

AGENDA  
JOINT MEETING  
CITY OF BROOKINGS  
CITY COUNCIL AND PLANNING COMMISSION  
October 13, 1997

1. Report from the City Manager on the status of the Post Office traffic and parking problems.
2. Deferred Improvement Agreements.  
Report from the Planning Director on various alternatives for street improvements.
3. New business.

# City of Brookings Memorandum

**TO:** Mayor, City Council  
**FROM:** Tom Weldon, City Manager  
**DATE:** October 9, 1997  
**SUBJECT:** Main Post Office and Annex Parking

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I spoke with Postmaster Bob Boicoff recently about what's happening in these areas. I learned:

1. The parking spaces immediately behind the main post office are not being used by his employees and will be signed for customers use soon. A city crew will clean up the city parking lot immediately adjacent to this post office lot, making it more useable.
2. Post office personnel have been in touch with the owner of the property immediately adjacent to the annex concerning its use as a parking lot. I have talked with the owner and he is getting prices on doing a complete improvement to his area. Once he gets those prices he will determine his next step and come in and review it with Leo and I. The owner is willing to improve that space as a parking lot and have the post office lease it for that use. This would allow the front parking area to be discontinued.
3. The Postal Service Western Regional Manager hopefully has just signed the papers authorizing twenty-two new post offices, including one in Brookings. They are looking for an area in downtown to build a 21,000 square foot building with adequate parking. This building will be in operation in two to three years and will replace both Brookings facilities. We should know at any time that this has been authorized.

WORK STUDY OCT 13, 1997  
DIA OPTIONS

A subject of two previous joint meetings has been the city's Deferred Improvement Agreement program. The discussion had to do with the number of DIAs that have been issued, and the lack of Local Improvement Districts that have been initiated under the program and whether or not the city should continue to allow deferred improvements. Staff was instructed to explore the various alternatives to the use of DIAs. The following is a list of alternatives and their pros and cons.

There are two distinct parts to the DIA issue - Alternatives to the use of the agreements and what to do about the existing agreements. Accordingly each part will be discussed separately.

A. Alternatives To The Deferred Improvement Agreement Program

The following is a list of possible alternatives to the use of Deferred Improvement Agreements.

1. Do nothing.
2. Continue as in the past - Take no alternative action.
3. Continue as in past with an automatic implementation feature.
4. Trust Fund - Developer, water recipient, home builder pays into a trust fund.
5. Allow no deferment - developer provides improvement.

The following is a discussion of each option:

1. Do nothing.

Advantages—This option would have the advantage of not requiring any action of the developer at the time of a partition and thus reduce paperwork and accounting by staff.

Disadvantages—The obvious disadvantage to this option is that the burden of providing street improvements would fall upon the city. Nor would there be a legal basis for the city to establish a Local Improvement District (LID) for such improvements without an actual vote of the residents involved.

2. Continue under same program.

Advantages—The only advantage of continuing under the same program is that the Council will not have to implement a new program. The current DIA program has a built in flexibility in that once a majority of the property is covered to an agreement the Council can call the entire street into an LID.

Disadvantages—The obvious disadvantage to this option is that the Deferred Improvement Agreement program is not being implemented and thus no street improvements are being made regardless of the number of recorded DIAs on a given street. This program also requires a certain amount of staff work to ensure that the DIAs are recorded and that the files are kept up to date.

3. Continue as in past with an automatic implementation feature.

**Advantages**—A DIA program that provides for the automatic formation of a LID once a street section acquired a sufficient number of agreements, would resolve the concern that no improvements are being made under the existing program. An automatic implementation program would ensure that a street section would be improved once the majority of the property on the street was subject to a DIA. This DIA program would have the same built in flexibility as the existing program, in that once a majority of the property is subject to an agreement, the entire street can be called into the LID.

An alternative to this program would be to prioritize a new eligible street and place it on a priority list rather than immediately initiating improvements.

**Disadvantages**—If the automatic implementation aspect of this program was applied to the streets with sufficient existing DIAs, there would be a number of LIDs to be established at immediately. Even disregarding the existing streets that qualify, it is possible that two or more streets may come into a LID at the same time. In either case this would be costly in terms of engineering and initial preparation time and the city would have to budget funds for such events. This program would also entail a more detailed accounting system that would flag the streets as they became eligible for a LID. The Deferred Improvement Agreement form should be modified to indicate that the Council would establish the LID immediately upon a majority of the property coming under an agreement.

4. No deferment—improvements made at time of construction.

**Advantages**—The Land Development Code does not require that a DIA be allowed, it just states that they *may* be allowed and as a matter of policy the city has allowed them in relation to a minor partition, new water accounts and when a new house is being built on a vacant lot. Therefore it is not necessary to change the provisions of the Land Development Code to initiate this program. An up-front improvement program would ensure that all streets are improved as development occurs and there would be little cost to the city.

