the planning process that was supported by CPACT. The first recommendation was that the

Management Plan first be composed of a series of locally "place-based" plans. The second recommendation was that the final Corridor Management Plan would further reflect the common themes derived from the series of "place-based" plans and establish a broader statewide perspective and themes for the US 101 travel experience in Oregon.

22 While CPACT agreed to proceed with the planning process and serve as the policy advisory body, many of its members continued to voice concerns about ODOT's intentions and the potential impact of National Scenic Byway designation at the May 1996 CPACT meeting.

23 In August 1996, in response to these concerns, ODOT proposed developing a Memorandum of Understanding expressly stating the roles played in the planning process by CPACT, ODOT, the consulting team, and local participants, the authorities of the direct participants, the planning process guiding principles, and ODOT expectations at the conclusion of the planning process.

AGREEMENTS

As a result of discussions between ODOT, CPACT, and its member communities between November 1995 and August 1996 about the development of a Scenic Byway Corridor Management Plan for US 101 and the possible nomination of US 101 for National Scenic Byway designation and as an expression of ODOT's intention to respect the concerns of our partners in CPACT, its representative jurisdictions, and the local groups with whom ODOT and its consulting team have worked to date, **the following understandings are mutually agreed to by CPACT and ODOT:**

1 A Scenic Byway Corridor Management Plan (CMP) will be created for US 101 in Oregon from the Washington border to the California border and will be a collaborative effort of the Oregon Department of Transportation (ODOT), the Coastal Policy Advisory Committee on Transportation (CPACT), and participating jurisdictions along US 101.

2 Regional groups will be established or engaged in various locations along US 101 and will serve as the primary means of developing the CMP.

3 The regional groups that work with ODOT in the development of the CMP will be responsible for identifying the intrinsic qualities on or adjacent to US 101 for their respective regions.

4 The regional groups will be responsible for determining which features are important to protect, enhance, or maintain for each intrinsic quality identified in their regions and may identify projects to achieve these ends.

5 The regional groups will be responsible for determining how specific features along US 101 in their regions will be protected, enhanced, or maintained.

6 ODOT will provide consulting services to assist the regional groups in their work, including providing research and analysis needed to define if and how identified intrinsic qualities can be protected enhanced, or maintained.

7 Any action, including new or modified rules, regulations, or restrictions, deemed necessary in order to protect, enhance, or maintain the intrinsic qualities identified in the **CMP must be acceptable to the local jurisdiction and are subject to initial enactment** by the local jurisdiction responsible for their enforcement. ODOT shall not require or mandate, either directly or indirectly, such actions by the local jurisdiction.

8 This program does not require any new land use restrictions that are unacceptable to any local government or agency responsible for making land use decisions.

9 Procedures for jurisdictional participation in CMP endorsement and designation processes and for adding or deleting projects, activities, protection measures, and other **features of the CMP will be developed and agreed to before the CMP is finalized.**

10 It is allowable for areas zoned commercial or industrial to be exempted from formal designation without necessarily jeopardizing the route's continuity.

11 The CMP will be developed in accordance with the planning principles approved for the CMP process by CPACT on August 8, 1996.

12 A representative(s) from the regional groups, with technical assistance from the consulting team and ODOT and the support of their CPACT sponsor, will be responsible for working with local jurisdictions to gain local support for any new or modified rules, regulations, and/or restrictions which the jurisdiction will need to enact in order to protect, enhance, or maintain an identified intrinsic quality or feature (if the regional group deems that such actions are needed). ODOT will assume the same responsibility with state and federal jurisdictions (if CPACT or a regional group deems that such actions are needed).

13 The consulting team, ODOT, and the full CPACT will develop appropriate methods to present the regional group CMPs to constituent jurisdictions for review and endorsement.

14 A representative(s) from the regional groups, with the support of their CPACT sponsor, will be responsible for working with local jurisdictions to gain local governmental endorsement for their region's portion of the CMP.

15 Using input from the regional groups and its constituent jurisdictions, CPACT will determine if ODOT will make application to FHWA for National Scenic Byway designation after the full CMP (representing the sum of its regional components) is completed.

16 Based on the CMP, FHWA will make final determination of a National Scenic Byway designation for US 101, if CPACT requests that ODOT submit the full CMP as application for such designation.

17 If the CMP is submitted to FHWA for National Scenic Byway designation and if the designation is granted, ODOT recognizes that such action will be based on the federal guidelines and regulations in place at the time of the designation. In the voluntary spirit of the National Scenic Byway Program, ODOT acknowledges and will support any local jurisdiction's ability to cease their compliance with the management strategies defined in the original CMP and discontinue their participation in the byway program if the federal guidelines and regulations governing the National Scenic Byway Program change in a way that is unacceptable to that jurisdiction at some time after the designation.

18 Affected jurisdictions (cities, counties, agencies), with technical assistance from ODOT, will be responsible for enacting any new or modified rules, regulations, and/or restrictions which they (the affected jurisdictions) have endorsed in the CMP as necessary to protect, enhance, or maintain the intrinsic qualities and features identified in the CMP, if the National Scenic Byway designation for US 101 is requested by CPACT, sought by ODOT, and granted by FHWA.

19 ODOT will be responsible for working with its appropriate partners to develop and execute any facility maintenance agreements needed to implement the CMP.

Signatures:

Region 2 Manager Date
Oregon Department of Transportation

Chair Date
Coastal Policy Advisory Committee on
Transportation

Region 3 Manager Date
Oregon Department of Transportation

Memo

To: Tom Weldon, City Manager

From: Bev Adams, Finance Director/Recorder *BA*

Date: May 8, 1997

Re: Internet services & need

Proposals

Per your request the Police Department and I have worked together to obtain information and proposals for Internet service for the City of Brookings. Early in January we sent out proposal requests to three local Internet services, and received back two proposals. After reviewing the two proposals, staff determined that SCAN (South Coast Area Network) Internet (same Internet used by the school district) will best suit the need of the City. BECCO, Inc. is the local agent for the SCAN Internet service, although SCAN actually is a consortium of Southwestern Oregon school districts and the South Coast ESD.

Cost

The price for the Internet per month is \$20 for a 150 hour package; with each additional hour at \$.13 per hour. The Police Department, Fire Department, and administrative offices will each purchase their own package. The set-up and registration cost is \$10. With each package we will receive two E-mail addresses, each additional address is \$2 per month. Each department will need to access their need for E-mail addresses and order accordingly.

Web Page

When the Internet service is available we will proceed with the project of producing a Web page for the City. This programming will be done by contract service and the cost will depend upon the complexity of the Web page. Programming for the page will be approximately \$20 per hour.

Benefits of the Internet

The benefits of the Internet service will be research capabilities, enhanced communications, aid to the Police Department for investigations.

Research capabilities will include emergency services; HazMat; emergency 911; wide

range of subjects for staff study; case law updates; locating equipment, supplies, and competitive pricing.

The communications asset will include contact with the master law enforcement and government agencies at the State and Federal levels that are already on-line and will provide main line communications. Communicating in this way is more cost effective than using phone calls, it is much less expensive per hour to use the Internet than a phone call. It will become more necessary to have the Internet to keep current as the Internet becomes the mainline of communications for the general population.

In addition, for police work, the Internet provides assistance in investigations and framing by providing case law and updates; intelligence data for criminal cases; case tracking for child pornography cases; WISIN - (all intelligence data has become Internet based); wanted fugitives are now Internet based; BPSST and training; police officers can now review cases over the Internet, read cases, ship and download cases, transfer cases and data anywhere in the world at a significant cost reduction when compared to other electronic mediums.

Council Goal

Last, but not least, this will fulfill one of the Council goals set for staff for the 1997/98 fiscal year. With your approval, we would like to be on-line by May 30, 1997.

MINUTES
CITY OF BROOKINGS
SPECIAL COUNCIL WORK SESSION
Brookings City Hall Council Chambers
898 Elk Drive, Brookings, Oregon
MAY 5, 1997
7:00 p.m.

I. CALL TO ORDER

Mayor Brendlinger called the meeting to order at 7:05 p.m.

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

Council Present: Mayor Nancy Brendlinger, Councilor Bob Hagbom,
Councilor Larry Curry

Absent: Councilor Julie Cartwright, Councilor Dave Ham

Staff Present: City Manager Tom Weldon, Community Development
Director Leo Lightle, Finance Director/Recorder Bev Adams,
Treatment Plants Chief Operator Joe Ingwersen

Media Present: Anita Rainey, Curry Coastal Pilot; Larry Goodman,
KCRE; Sherrie Shadduck; Channel 49 TV

IV. WASTEWATER SYSTEM IMPROVEMENTS

Mayor Brendlinger opened the discussion by introducing Terry
Gould, Vice President, and John Holroyd, Project Manager of Brown
& Caldwell Engineering; Dennis Belsky, Jon Gasik and Ruben
Kretzschmer from the Department of Environmental Quality.

Mr. Gould presented the history of the sewer treatment plant. Mr.

Gould then asked Mr. Kretzschmer from DEQ discuss the problems with the sewer treatment plant that the City is required to address.

John Holroyd of Brown & Caldwell then presented solutions for the City's financing needs for the sewer treatment plant improvement needs.

Following the presentation of possible financing solutions, the Council and members of the public asked questions of DEQ and Brown & Caldwell on the information presented.

Mayor announced that on July 10, 1997, Brown & Caldwell and DEQ will be in Brookings for a town hall meeting for further public information.

V. HOMEBUILDERS AND REALTORS SURVEY

This item was not discussed, to be addressed at a later date.

XIII. ADJOURNMENT

The meeting was adjourned at 8:47 p.m.

Nancy Brendlinger
Mayor

ATTEST:

Beverly Adams
Finance Director/Recorder

City of Brookings
CHECK REGISTER: CHECK # 28473 THRU 28482
For The Month Ending: April 30, 1997 ** CLOSED **
PRINTED: May 1, 1997 11:04:01

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CHECK #	PAID TO	DESCRIPTION	DATE	CR ACCOUNT	CR AMOUNT	ALLOC ACCT	ALLOC AMOUNT
28473	Azalea Lanes	Inv 726259	04/04/97	100-106.00	29.00	251-612.00	29.00
28474	Beaver Equipment Specialty Co	Inv 3300	04/04/97	100-106.00	809.00	252-606.00	809.00
28475	Becco Inc	Inv 9402	04/04/97	100-106.00	50.00	300-606.00	50.00
28476	Brookings Harbor Chamber	March Motel Tax	04/04/97	100-106.00	1,081.98	109-687.00	1,081.98
28477	Brookings Vol Firefighters	April Cont	04/04/97	100-106.00	1,666.67	104-682.00	1,666.67
28478	Budge-McHugh Supply Co	March Invoices	04/04/97	100-106.00	830.81	251-624.00	830.81
28479	Capitol Gift Shop	4 Directories	04/04/97	100-106.00	56.00	103-602.00	28.00
						105-602.00	14.00
						109-602.00	14.00
28480	Center for Population Research	Population Book	04/04/97	100-106.00	8.00	102-604.00	8.00
28481	Coastal Coffee Service	Inv 3733	04/04/97	100-106.00	26.50	109-614.00	26.50
28482	Colvin Oil	643813/Mid Marc	04/04/97	100-106.00	1,493.11	103-606.00	258.78
						104-606.00	105.97
						106-612.00	75.67
						109-606.00	28.41
						150-606.00	130.18
						201-606.00	79.31
						202-606.00	74.91
						251-606.00	3.94
						252-606.00	74.89
						252-612.00	661.05
28483	Coos-Curry Electric	Feb Electric	04/04/97	100-106.00	88.28	109-686.00	88.28
28484	Curry County Clerk	Recording Fees	04/04/97	100-106.00	115.00	105-602.00	115.00
28485	DHR Child Support Unit	Garnishment	04/04/97	100-106.00	62.50	100-220.70	62.50
28486	DHR Child Support Unit	Garnishment	04/04/97	100-106.00	33.00	100-220.70	33.00
28487	Del Cur Supply	Inv 46668	04/04/97	100-106.00	14.60	202-606.00	10.11
						252-606.00	4.49
28488	Deluxe Business Systems	Payroll Checks	04/04/97	100-106.00	156.00	109-602.00	156.00
28489	Energy Sales	Inv 700679	04/04/97	100-106.00	71.10	251-612.00	71.10
28490	Marshal Ferg	Contract Inspec	04/04/97	100-106.00	260.00	105-646.00	260.00
28491	First Trust National Assn	97-211745	04/04/97	100-106.00	803.00	420-632.00	803.00
28492	Kurt Fox	Travel Advance	04/04/97	100-106.00	38.00	103-658.00	38.00
28493	Fred Meyer	Inv 430106	04/04/97	100-106.00	94.60	252-612.00	94.60
28494	Freeman Rock Enterprises Inc	Misc Invoices	04/04/97	100-106.00	5,375.00	109-686.00	2,896.04
						251-612.00	2,478.96
28495	Hach Co	Misc Invoices	04/04/97	100-106.00	52.75	202-612.00	44.75
						252-612.00	8.00
28496	ICMA-RT 457 c/o 1st Ntl Bnk MD	Payroll 4/4/97	04/04/97	100-106.00	655.00	100-220.70	655.00
28497	Oregon Department of Revenue	State W/H Tax	04/04/97	100-106.00	2,176.35	100-220.30	2,176.35
28498	OHD/EMS 459, Business Services	Renewal-Sharp	04/04/97	100-106.00	15.00	104-614.00	15.00
28499	OR Teamster Employers Trust	April Premium	04/04/97	100-106.00	9,928.44	100-220.60	9,928.44
28500	OR Teamster Employers Trust	April Premium	04/04/97	100-106.00	8,815.80	100-220.60	8,815.80
28501	PERS - Retirement	Payroll 4/4/97	04/04/97	100-106.00	6,746.34	100-220.70	70.72
						100-220.80	6,675.62
28502	Quality Fast Lube & Oil	Inv 1541	04/04/97	100-106.00	34.90	201-606.00	34.90
28503	Roto-Rooter	Inv 10042-1	04/04/97	100-106.00	2,214.00	252-646.00	2,214.00
28504	SCAN	Inv 14025	04/04/97	100-106.00	12.00	104-614.00	12.00
28505	Sheffel's Gun & Parts	Inv 1027	04/04/97	100-106.00	75.00	103-614.00	75.00
28506	Stampers Tires	Inv 128531	04/04/97	100-106.00	43.98	300-606.00	43.98
28507	Teamsters Local Union 223	Payroll 4/4/97	04/04/97	100-106.00	465.00	100-220.70	465.00
28508	U S Bank	Fed W/H Tax	04/04/97	100-106.00	13,361.73	100-220.10	5,074.59
						100-220.20	8,287.14