**Disadvantages**—By placing the burden of street improvements on the individual developer the city may find that larger lots are not getting divided or existing lots are not being bought for construction of homes. Thus this becomes counter to the desire to use land efficiently and the desire for in-fill development. The cost of up-front street improvements to support a two lot partition may not be feasible for the property owner that desires to divide and sell one or two lots to generate additional income. For instance the owner may not be able to obtain a bond or letter of credit for the improvements to allow the lot to be recorded and thus sold to provide funds to do the improvements.

Another disadvantage to this system is the fact that improvements will be provided in a piecemeal manner which can lead to streets that may be only partially improved or appear as patch work improvements. For example on a street that is almost fully developed with no street improvements, it is possible that as the last large lots get divided or developed, the street improvements would be only on the fronts of those lots, leaving the majority of the street unimproved.



5. Trust Fund - Developer, water recipient, home builder pays into a trust fund.

**Advantages**—Under a trust fund program, each time a lot was divided or otherwise developed, the developer would provide funds for eventual street improvements. This is similar to the DIA program in that the city would still have to initiate the improvements but would not have to assess each of the property owners for those improvements. This program would allow whole streets or street segments to be improved at one time and avoid the piecemeal appearance of having each developer do his own improvements. It may be possible to place these funds into one street fund that could be used in a prioritized street improvement plan.

**Disadvantages**—The trust fund program holds much of the same drawbacks as having the developer do the street improvements at the time of construction. Again it may not be feasible for a land owner desiring to split his lot, to provide sufficient moneys to the trust fund. There are legal issues that must be researched to implement this option as follows :

- a. Can these funds be placed into one general street fund or must they be in a separate fund for each street.
- b. Must each lot on a street be paid into the fund before improvements can be initiated or if the majority of the lots are funded can the remaining lots be assessed?
- c. If the cost per lot is higher than the amount paid into the fund by individual lots, can those lots that have already paid into the fund be assessed the difference?

Another disadvantage of this program is that each developer's engineer would provide an estimate of the cost to provide street improvements and thus the amount paid into the trust fund would only be an estimate of what future street costs may be. The longer it takes to obtain complete street funding the more inaccurate this estimate would be. This could also cause property owners on the same street with the same amount of frontage to pay a different cost for the improvements.

**B. Options For The Existing Deferred Improvement Agreements**

1. Continue to do nothing about existing DIAs
2. Establish a schedule to improve eligible streets.
  - a. Prioritize Streets
  - b. Place streets in the Capital Improvement Plan
  - c. Budget funds for engineering and other implementation costs.

The following is a discussion of each option:

1. Continue to do nothing about existing DIAs

**Advantages**—There is no particular advantage to continuing to collect DIAs and not implementing LIDs when a street becomes eligible. The only possible advantage is that the city does not have to expend the time, effort and cost of implementing the LIDs.

**Disadvantage**—The primary disadvantage is, of course, that the streets are not getting improved. The other disadvantage is that the city is collecting DIAs that are filling file drawers and must be logged and accounted for.

2. Establish a schedule to improve eligible streets.

**Advantages**—This is a long overdue program that must be started. The city should prioritize the streets to determine the order in which LIDs should be implemented. The advantage to this approach is that funds will be budgeted and work will be started. Doing one or two LIDs at a time will eventually catch the city up to the number of existing eligible streets. New streets that become eligible during this process (depending on the alternative selected from the above list) can be prioritized and added to the list.

**Disadvantages**—This option must wait until the eligible streets can be prioritized, placed on the Capital Improvement Plan and budgeted. This probably means that no LID can be implemented until the 1998/99 budget has been adopted.

AGENDA  
CITY OF BROOKINGS  
COMMON COUNCIL MEETING  
CITY HALL COUNCIL CHAMBERS  
898 ELK DRIVE  
BROOKINGS, OREGON, 97415 - 7:00 P.M.  
OCTOBER 13, 1997





# agenda

CITY OF BROOKINGS  
COMMON COUNCIL MEETING  
Brookings City Hall Council Chambers  
898 Elk Drive, Brookings, Oregon  
October 13, 1997  
7:00 p.m.

- I. CALL TO ORDER
- II. PLEDGE OF ALLEGIANCE
- III. ROLL CALL
- IV. CEREMONIES/APPOINTMENTS/ANNOUNCEMENTS
  - A. Employee of the Season
- V. PUBLIC HEARING
- VI. SCHEDULED PUBLIC APPEARANCES
- VII. ORAL REQUESTS AND COMMUNICATIONS FROM THE AUDIENCE
  - A. Committee and Liaison reports
    - 1. Planning Commission
    - 2. Parks and Recreation Commission
    - 3. Chamber of Commerce
  - B. Unscheduled
- VIII. STAFF REPORTS
  - A. City Manager
    - 1. LOC voting delegate (yellow)
    - 2. City Hall Painting bids (blue)
    - 3. Pacific Coast Scenic Byway -Curt Warber (tan-Regional Management Plan handed out last month)
  - B. Community Development
    - 1. Hillside development standards committee (purple)
    - 2. Acceptance of Dedication Deed for Minor Partition on Hampton Lane by Hodges (cream)



3. Bridge Street vacation (pink)
  4. "No Parking" sign request near 1515 Seacrest Lane (grey)
- C. Police Department
1. Pizza Hut liquor license (orange)
  2. Eddy Eagle Grant application (blue)

IX.