(Continued)

City of Brookings
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CHECK #	PAID TO	DESCRIPTION	DATE	CR ACCOUNT	CR AMOUNT	ALLOC ACCT	ALLOC AMOUNT
28509	VWR Scientific Products	Misc Invoices	04/04/97	100-106.00	581.43	252-612.00	581.43
28510	WW Grainger Inc	#268-449533-2	04/04/97	100-106.00	41.73	201-684.00	41.73
28512	Adams Building & Backflow	Backflow Test	04/14/97	100-106.00	35.00	252-606.00	35.00
28513	Ag-Chem Warehouse Inc	Inv 6037 & 6040	04/14/97	100-106.00	310.13	106-614.00	59.00
						106-626.00	251.13
28514	Doug Alexander	Reimbursement	04/14/97	100-106.00	144.77	105-658.00	144.77
28515	Brett's Small Engine	Inv 0166 & 9716	04/14/97	100-106.00	7.14	106-606.00	7.14
28516	Brookings Supply Inc	March Statement	04/14/97	100-106.00	45.82	106-606.00	45.82
28517	Brookings Union 76	Inv 29047	04/14/97	100-106.00	2.65	103-606.00	2.65
28518	Budge-McHugh Supply Co	Inv 1227366-01	04/14/97	100-106.00	84.00	201-612.00	84.00
28519	Building Codes Division	Jan-March 1997	04/14/97	100-106.00	473.63	100-236.00	473.63
28520	Carpenter Auto Center	March Statement	04/14/97	100-106.00	906.21	103-606.00	906.21
28521	Central Equipment Co, Inc	Inv CI45884	04/14/97	100-106.00	58.34	251-606.00	58.34
28522	Chetco Pharmacy & Gifts	March Statement	04/14/97	100-106.00	14.02	103-614.00	14.02
28523	Colvin Oil	End March Stmt	04/14/97	100-106.00	795.36	103-606.00	413.44
						104-606.00	54.10
						105-606.00	17.64
						106-612.00	70.26
						150-606.00	97.24
						201-606.00	39.92
						202-606.00	46.17
						251-606.00	10.44
						252-606.00	46.15
28524	Coos-Curry Electric	March Electric	04/14/97	100-106.00	839.29	106-662.00	24.72
						201-662.00	785.85
						251-662.00	28.72
28525	Country Farm Center	Inv 72568	04/14/97	100-106.00	38.16	106-606.00	38.16
28526	Cameron Crawford, BPSST	Reg: Allison	04/14/97	100-106.00	50.00	300-658.00	50.00
28527	Curry Coastal Pilot	March Statement	04/14/97	100-106.00	542.53	102-602.00	163.55
						104-602.00	48.83
						105-602.00	195.30
						106-726.00	65.10
						150-724.00	23.25
						201-724.00	23.25
						251-724.00	23.25
28528	Curry General Hospital	Inv #394449	04/14/97	100-106.00	270.98	103-646.00	270.98
28529	Dan's Auto & Marine Electric	March Statement	04/14/97	100-106.00	186.03	106-606.00	164.61
						251-606.00	21.42
28530	Dan's Photo & Cameras	Inv 11311/11318	04/14/97	100-106.00	36.24	103-614.00	36.24
28531	Da-Tone Rock Products	PO 19461/19229	04/14/97	100-106.00	3,629.89	251-612.00	3,629.89
28532	Del Cur Supply	Inv 47237	04/14/97	100-106.00	38.63	903-730.00	38.63
28533	Department of Motor Vehicles	Reg Renewal	04/14/97	100-106.00	30.00	103-614.00	30.00
28534	Ferrailgas	March Statement	04/14/97	100-106.00	289.85	106-662.00	9.50
						109-686.00	9.50
						150-624.00	271.13
						251-612.00	9.50
28535	Fred Meyer	Inv 430114	04/14/97	100-106.00	359.94	103-614.00	359.94
28536	GTE Northwest	March Phone	04/14/97	100-106.00	1,554.63	101-664.00	23.26
						102-664.00	120.20
						103-664.00	425.52
						104-664.00	120.20
						105-664.00	108.56

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GTE Northwest, (Continued)							
						201-664.00	132.88
						202-664.00	120.80
						252-664.00	48.32
						300-664.00	454.89
28537	Bob Hagbom	Reimbursement	04/14/97	100-106.00	110.09	102-658.00	110.09
28538	Industrial Steel & Supply	Inv 23729/23856	04/14/97	100-106.00	275.83	106-626.00	275.83
28539	Interviews & Interrogation	Reg - Delgreco	04/14/97	100-106.00	142.00	103-658.00	142.00
28540	Kerr Hardware	March Statement	04/14/97	100-106.00	474.68	109-624.00	104.10
						150-606.00	25.28
						150-624.00	29.57
						150-628.00	52.23
						201-602.00	31.08
						201-612.00	6.28
						251-612.00	32.34
						251-624.00	181.27
						252-612.00	12.53
28541	M.A. Thomas	Spanish Ref Man	04/14/97	100-106.00	12.00	300-658.00	12.00
28542	Marquess & Associates	Inv 20564	04/14/97	100-106.00	900.28	150-646.00	900.28
28543	Mory's	March Statement	04/14/97	100-106.00	45.50	105-602.00	24.20
						107-602.00	1.75
						109-614.00	14.03
						202-606.00	5.52
28544	NCL of Wisconsin Inc	Inv 66642	04/14/97	100-106.00	117.49	252-612.00	117.49
28545	Nurnberg Scientific	Inv P52852	04/14/97	100-106.00	78.90	202-606.00	78.90
28546	OFCA Conference	Reg - Sharp	04/14/97	100-106.00	255.00	104-658.00	255.00
28547	Paramount Pest Control Inc	Inv 5991	04/14/97	100-106.00	28.00	103-614.00	28.00
28548	Payless Drug Stores	Inv 3588	04/14/97	100-106.00	91.75	109-614.00	91.75
28549	Purchase Power	Meter Postage	04/14/97	100-106.00	1,015.00	107-602.00	250.00
						201-602.00	382.50
						251-602.00	382.50
28550	Quality Insulation	Inv 09136A	04/14/97	100-106.00	266.00	109-686.00	266.00
28551	Quill Corp	Inv 2649439	04/14/97	100-106.00	128.43	109-602.00	128.43
28552	Ramcell of Oregon	March Phone	04/14/97	100-106.00	391.56	102-664.00	35.42
						103-664.00	233.71
						104-664.00	87.01
						105-664.00	35.42
28553	Rays Food Place	March Statement	04/14/97	100-106.00	86.07	103-614.00	69.90
						103-658.00	11.29
						252-612.00	4.88
28554	Ritz's Repair	Inv 6548	04/14/97	100-106.00	340.85	104-606.00	340.85
28555	Robt-Rooter	113078 & 281202	04/14/97	100-106.00	114.35	106-626.00	114.35
28556	Sea Cove Training Center	March Statement	04/14/97	100-106.00	325.00	106-626.00	325.00
28557	Stone, Trew & Gypners	March Statement	04/14/97	100-106.00	4,177.15	102-632.00	3,171.30
						102-638.00	1,025.85
28558	Umpqua Research Company	Inv 1208	04/14/97	100-106.00	60.00	202-646.00	60.00
28559	United Communications	March Phone	04/14/97	100-106.00	386.15	101-664.00	23.97
						102-664.00	21.98
						103-664.00	340.20
28560	United Communications	March Phone	04/14/97	100-106.00	247.23	104-664.00	88.01
						105-664.00	95.86
						106-664.00	6.45

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United Communications, (Continued)							
						107-664.00	30.32
						150-664.00	6.66
						201-664.00	4.99
						202-664.00	4.98
						251-664.00	4.98
						252-664.00	4.98
28561	United Pipe & Supply Co Inc	3621624/3621811	04/14/97	100-106.00	296.31	903-730.00	296.31
28562	U S Bank - Visa	March Statement	04/14/97	100-106.00	993.86	102-658.00	129.77
						103-606.00	76.97
						103-658.00	439.05
						104-614.00	118.77
						104-658.00	19.37
						105-658.00	215.39
						109-614.00	(17.73)
						109-686.00	12.27
28563	VIC Construction	Overpay B96-101	04/14/97	100-106.00	1,550.00	100-424.00	1,550.00
28564	Chris Wallace	Reimbursement	04/14/97	100-106.00	20.00	103-660.00	20.00
28565	Webfoot Truck & Equipment Inc	Inv 64234	04/14/97	100-106.00	61.48	150-606.00	61.48
28566	Wildfire Pacific Inc	Inv 254847	04/14/97	100-106.00	41.83	104-606.00	41.83
28567	WW Grainger Inc	Misc Invoices	04/14/97	100-106.00	251.44	106-626.00	117.00
						201-612.00	38.34
						252-606.00	96.10
28568	Xerox Corp	Inv 056093520	04/14/97	100-106.00	111.07	103-606.00	111.07
28569	Wayne A Zallen	Bail Refund	04/14/97	100-106.00	40.00	100-232.00	99.00
						100-474.00	(20.00)
						100-234.00	(26.00)
						100-235.00	(13.00)
28570	Arlon & Evelyn Helms	Deposit Refund	04/14/97	100-106.00	13.81	200-134.00	13.81
28571	Warren Glaze	Deposit Refund	04/14/97	100-106.00	32.95	200-134.00	32.95
28572	Gerrid Joy	Deposit Refund	04/14/97	100-106.00	18.49	200-134.00	18.49
28573	Paul Welch	Deposit Refund	04/14/97	100-106.00	44.23	200-134.00	44.23
28574	Edward W Cooke	Deposit Refund	04/14/97	100-106.00	49.68	200-134.00	49.68
28575	Roxey A Hastings	Deposit Refund	04/14/97	100-106.00	33.84	200-134.00	33.84
28576	Maria Crandell	Deposit Refund	04/14/97	100-106.00	18.71	200-134.00	18.71
28577	John S Rexroad	Deposit Refund	04/14/97	100-106.00	24.81	200-134.00	24.81
28578	Weldon W McMillin	Deposit Refund	04/14/97	100-106.00	35.76	200-134.00	35.76
28579	Volney Morin, Jr	Deposit Refund	04/14/97	100-106.00	27.53	200-134.00	27.53
28580	Jitendra Patel	Deposit Refund	04/14/97	100-106.00	4.74	200-134.00	4.74
28581	Richard Sine	Deposit Refund	04/14/97	100-106.00	4.91	200-134.00	4.91
28582	Ross Adams	Deposit Refund	04/14/97	100-106.00	27.34	200-134.00	27.34
28583	Leroy Shelton	Deposit Refund	04/14/97	100-106.00	19.22	200-134.00	19.22
28584	Stacey Meeks	Deposit Refund	04/14/97	100-106.00	35.65	200-134.00	35.65
28585	Dindy Fogelquist	Deposit Refund	04/14/97	100-106.00	17.32	200-134.00	17.32
28586	Tim Ritchie	Deposit Refund	04/14/97	100-106.00	18.96	200-134.00	18.96
28587	Zia & Associates/Kurt Kessler	Deposit Refund	04/14/97	100-106.00	17.72	200-134.00	17.72
28588	Robert & Adele Gauer	Deposit Refund	04/14/97	100-106.00	8.00	200-134.00	8.00
28589	John Wooten	Deposit Refund	04/14/97	100-106.00	43.52	200-134.00	43.52
28590	Brookings Sports Unlimited	Deposit Refund	04/14/97	100-106.00	40.06	200-134.00	40.06
28591	Zia & Associates	Deposit Refund	04/14/97	100-106.00	4.30	200-134.00	4.30
28592	Michael Tinghitella	Deposit Refund	04/14/97	100-106.00	43.79	200-134.00	43.79
28593	Michael Swigert	Deposit Refund	04/14/97	100-106.00	19.87	200-134.00	19.87