CONSENT CALENDAR

- A. Approval of Council Meeting Minutes
1. Minutes of September 22, 1997 Regular Meeting (green)
- B. Acceptance of Commission/Committee Minutes
1. Minutes of September 17, 1997 Regular Systems Development Charge Review Board Meeting (yellow)
- C. Approval of Vouchers (\$142,947.70) (gold)

(end Consent Calendar)

X.

ORDINANCES/RESOLUTIONS/FINAL ORDERS

- A. Ordinances
1. 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 (tan)
    - a. Final Order and Findings of Fact for VAC-1-97
    - b. Acceptance of Quit Claim Deed transferring title back to State
- B. Resolutions
1. Resolution No. 97-R-625 - A resolution accepting the abstract of votes for the Special Election held September 16, 1997 (purple)
  2. Resolution No. 97-R-626 - A resolution accepting the abstract of votes for the Recall Election held August 26, 1997 for City Councilors Bob Hagbom and Larry Curry (cream)
  3. Resolution No. 97-R-627 - A resolution authorizing the City Finance Director/Recorder to reappropriate \$5,313.54 from the General Fund Contingency to Legislative/Administrative contract services budgeted line item for the purpose of payment for election expenses resulting from the August 26, 1997 recall election (pink)



XI . REMARKS FROM MAYOR AND COUNCILORS

A. Mayor

1. *Liaison from Council to CERT*

B. Council

XII . ADJOURNMENT



# OCTOBER 1997

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
			12:00pm CC-Community mtg 6:30pm CC-Police Academy 7:00pm FH-PD Reserves (Mike)	9:00am CC-Crime Stoppers 10:00am Site Plan-Tom's ofc Rosh Hashana		
	8:00am FH-Dispatch interviews (PD) 7:00pm FH-Dept drill night	8:30am Staff Mtg-Tom's ofc 1:00pm Rotary Board of Dir-Sandy's 7:00pm CC-Planning Commission Mtg	2:00pm CC-Bid Opening, City Hall Painting 6:30pm CC-Police Academy 7:00pm FH-APF Mtg Overflow...	8:00am CC-Interviews for Mechanic Position 8:15am Finance Staff Mtg 10:00am Site Plan-Tom's ofc Overflow...	My turn to vacuum	
	3:00pm CC-PERS workshop (Pat 503-603-7709) FAX-503-598-0561 Overflow...	8:30am Staff Mtg-Tom's ofc 12:00pm Rotary-Sandy's	9:00am CC-Muni Court 1:30pm FH-Safety Comm Mtg 6:30pm CC-Police Academy	10:00am Site Plan-Tom's ofc National Boss Day		
	7:00pm FH-Dept drill night 7:30pm School Board-Azalca Library	8:30am Staff Mtg-Tom's ofc 12:00pm Rotary-Sandy's	6:30pm CC-Police Academy 7:00pm Chamber Board of Directors-Conf Ctr	10:00am Site Plan-Tom's ofc 7:00pm CC-Parks & Rec Comm Mtg		
	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	6:30pm CC-Police Academy	9:00am CC-meeting with Harbor San/Council 10:00am Site Plan-Tom's ofc	11:30am CC-Doug's going away party HALLOWEEN	
Daylight Savings Ends						
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OCTOBER 1997

APPOINTMENTS & SCHEDULED EVENTS		
10/8/97	7:00pm	Tri Cities Council-Gold Beach Council Chambers
10/9/97	12:00pm	Chamber Forum-Conf Ctr
10/9/97	5:00pm	Local Public Safety Coord Council-GB
10/13/97	6:00pm	CC-Joint Council/Planning Commission Mtg
10/13/97	7:00pm	CC-Council Mtg
10/13/97	7:00pm	FH-Dept drill night

DIARY AND WORK RECORD			Time
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# NOVEMBER 1997

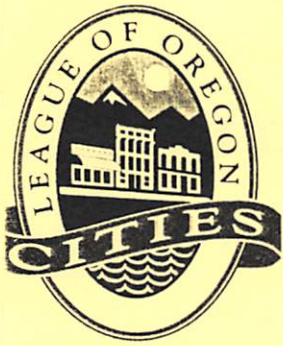
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	7:00pm FH-Dept drill night	8:00am ELECTION DAY 8:30am Staff Mtg-Tom's ofc 12:00pm Rotary-Sandy's 1:00pm Rotary Board of Dir-Sandy's Overflow...	12:00pm CC-Community mtg 6:30pm CC-Police Academy 7:00pm FH-PD Reserves (Mike)	9:00am CC-Crime Stoppers 10:00am Site Plan-Tom's ofc		8
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	7:00pm CC-Council Mtg 7:00pm FH-Dept drill night	8:30am Staff Mtg-Tom's ofc 12:00pm Rotary-Sandy's	9:00am CC-Muni Court 6:30pm CC-Police Academy 7:00pm FH-APF Mtg Overflow...	8:15am Finance Staff Mtg 10:00am Site Plan-Tom's ofc 12:00pm Chamber Forum-Conf Ctr Overflow...		15
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 Overflow...	1:30pm FH-Safety Comm Mtg 6:30pm CC-Police Academy	10:00am Site Plan-Tom's ofc		23
16	17	18	19	20	21	
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23	24	25	26	27	28	
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NOVEMBER 1997

## APPOINTMENTS & SCHEDULED EVENTS





Working together  
for livable  
Oregon  
communities

League of Oregon Cities  
Local Government  
Center  
1201 Court St. NE, Ste 200  
Salem, OR 97301

PO Box 928  
Salem, OR 97308  
Phone: (503) 588-6550 or  
1-800-452-0338  
Fax: (503) 399-4863  
E-mail: loc@localgov.org

PRESIDENT  
Larry Giffith, Councilor  
Baker City

VICE PRESIDENT  
Craig Lambeck, Mayor  
Milwaukie

THE AUDITOR  
Bob McInnes, Mayor  
Tillamook

PAST PRESIDENT  
Alice Schierker  
Lake Oswego

Steve Howard, City Manager  
Albany

Charlie Hales, Commissioner  
Portland

Phil Houk, Controller  
Pendleton

Mike Jordan, City Administrator  
Cantva

Bill Moore, Councilor  
Medford

Lou Ogden, Mayor  
Trask

Susan Roberts, Mayor  
Enterprise

Jim Toney, Mayor  
Eugene

Joanne Verger, Mayor  
Coos Bay

Richard C. Townsend

Printed on Recycled Paper



September, 1997

TO: City Managers, Administrators and Recorders

FROM: League of Oregon Cities

Enclosed are the **voting delegate** and **equipment exchange** forms for the League's annual conference. These forms need to be completed and returned to the League office by Friday, October 24.

The *equipment exchange* provides you the opportunity to advertise for sale any surplus equipment, autos, etc. you may have, as well as to make known your interest in purchasing a specific item. Responses received will be displayed on a bulletin board near the League's registration desk during the conference.

The *voting delegate* form, when returned to the League, tells us who will be voting for your city during the Annual Business Meeting on Sunday, November 9. Please note that delegates **may not vote without a voting card**, and voting cards will be **issued only to the person listed on the voting delegate form**. Voting by proxy will not be permitted. The voting cards will be available the morning of the 9th, just prior to the business meeting.

Thanks!

/sw  
enclosures

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**LEAGUE OF OREGON CITIES**  
**1997 ANNUAL CONFERENCE AND BUSINESS MEETING**

November 7 - 9, 1997 - Eugene Hilton

**Designation of Voting Delegate  
At Annual Business Meeting**

The annual business meeting will be held Sunday, November 9th, at 7:30 a.m. Each city is entitled to cast one vote at the business meeting; however, all city officials are encouraged to attend.

Use this form to indicate those persons who will represent your city as a voting delegate and alternate delegate. The voting delegate or alternate should pick up a voting card at the Conference Registration Desk on Sunday morning prior to the business meeting. **NOTE: Delegates may not vote without a voting card, and voting cards will be issued only to a person indicated on this form. Voting by proxy will not be permitted.**

FOR THE CITY OF \_\_\_\_\_

**VOTING DELEGATE:**

Name \_\_\_\_\_

Title \_\_\_\_\_

**ALTERNATE:**

Name \_\_\_\_\_

Title \_\_\_\_\_

Return by **October 24** to:

League of Oregon Cities  
PO Box 28  
Salem, OR 97308

Submitted by: \_\_\_\_\_  
(Signature)

Name \_\_\_\_\_  
(Print)

Title \_\_\_\_\_

City \_\_\_\_\_

Telephone (    ) \_\_\_\_\_



# MEMORANDUM

**To:** Mayor and City Council  
**From:** Tom Weldon, City Manager *Tom*  
**Subject:** City Hall painting bids  
**Date:** October 8, 1997

The City received 1 bid for the city hall painting project. Robert Lewis, owner of Bob Lewis Painting, submitted a bid in the amount of \$15,210. This bid amount is 56% higher than the estimate prepared by city staff.

I recommend the Council reject this bid and direct staff to go to bid again in the Spring of 1998. If necessary the monies budgeted for this project can be carried over into the next fiscal year.

-com-





## 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

27 August, 1997

City Councilor  
City of Brookings

Dear Councilor,

Over the past year, the Oregon Department of Transportation and the Coastal Policy Advisory Committee on Transportation (CPACT) have been developing this management plan for US 101. The development of this plan has relied heavily on community-based working groups to identify the features included in the plan and to determine how these features will be enhanced or managed in the future. For planning purposes, US 101 was divided into eleven regions that together include the entire coast. The South Coos, North Siskiyou, Central Siskiyou, and South Siskiyou Regions represent Curry County and the cities within the county.