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28594	Mike Mahar	Deposit Refund	04/14/97	100-106.00	16.36	200-134.00	16.36
28595	Dennis & Wendy Brown	Deposit Refund	04/14/97	100-106.00	20.81	200-134.00	20.81
28596	Dauna Bishop	Deposit Refund	04/14/97	100-106.00	45.27	200-134.00	45.27
28597	Charles Steak	Training Course	04/14/97	100-106.00	1,200.00	100-470.00	1,200.00
28598	Ron Plaster	Investigations	04/14/97	100-106.00	3,500.00	103-680.00	3,500.00
28599	Nancy Corrigan	Travel Advance	04/15/97	100-106.00	269.00	107-658.00	269.00
28601	Bay West Supply Inc	Inv 97459-1	04/21/97	100-106.00	137.05	109-614.00	137.05
28602	John Bishop	Reimbursement	04/21/97	100-106.00	16.45	103-658.00	16.45
28603	Brookings Harbor Chamber	Kite	04/21/97	100-106.00	25.00	102-602.00	25.00
28604	Budge-McHugh Supply Co	Inv 1228222-01	04/21/97	100-106.00	138.36	251-612.00	138.36
28605	Busch Geotechnical Consultants	Contract 96-089	04/21/97	100-106.00	1,615.61	150-646.00	1,615.61
28606	Coos-Curry Electric	March Electric	04/21/97	100-106.00	2,481.06	106-662.00	166.23
						150-662.00	1,055.88
						201-662.00	732.23
						251-662.00	308.82
						252-662.00	217.90
28607	Larry Curry	Reimbursement	04/21/97	100-106.00	78.36	102-658.00	78.36
28608	Curry General Hospital	#392001	04/21/97	100-106.00	130.00	103-646.00	130.00
28609	Dames & Moore	Inv 163-01031	04/21/97	100-106.00	3,040.00	202-722.00	3,040.00
28610	Del Cur Supply	Inv 47606	04/21/97	100-106.00	366.52	106-626.00	366.52
28611	DHR Child Support Unit	Garnishment	04/21/97	100-106.00	33.00	100-220.70	33.00
28612	DHR Child Support Unit	Garnishment	04/21/97	100-106.00	62.50	100-220.70	62.50
28613	Grants Pass Water Lab	March Statement	04/21/97	100-106.00	122.50	201-612.00	122.50
28614	GTE Northwest	March Phone	04/21/97	100-106.00	18.00	300-664.00	18.00
28615	Hach Co	675267 & 675260	04/21/97	100-106.00	423.30	202-652.00	205.05
						252-652.00	218.25
28616	HGE Inc	Inv 11419	04/21/97	100-106.00	752.25	105-646.00	309.75
						202-646.00	265.50
						251-636.00	177.00
28617	ICMA-RT 457 c/o 1st Ntl Bnk MD	Payroll 4/18/97	04/21/97	100-106.00	655.00	100-220.70	655.00
28618	Isco, Inc	Inv 695797-00	04/21/97	100-106.00	107.62	251-606.00	107.62
28619	Jerry Conant Janitorial	April Cleaning	04/21/97	100-106.00	500.00	109-644.00	500.00
28620	Kah-Nee-Ta Resort	Hotel-Sharp	04/21/97	100-106.00	350.00	104-658.00	350.00
28621	LOC/AOC Legislative Conference	Hagbom & Curry	04/21/97	100-106.00	50.00	102-658.00	50.00
28622	Newman Traffic Signs	Inv 2064852	04/21/97	100-106.00	105.80	150-628.00	105.80
28623	OBOA	Inv 1164	04/21/97	100-106.00	340.00	105-658.00	340.00
28624	Oregon Department of Revenue	State W/H Tax	04/21/97	100-106.00	3,050.44	100-220.30	3,050.44
28625	OR Department of Revenue	088497949229703	04/21/97	100-106.00	8.50	105-602.00	8.50
28626	Pacific Coast Hearing Center	Exam-McDonald	04/21/97	100-106.00	98.00	103-614.00	98.00
28627	Pacific Water Works	Inv 2126788	04/21/97	100-106.00	77.88	201-612.00	77.88
28628	PERS - Retirement	Payroll 4/18/97	04/21/97	100-106.00	6,489.88	100-220.80	6,489.88
28629	Petty Cash	Reimbursement	04/21/97	100-106.00	51.88	102-602.00	0.99
						103-602.00	5.00
						105-602.00	1.44
						109-602.00	14.21
						109-614.00	5.93
						109-686.00	8.29
						202-608.00	2.82
						252-608.00	2.81
						252-612.00	10.16
28630	Pitney Bowes Inc - FAX	Inv X256998	04/21/97	100-106.00	85.00	109-606.00	85.00
28631	Quality Fast Lube & Oil	Inv 1829	04/21/97	100-106.00	23.95	201-606.00	23.95

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28632	Guill Corp	Inv 2697520	04/21/97	100-106.00	189.49	105-602.00	124.99
						109-602.00	64.50
28633	Frank C Roberts	File #0178	04/21/97	100-106.00	41.50	101-634.00	41.50
28634	Bill Sharp	Travel Advance	04/21/97	100-106.00	156.00	104-658.00	156.00
28635	Stadelman Electric	Inv 3132 & 3130	04/21/97	100-106.00	518.25	103-624.00	474.75
						202-606.00	43.50
28636	Technomic Publishing Company	Book	04/21/97	100-106.00	89.95	252-612.00	89.95
28637	Traffic Safety Supply	Inv 702582	04/21/97	100-106.00	253.92	903-730.00	253.92
28638	United Pipe & Supply Co Inc	Misc Invoices	04/21/97	100-106.00	2,793.29	201-612.00	294.43
						903-730.00	2,498.86
28639	U S Bank	Fed W/H Tax	04/21/97	100-106.00	12,837.01	100-220.10	7,887.66
						100-220.20	4,949.35
28640	Chris Wallace	Travel Advance	04/21/97	100-106.00	98.00	103-658.00	98.00
28641	Jill Warren	Reg Fee-Wallace	04/21/97	100-106.00	105.00	103-658.00	105.00
28642	Tom Weldon	Reimbursement	04/21/97	100-106.00	77.00	102-658.00	77.00
28643	West Publishing Payment Center	#779-468-300	04/21/97	100-106.00	33.90	101-604.00	33.90
28644	Western Power & Equipment	Inv 189857	04/21/97	100-106.00	45.29	150-606.00	45.29
28645	Wildfire Pacific Inc	Inv 255229	04/21/97	100-106.00	129.41	104-606.00	129.41
28646	WW Grainger Inc	626-390234-5	04/21/97	100-106.00	136.50	251-612.00	136.50
28647	John M Zegart	Bail Refund	04/21/97	100-106.00	40.00	100-478.00	40.00
28648	VOID		04/22/97	100-106.00	0.00	100-106.00	0.00
28649	Beverly Adams	Travel Advance	04/22/97	100-106.00	83.50	107-658.00	83.50
28650	VOID		04/24/97	100-106.00	0.00	100-106.00	0.00
28651	Doug Alexander	Travel Advance	04/22/97	100-106.00	78.00	105-658.00	78.00
28652	Janet Allison	Travel Advance	04/22/97	100-106.00	130.00	300-658.00	130.00
28653	Becco Inc	Inv 9137	04/22/97	100-106.00	45.30	251-606.00	45.30
28654	Brookings Sports Unlimited	PD #19520	04/22/97	100-106.00	170.00	103-606.00	170.00
28655	Cedar Lodge Motor Inn	Hotel-Allison	04/22/97	100-106.00	127.20	300-658.00	127.20
28656	Clackamas Community College	Reg-Gasso	04/22/97	100-106.00	65.00	252-658.00	65.00
28657	Clackamas Community College	Reg-Alexander	04/22/97	100-106.00	65.00	105-658.00	65.00
28658	Colvin Oil	Mid April Stat	04/22/97	100-106.00	770.78	103-606.00	338.16
						104-606.00	46.36
						106-612.00	37.73
						109-606.00	43.53
						150-606.00	75.45
						201-606.00	128.83
						202-606.00	34.66
						251-606.00	31.42
						252-606.00	34.64
28659	Coos-Curry Electric	March Electric	04/22/97	100-106.00	644.76	106-662.00	278.04
						150-662.00	87.40
						251-662.00	279.32
28660	Curry Coastal Pilot	#a2426420	04/22/97	100-106.00	28.60	103-602.00	28.60
28661	Curry County Treasurer	March Assessment	04/22/97	100-106.00	271.50	100-234.00	271.50
28662	Larry Curry	Reimbursement	04/22/97	100-106.00	333.46	102-658.00	333.46
28663	EBS Trust	May Premium	04/22/97	100-106.00	46.00	103-654.00	18.00
						104-654.00	28.00
28664	Enviro-Clean Equipment	Inv 32820	04/22/97	100-106.00	198.35	251-612.00	198.35
28665	Gall's Inc	Inv 40082841	04/22/97	100-106.00	210.98	104-614.00	210.98
28666	Royal Gasso	Travel Advance	04/22/97	100-106.00	78.00	252-658.00	78.00
28667	LETN	Inv 843722	04/22/97	100-106.00	288.00	103-658.00	288.00
28668	Neely's Machine & Fabrication	Inv 7267	04/22/97	100-106.00	30.00	106-627.00	30.00