A series of workshops were held with groups of residents, business representatives, local jurisdiction staff and elected officials throughout the county. These individuals worked together to develop the enclosed Regional Management Plan for the South Coos and Siskiyou Regions. All of the Regional Plans will be rolled up into a Corridor Management Plan that will cover the entire length of US 101 in Oregon. City Councils and the County Board of Commissioners will make the final decision for their jurisdiction concerning both the approval of the Region Management Plan and application for National Scenic Byway status.

The participants of the region planning groups will be making their final recommendations on the acceptance of the Region Management Plan, and application for National Scenic Byway Status in the week prior to your September Council meeting. At that time, the groups will bring their recommendation to the Council, and present them for your consideration.

As you are aware, US 101 is currently a state scenic byway. Acceptance by the Federal Highway Administration of US 101 in Oregon as a National Scenic Byway would result in the following:

- The Pacific Coast Scenic Byway would be included in the National Program's publications and marketing activities
- Federal grant funding could be available for many projects identified for Curry County in the feature sheets.



In considering whether to provide your support for the pursuit of National Scenic Byway status, it is important that you understand two key points:

- The only new regulations are those that the community has chosen
- There will be no reduction in other state/federal funds for roads

Your response to the questions about endorsement of the plan and pursuit of National Scenic Byway status will be reviewed with those from the other communities by the Oregon transportation Commission (OTC), and then by CPACT. The final decision about whether to pursue National Scenic Byway status for the coast will be made by CPACT, however no jurisdictions will be included in the designation unless they indicate that they are interested in participating. Please give me a call at (425) 822-8880 if I can answer any questions that you may have.

Sincerely,

A handwritten signature in black ink, appearing to read "Curt Warber", with a long horizontal flourish extending to the right.

Curt Warber  
Region Planning Coordinator



# Memorandum

TO: Mayor, City Council

FROM: John Bisehoff, Planning Director

THROUGH: Tom Weldon, City Manager and Leo Lightle, Community Development Director

DATE: September 26, 1997



Issue: Anticipated review of the Hillside Development Standards.

Synopsis: The city has received complaints that the current Hillside Development Standards are too restrictive. These complaints center around the allowed density, some of the review requirements, (primarily the review of foundations for proposed buildings), and the length of time it takes to complete the review process. In response the Council agreed to establish an ad hoc committee, in September of this year, to review the standards and recommend possible changes to the City Council.

Recommendation: Council establish an ad hoc committee to review the existing hillside development standards and recommend possible changes.

Background: In the spring of 1994 the city established a committee to review Section 100, Hazardous Building Site Protection, of the Land Development Code, with the primary focus of adding provisions to protect hillsides from erosion and storm water runoff during and after construction. This committee met several times, resulting in suggested changes to add the protection provisions as well as changes to provide clarity, strength, and, in at least one case, flexibility to the existing standards. The committee also recommended that the section be renamed as Hazardous Building Site Protection/Hillside Development Standards. These recommendations were presented to the Planning Commission and the City Council who ultimately adopted the recommended or modified changes with Ordinance 94-O-446.V which became effective August 9, 1994.

The resulting ordinance essentially retained the original density requirements with the addition of wording that allowed higher density under certain circumstances. The new changes called for strict review of all development on slopes of greater of 15% grade, including land clearing and grading for driveways, building pads and utility trenches. The new standards also require engineered foundations on parcels where the average slopes are greater than a 30% grade.

Since their adoption, the city has received a number of complaints about the hillside standards. These complaints are centered around the density provisions, the requirement for engineered foundations on slopes greater than 30% grade and the length of time to complete the review of grading and erosion plans.



In response to these complaints, staff recommended, and Council agreed that an ad hoc committee should be established to review the hillside development standards and determine what changes should be considered. The following is a list of suggested organizations and interested parties for committee membership.

Committee (Total of 12 members)

1. Homebuilders Association - 2
2. Geologist - 1
3. Engineer - 1
4. Realtor - 2
5. City Planning Commission Member - 1
6. County Planning Commission Member - 1
7. Hillside Homeowner - 2
8. At large - 2 (Not related to the above groups)

Staff

1. City Planner
2. Building Inspector
3. Community Development Director
4. Fire Chief
5. County Planning Director

Staff is recommending that a member of the County Planning Commission and the County Planning Director be added because the provisions of the Joint Management Agreement for the UGB and provisions of the state law require that the city and county adopt similar development standards for the UGB. The county's current hillside standards are considerably different than those of the city and this will facilitate bringing the two together.

Staff is suggesting an appointed ad hoc committee. This is to avoid the situation that occurred at the last review of the hillside development standards where more and more people, representing only one side of the issue, entered into the process at each new meeting. This resulted in reopening, re-reviewing and changing items that had been decided at a previous meeting, thus causing confusion and wasted time.

Staff will begin the process of establishing the committee as soon as the Council approves a list of members. The committee should hold its first meeting in the last week of October or the first week in November with a meeting every two weeks. This would provide for six meetings and, allowing for the holidays, the task should be completed by the end of January at the latest. If the committee decides on a faster pace the task may be completed sooner.

Options/Alternatives: Listed Below are the options we have reviewed and do not recommend.

1. To leave the hillside development standards as they are today.
2. That committee membership be open and anyone at any time could be a fully participating and voting member of this committee.

\_\_\_\_\_  
Mayor  
**DEDICATION DEED**

\_\_\_\_\_  
Date

KNOW ALL MEN BY THESE PRESENTS that TERRE J. GORES fka TERRE J. HODGES, DAVID L. HODGES, BECKY G. HODGES & DONALD L. HODGES, do hereby grant, bargain, sell, convey, and dedicate unto the CITY OF BROOKINGS, CURRY COUNTY, OREGON, a Municipal Corporation of the State of Oregon, grantee, in trust for public use and for street purposes, the real property situate in the County of Curry, State of Oregon, described on Exhibit "A", attached hereto, and incorporated herein by this reference.

TO HAVE AND TO HOLD the above described and dedicated real property, together with all and singular the rights and appurtenances thereunder belonging or in any wise appertaining to the City of Brookings, Oregon, in trust for the public use and for street purposes as aforesaid; and grantor hereby warrants and will defend title to the above described property against the lawful claims of all persons whomsoever.

There is no consideration for this conveyance as grantor verily believes.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES.

*Terre J. Gores*

TERRE J. GORES fka TERRE J. HODGES

STATE OF Oregon )

SS:



BARBARA A. NIEMI  
NOTARY PUBLIC - OREGON  
COMMISSION NO. 051092  
MY COMMISSION EXPIRES FEB. 28, 2000

County of Curry )

This instrument was acknowledged before me on July 18, 1997 by TERRE J. GORES, being her voluntary act and deed.

*Barbara A. Niemi*  
My commission expires 2/28/00

*Donald L. Hodges*  
DONALD L. HODGES

*Becky G. Hodges*  
BECKY G. HODGES

*David L. Hodges*  
DAVID L. HODGES

STATE OF OREGON )

) SS:

County of Curry )

This instrument was acknowledged before me on July 22, 1997 by DONALD L. HODGES, BECKY G. HODGES and DAVID L. HODGES, being their voluntary act and deed.

AFTER RECORDING  
RETURN TO:  
CITY OF BROOKINGS  
898 Elk Drive  
Brookings, OR 97415

*Barbara A. Niemi*  
My commission expires Feb. 28, 2000

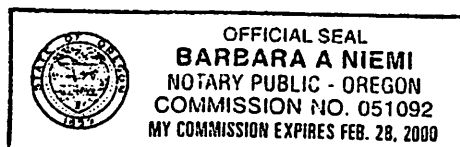


EXHIBIT 'A'

The North five (5) feet of that parcel of land lying within the Southwest Quarter of the Southwest Quarter (SW1/4-SW1/4) of Section 31, Township 40 South, Range 13 West, Willamette Meridian, City of Brookings, Curry County, Oregon, described in Book of Records 66, page 74, Official Records of Curry County.

EXCEPTING THEREFROM those portions thereof described in the following instruments, all of record in the office of the County Clerk of Curry County, Oregon:

1. Deed to Kim Jester and Dan R. Webb, as tenants in common, recorded May 6, 1993 in Instrument 93-02389.
2. Deed to Donald L. Hodges and Becky G. Hodges, husband and wife, recorded June 30, 1997, in Instrument 97-2915.