(Continued)

City of Brookings
 CHECK REGISTER: CHECK # 28473 THRU 28682
 For The Month Ending: April 30, 1997 ** CLOSED **
 PRINTED: May 1, 1997 11:04:01

PAGE 7

CHECK #	PAID TO	DESCRIPTION	DATE	CR ACCOUNT	CR AMOUNT	ALLOC ACCT	ALLOC AMOUNT
28669	DPS Life Insurance	May Premium	04/22/97	100-106.00	227.90	100-220.60	227.90
28670	Oregon Dept of Revenue	March Assessmen	04/22/97	100-106.00	423.00	100-234.00	423.00
28671	Oregonian Publishing Co	Inv 1-565963	04/24/97	100-106.00	475.60	103-602.00	475.60
28672	J C Penney Co	Shirt Order	04/24/97	100-106.00	374.81	202-608.00	187.41
						252-608.00	187.40
28673	Reilly H Smith	Contract Serv	04/24/97	100-106.00	300.00	150-646.00	300.00
28674	SCAN	Inv 015299	04/24/97	100-106.00	6.50	104-614.00	6.50
28675	Southwest Public Safety	Inv 700620	04/24/97	100-106.00	142.94	103-606.00	142.94
28676	United Pipe & Supply Co Inc	Misc Invoices	04/24/97	100-106.00	1,282.95	201-612.00	96.80
						903-730.00	1,186.15
28677	Viking Office Products	Inv 418246	04/24/97	100-106.00	149.97	103-602.00	149.97
28678	VWR Scientific Products	Misc Invoices	04/24/97	100-106.00	1,027.03	202-606.00	846.00
						252-612.00	70.45
						252-652.00	110.58
28679	Chris Wallace	Reimbursement	04/24/97	100-106.00	18.00	103-606.00	18.00
28680	Xerox Corp	Inv 056305811	04/24/97	100-106.00	303.54	109-606.00	303.54
28681	Internal Revenue Service	1st Qtr PR Tax	04/29/97	100-106.00	57.96	100-220.10	57.96
28682	Oregon Department of Revenue	1st Qtr PR Tax	04/29/97	100-106.00	5,637.32	100-220.40	5,637.32
					138,017.01		138,017.01
*** END OF REPORT ***					=====		=====

ORDINANCE NO 97-O-525

AN ORDINANCE AMENDING ORDINANCE NO. 51-O-008 ENTITLED "AN ORDINANCE CREATING A MUNICIPAL COURT, CREATING THE OFFICE OF MUNICIPAL JUDGE, PRESCRIBING THE JURISDICTION OF SAID COURT AND JUDGE, PROVIDING FOR THE MAKING OF RULES OF SAID COURT, PROVIDING FOR PROCEDURES OF SAID COURT, AND DECLARING AN EMERGENCY.", AND DECLARING AN EMERGENCY.

Sections:

Section 1.	Ordinance identified.
Section 2.	Amendment to Section 11.
Section 3.	Emergency clause.

The City of Brookings ordains as follows:

Section 1. Ordinance Identified. This ordinance amends Ordinance No. 51-O-008, enacted October 23, 1951, and entitled "AN ORDINANCE CREATING A MUNICIPAL COURT, CREATING THE OFFICE OF MUNICIPAL JUDGE, PRESCRIBING THE JURISDICTION OF SAID COURT AND JUDGE, PROVIDING FOR THE MAKING OF RULES OF SAID COURT, PROVIDING FOR PROCEDURES OF SAID COURT, AND DECLARING AN EMERGENCY.", as previously amended on December 12, 1967 by Ordinance No. 67-O-195.

Section 2. Amendment to Section 11. Ordinance No. 51-O-008, Section 11 is amended in its entirety to read as follows:

Section 11. Municipal court schedule. The Municipal Court shall be in session only for such length of time as may be necessary to complete the judicial business of the City of Brookings.

Section 3. Emergency Clause. The matters herein concern the peace, safety and welfare of the City of Brookings and therefore an emergency is hereby declared to exist and this ordinance shall become immediately effective on its passage by the Council and approval by the Mayor.

First Reading: _____

Second Reading: _____

Passage: _____

Effective Date: _____

Passed by the Council and signed by the Mayor this 9th date of May, 1997.