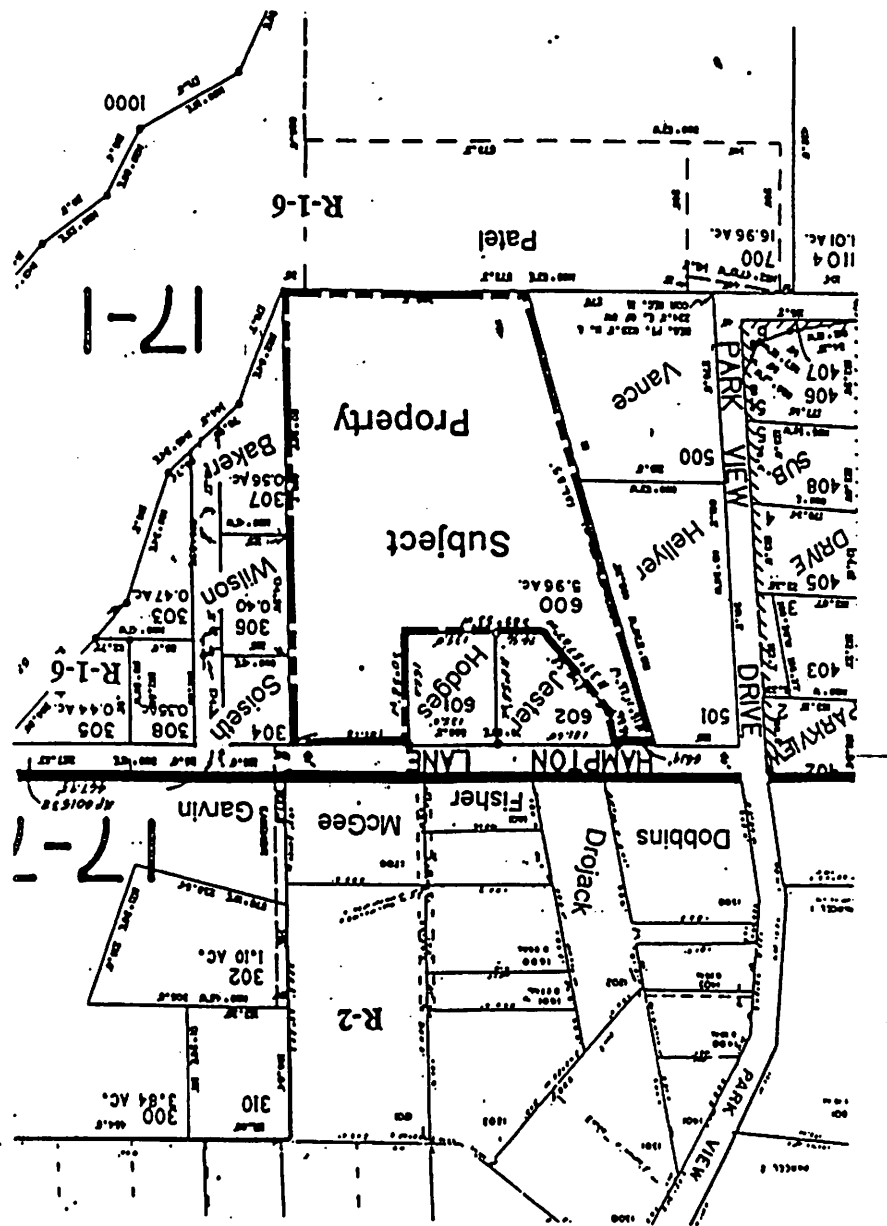
REGISTERED  
PROFESSIONAL  
LAND SURVEYOR



OREGON  
JULY 25, 1995  
RICHARD P. ROBERTS  
2730

Exp. Date 12/31/98





APPLICANT: Don & Becky Hodges and Coos-Curry Electric

ASSESSOR'S NO: 40-13-31C Tax Lot 600

LOCATION: South of Hampton Road

SIZE: 5.96 acres

ZONE: R-1-6 (Single Family Residential, 6,000 sq. ft. minimum lot size)

# Memorandum

**TO:** Mayor, City Council  
**FROM:** John Bischoff, Planning Director  
**THROUGH:** Tom Weldon, City Manager  
**DATE:** October 7, 1997



Issue: Bridge Street Vacation.

Synopsis: The Final Order has been amended to reflect the new situation.

Recommendation: Approve the Final Order, adopt the attached Ordinance and sign the attached quit claim deed.

Rationale: This will complete the action of vacating the excess easement on the south side of Bridge St.

Background: At the last Council meeting there was concern expressed that the Final Order indicated that the vacated right-of-way would still go to the applicant. The Final Order has been amended to clearly show that the land would revert back to the State Department of Transportation.

# City of Brookings Memorandum

**TO:** Mayor, City Council

**FROM:** Leo Lightle, *LL*  
Community Development Director

**THROUGH:** Tom Weldon, City Manager *Tom*

**DATE:** October 7, 1997



---

**Issue:** "No Parking" sign request near 1515 Seacrest Lane

**Synopsis:** Staff visited the site of the request and does not agree that conditions warrant a "No Parking" sign. Staff requested a review for recommendation from the Brookings Police Department. Sgt. Wayne Sheffel reviewed the site and saw no problem with cars parked on both sides of the street and two cars passing.

**Recommendation:** The City Council find that placing a "No Parking" sign is not warranted at this time.

**Rational:** City staff does not see a problem with vehicles passing each other with vehicles parked on both sides of the street.

**Background:** This is the second request by the Harris Beach Homeowner's Association. We had a request several years ago.

At that time staff arranged to have vehicles parked on both sides of the street and was able to safely pass another vehicle so we did not pursue the placing of a "No Parking" sign.

Conditions are essentially the same as they were at the first request.

**Other Option:** Place the signs.

HARRIS BEACH HOMEOWNER'S ASSOCIATION  
PHASE II & III  
P. O. BOX 7954  
BROOKINGS, OR 97415

June 30, 1997

Mr. Leo Lightle  
c/o City Hall Planning  
500 Central  
Brookings, OR 97415

Dear Mr. Lightle:

It has been brought to our attention, by several residents, of a hazardous parking situation in our Harris Beach community near the address of 1515 Seacrest Lane.

It is extremely difficult for residents to pass through the street safely due to vehicles parking on both sides of the street. A green colored van continuously parks on the bad curve, making motorists swerve out into the street in order to miss hitting the rear of the van. This has caused near accidents with the downhill oncoming traffic.

We would like to request that you please come and inspect the situation to possibly determine if a "No Parking" sign can be placed on at least one side of the street. This would enable people to see oncoming traffic safely.