Nancy Brendlinger, Mayor

ATTEST:

Beverly S. Adams, Recorder

ORDINANCE NO. 51-O-008

AN ORDINANCE CREATING A MUNICIPAL COURT, CREATING THE OFFICE OF MUNICIPAL JUDGE, PRESCRIBING THE JURISDICTION OF SAID COURT AND JUDGE, PROVIDING FOR THE MAKING OF RULES OF SAID COURT, PROVIDING FOR PROCEDURE OF SAID COURT, AND DECLARING AN EMERGENCY. [Effective October 23, 1951]

Sections:

Section 1.	Creation of municipal court.
Section 2.	Creation of office of municipal judge.
Section 3.	Judicial officer of the city.
Section 4.	Territorial jurisdiction.
Section 5.	Crime and offense jurisdiction.
Section 6.	Authority of municipal court judge.
Section 7.	Creation of office of municipal judge pro tem.
Section 8.	Applicability of Oregon laws.
Section 9.	[Repealed]
Section 10.	Municipal court rules.
Section 11.	Municipal court schedule.
Section 12.	[Emergency clause]

The city of Brookings ordains as follows:

Section 1. Creation of municipal court. There is hereby created a court for the city of Brookings to be known as "The Municipal Court for the City of Brookings."

Section 2. Creation of office of municipal judge. There is hereby created the office of municipal judge.

Section 3. Judicial officer of the city. The municipal judge shall be the judicial officer of the city of Brookings and shall preside over the municipal court of the city of Brookings.

Section 4. Territorial jurisdiction. All of the incorporated area, now or hereafter, within the city of Brookings shall be within the territorial jurisdiction of the municipal court and the municipal judge.

Section 5. Crime and offense jurisdiction. The municipal judge shall exercise original and exclusive jurisdiction of all crimes and offenses defined and made punishable by ordinance of the city of Brookings and of all actions brought to recover or enforce forfeitures or penalties defined or authorized by an ordinance of the city of Brookings.

Section 6. Authority of municipal court judge. The municipal judge shall have authority to issue process for the arrest of any person accused of an offense against the ordinances of the city of Brookings, to commit any such person to jail or admit him to bail pending trial, to issue subpoenas, to compel witnesses to appear and testify in court on the trial of any cause before him, to compel obedience to such subpoenas, to issue any process necessary to carry in effect the judgments of the court, and to punish witnesses for contempt of court.

Section 7. Creation of office of municipal judge pro tem. The office of municipal judge pro tem is hereby created. The municipal judge pro tem shall be appointed in the same manner as the municipal judge. The municipal judge pro tem shall serve as municipal judge pro tem when the municipal court judge is absent from the city, incapacitated, or otherwise unable to discharge the duties of municipal judge. When occupying the office of municipal judge, the municipal judge pro tem shall have all the powers and authority of the municipal judge. [Section 7 added by Ordinance No. 64-O-175, adopted February 11, 1964.]

Section 8. Applicability of Oregon laws. When not governed by ordinance or by charter of the city of Brookings, all proceedings in the municipal court for the city of Brookings for the violation of a city ordinance shall be governed by the applicable general laws of the state of Oregon governing justices of the peace and justice courts.

Section 9. [Section 9 repealed by Ordinance No. 67-O-195 adopted December 12, 1967.]

Section 10. Municipal court rules. The municipal judge shall have authority to form and adopt such reasonable rules for the conduct of the business of the municipal court for the city of Brookings; provided, however, that he/she shall not form or adopt any rule which is in contravention with the constitution of the United States, the constitution of the state of Oregon, the laws of the state of Oregon or any ordinance of the city of Brookings.

Section 11. Municipal court schedule. The municipal judge shall set

the days and hours that the municipal court for the city of Brookings shall be in session for the transaction of judicial business, but one the municipal judge has set said days and hours, they shall not be changed or altered except by order of the municipal judge, which order shall be published at least once in a newspaper of general circulation in the city of Brookings 10 days in advance of the effective date of such order; provided, however, that no change or alteration of said days or hours shall be made which will result in advancing or postponing the trial date of any cause already set for trial at the time of making the order.

Section 12. [Emergency clause]

[EFFECTIVE OCTOBER 23, 1951]

ORDINANCE NO. 97-O-387.D

AN ORDINANCE AMENDING ORDINANCE NO. 84-O-387 ENTITLED "AN ORDINANCE LICENSING THE BUSINESS OF OPERATING TAXICABS IN THE CITY OF BROOKINGS IN REPEALING ORDINANCE NUMBERS 54-O-063, 61-O-163 AND 73-O-239"; AND DECLARING AN EMERGENCY.

Sections:

Section 1.	Ordinance Identified.
Section 2.	Amendment to Section 6.
Section 3.	Addition of new Section 7.
Section 4.	Amendment to Sections 7 and 8.
Section 5.	Addition of new Section 10.
Section 6.	Amendment to Sections 9 through 11.
Section 7.	Amendment to Section 12.
Section 8.	Amendment to Sections 13 through 15.
Section 9.	Emergency Clause.

The City of Brookings ordains as follows:

Section 1. Ordinance Identified. This ordinance amends Ordinance No. 84-O-387, enacted June 12, 1984, and entitled, "An ordinance licensing the business of operating taxicabs in the City of Brookings in repealing ordinance numbers 54-O-063, 61-O-163 and 73-O-239", as previously amended on March 28, 1990 by Ordinance No. 90-O-387.

Section 2. Amendment to Section 6. Ordinance No. 84-O-387, Section 6 is amended in its entirety to read as follows:

Section 6. Operator requirements.

A. No person shall operate a taxicab for hire within the city of Brookings without having first obtained a taxicab drivers permit.

B. Application for such permit may be made by the payment of a fee to the City of Brookings in the sum of \$20.00 and shall set forth the name, address, date of birth and Oregon Driver's License Number of the applicant. The applicant shall provide a 2-1/2" x 3-1/2" photograph to be attached to the taxicab driver's permit. A permit may be issued by the City of Brookings if the applicant satisfactorily passes the police background investigation. The Chief of Police, or his designee, shall investigate each applicant for a taxicab driver's permit. The following shall be cause for the Chief of Police to deny either a permit:

- (1) The applicant for a taxicab driver's permit has been convicted within the previous thirty-six (36) months of any major traffic offense, as defined by Oregon law, possession of an open container of alcohol or possession, manufacture or delivery of a controlled substance (not including the delivery of medically prescribed drugs).
- (2) The applicant for a taxicab driver's permit has been convicted of a felony within the previous thirty-six (36) months;
- (3) The applicant for a taxicab driver's permit has accumulated more than three (3) convictions for moving traffic offenses within the previous twelve (12) months; or
- (4) The applicant for a taxicab driver's permit does not hold a valid Oregon driver's license; or
- (5) The applicant for a taxicab driver's permit is not 21 years of age.

C. A taxicab driver's permit shall be renewed every two (2) years of employment with the following conditions:

- (1) Any break in continuous employment will require a new permit;
- (2) Any significant change in appearance from permit identification photograph to taxicab driver's actual current appearance will require a photograph change on the permit. A new photograph must be brought to City Hall for new identification preparation. There will be a \$10.00 charge for this service.

D. Taxicab drivers shall annually provide the Chief of Police with a copy of their DMV driving record. Drivers with an acceptable driving record will have their identification permit stamped and be allowed its continued use.

E. The City Manager may revoke the permit of a taxicab driver who is convicted of possession of an open container of alcohol, possession, manufacture or delivery of a controlled substance (not including the delivery of medically prescribed drugs), or a major traffic offense, all as defined in Oregon Revised Statutes. ~~committed while in the course of his/her employment.~~

F. It shall be unlawful for any operator of a taxicab, while on duty, to drink any intoxicating liquor or use any controlled substance, to use any obscene language, to shout or to call to prospective passengers, or to disobey any traffic rules or regulations established by Oregon Revised Statutes or a City of Brookings Ordinance.

G. The taxicab driver's permit shall be displayed in a prominent place in the taxicab at all times when in service. A taxicab driver's permit is not transferable.

Section 3 Addition of new Section 7. Ordinance No. 84-O-387 is amended by the addition of a new Section 7, as follows:

Section 7 Suspension and revocation of permits.

A. The City Manager may suspend or revoke any taxicab driver's permit for noncompliance with the provisions of this ordinance. Such suspension may extend for a period not to exceed one (1) year.

B. No taxicab driver's permit shall be revoked unless the owner has first received notice and an opportunity to present evidence in his/her behalf to the City Manager. Any owner may appeal a suspension or revocation to the City Council, whose decision shall be final and binding.

Section 4. Amendment to Sections 7 and 8. Ordinance No. 84-O-387 is amended by the renumbering of former Sections 7 and 8 as Sections 8 and 9.

Section 5. Addition of new Section 10. Ordinance No. 84-O-387 is amended by the addition of a new Section 10, as follows:

Section 10. Taxicab maintenance requirements.

A. The Chief of Police, or his designee, may at any time after displaying proper identification, enter any taxicab used for transporting passengers by permit from the City, to ascertain whether any of the provisions of this ordinance are being violated, or to ascertain whether there are any violations of safety requirements of the State of Oregon or the City.

B. Any taxicab found to be in violation of any safety requirements of the State of Oregon or the City shall be ordered out of service, and before being placed again in service any mechanical or safety related defects shall be corrected and such correction verified by the Chief of Police or his designee.

C. The interior and exterior of every taxicab shall be kept as thoroughly clean as reasonably possible at all times.

Section 6. Amendment to Sections 9 through 11. Ordinance No. 84-O-387 is amended by the renumbering of former Sections 9 through 11 as Sections 11 through 13.

Section 7. Amendment to Section 12. Ordinance No. 84-O-387, Section 12 shall be renumbered as Section 14 and amended in its entirety to read as follows:

Section 14. Penalty for violation. Any person, firm or corporation operating a taxicab or taxi service for hire within the corporate limits of the City of Brookings who has not complied with the terms and provisions of this ordinance shall be guilty of a violation of this ordinance and, upon conviction thereof, shall be punished by a fine not exceeding \$1,000.00.

Section 8. Amendment to Sections 13 through 15. Ordinance No. 84-O-387 is amended by the renumbering of former Sections 13 through 15 as Sections 15 through 17.

Section 9. Emergency Clause. The matters contained herein concern the peace, health, safety and welfare of the people of the City of Brookings and therefore an emergency is hereby declared to exist and this ordinance shall become immediately effective upon it's final passage by the Council and approval by the Mayor.

First Reading:_____

Second Reading:_____

Passage:_____

Effective Date:_____

Passed by the Council and signed by the Mayor this _____ day
of _____, 1997.

Nancy Brendlinger
Mayor

ATTEST:

Beverly S. Adams
City Recorder

ORDINANCE NO. 97-O-387.D

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B. Any taxicab found to be in violation of any safety requirements of the State of Oregon or the City shall be ordered out of service, and before being placed again in service any mechanical or safety related defects shall be corrected and such correction verified by the Chief of Police or his designee.

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Section 14. Penalty for violation. Any person, firm or corporation operating a taxicab or taxi service for hire within the corporate limits of the City of Brookings who has not complied with the terms and provisions of this ordinance shall be guilty of a violation of this ordinance and, upon conviction thereof, shall be punished by a fine not exceeding \$1,000.00.

Section 8. Amendment to Sections 13 through 15. Ordinance No. 84-O-387 is amended by the renumbering of former Sections 13 through 15 as Sections 15 through 17.

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First Reading:_____

Second Reading:_____

Passage:_____

Effective Date:_____

Passed by the Council and signed by the Mayor this _____ day
of _____, 1997.

Nancy Brendlinger
Mayor

ATTEST:

Beverly S. Adams
City Recorder

BUILDING DEPARTMENT ACTIVITIES SUMMARY

For Month of April, 1997

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
5	Single Family Dwelling	\$1,996.25	\$1,007.47	\$99.81	\$7,926.70	\$417,874.00	17	\$2,363,424.82	8	\$1,003,973.10
1	Single Family Addition	\$44.50	\$29.00	\$2.23	\$0.00	\$3,500.00	6	\$57,976.00	10	\$70,050.00
1	Single Family Garage-Carport	\$157.00	\$68.00	\$7.85	\$0.00	\$13,667.00	3	\$90,949.00	6	\$49,144.00
0	Two Family Residential	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0	\$0.00	1	\$154,370.00
0	Multi-Family Residential Apts	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0	\$0.00	3	\$1,487,885.00
0	Commercial New	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0	\$0.00	4	\$364,928.00
5	Commercial Addition-Change	\$1,299.00	\$839.62	\$64.95	\$5,057.00	\$253,392.00	9	\$261,692.00	4	\$18,634.76
0	Churches	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0	\$0.00	0	\$0.00
1	School Repair-Addition	\$86.50	\$56.00	\$4.33	\$0.00	\$11,000.00	2	\$15,000.00	0	\$0.00
0	Building Removal	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	1	\$0.00	2	\$0.00
0	Misc.-Retaining Wall-Fence	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	2	\$6,700.00	4	\$9,500.00
13	Total Building Permits	\$3,583.25	\$2,000.09	\$179.16	\$12,983.70	\$699,433.00	40	\$2,795,741.82	42	\$3,158,484.86
8	Mechanical Permits	\$165.75	N/A	\$8.29		N/A	24		7	
6	Plumbing Permits	\$333.20		\$16.66	\$0.00	N/A	19		5	
1	Manufactured Home Permits	\$105.00		\$5.25	\$2,557.00	N/A	1		1	
28	TOTAL PERMITS	\$4,187.20	\$2,000.09	\$209.36	\$15,540.70	\$699,433.00	84	\$2,795,741.82	55	\$3,158,484.86
	Total Year to Date Calculated Fees	\$13,659.40	\$6,944.09	\$682.98	\$94,807.70					

In March, 1997 Harbor issued permits for 8.2 EDUs.

During the Month of April, 1997, Brookings issued permits for 6.50 new sewer connections. The City of Brookings now has 98.95 EDU Units connected to the Brookings Wastewater System since the signing of the MAO.