Our builder, Larry Anderson, has obtained permits to begin building another 49 homes toward the top of Seacrest Lane. This will only create more traffic in the near future. So we would truly appreciate your assistance with this problem.

Please advise me of your decision.

Sincerely,



Bill Halbert  
President  
Harris Beach HO Assoc.

BH/nf



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

DATE: September 29, 1997

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

Trade name: PacPizza, LLC dba Pizza Hut  
835 Chetco Ave. Brookings

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



Davis Wright Tremaine LLP

LAW OFFICES

1300 S.W. Fifth Avenue • Suite 2300 • Portland, Oregon 97201-5682  
(503) 241-2300 • Fax: (503) 778-5299

James K. Neill, Jr.  
(503) 778-5201  
E-MAIL: jimneill@dwt.com

September 22, 1997

City of Brookings  
898 Elk Drive  
Brookings, Oregon 97415

Re: PacPizza, LLC, dba Pizza Hut  
835 Chetco Avenue, Brookings

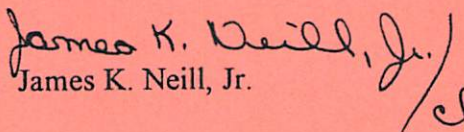
Our office represents PacPizza, LLC, a Delaware limited liability company. This corporation is applying for a change of ownership Restaurant license at the above referenced location. Enclosed are the following documents in support of the application:

1. OLCC General Information Application;
2. Individual History and Tied House Disclosure forms for Porter Bennett, the Manager
3. Processing Fee of \$25.

Once the City has processed the application, please return the OLCC Application in the enclosed envelope. If you have any questions regarding this application, please call.

Very truly yours,

Davis Wright Tremaine LLP

  
James K. Neill, Jr.

JKN:cl

Enclosures

cc: Mike Donohoe  
Michelle Humberstone

F:\46426\8\brookings.ltr.doc



## APPLICATION

STATE OF OREGON  
OREGON LIQUOR CONTROL COMMISSION

Return To

## GENERAL INFORMATION

A non-refundable processing fee is assessed when you submit this completed form to the Commission (except for Druggist and Health Care Facility Licenses). The filing of this application does not commit the Commission to the granting of the license for which you are applying nor does it permit you to operate the business named below.

## (THIS SPACE IS FOR OLCC OFFICE USE)

Application is being made for:

- ☐ DISPENSER, CLASS A  
☐ DISPENSER, CLASS B  
☐ DISPENSER, CLASS C  
☐ PACKAGE STORE  
☒ RESTAURANT  
☐ RETAIL MALT BEVERAGE  
☐ SEASONAL DISPENSER  
☐ WHOLESALE MALT BEVERAGE & WINE  
☐ WINERY  
 OTHER \_\_\_\_\_
- ☐ Add Partner  
☐ Additional Privilege  
☐ Change Location  
☒ Change Ownership  
☐ Change of Privilege  
☐ Greater Privilege  
☐ Lesser Privilege  
☐ New Outlet  
☐ Other

## (THIS SPACE IS FOR CITY OR COUNTY USE)

NOTICE TO CITIES AND COUNTIES: Do not consider this application unless it has been stamped and signed at the left by an OLCC representative.

THE CITY COUNCIL, COUNTY COMMISSION, OR COUNTY

COURT OF \_\_\_\_\_  
(Name of City or County)

RECOMMENDS THAT THIS LICENSE BE: GRANTED \_\_\_\_\_

DENIED \_\_\_\_\_

DATE \_\_\_\_\_

BY \_\_\_\_\_  
(Signature)

TITLE \_\_\_\_\_

CAUTION: If your operation of this business depends on your receiving a liquor license, OLCC cautions you not to start construction until your license is granted.

## 1 Name of Corporation, Partnership, or Individual Applicants

- 1) PacPizza, LLC 2) \_\_\_\_\_  
 3) \_\_\_\_\_ 4) \_\_\_\_\_  
 5) \_\_\_\_\_ 6) \_\_\_\_\_

(EACH PERSON LISTED ABOVE MUST FILE AN INDIVIDUAL HISTORY AND A FINANCIAL STATEMENT)

2 Present Trade Name Pizza Hut3 New Trade Name remains the same Year filed 1997  
with Corporation Commissioner4 Premises address 835 Chetco Avenue, Box 7070 Brookings Curry OR 97415  
(Number, Street, Rural Route) (City) (County) (State) (Zip)5 Business mailing address 2000 Crow Canyon Place, Suite 260 San Ramon CA 94583  
(P.O. Box, Number, Street, Rural Route) (City) (State) (Zip)6 Was premises previously licensed by OLCC? Yes X No \_\_\_\_\_ Year unknown7 If yes, to whom: Pizza Hut of Oregon, Inc. Type of license: Restaurant8 Will you have a manager: Yes X No \_\_\_\_\_ Name Porter Bennett  
(Manager must fill out Individual History)9 Will anyone else not signing this application share in the ownership or receive a percentage of profits or bonus from the business? Yes \_\_\_\_\_ No X10 What is the local governing body where your premises is located? City of Brookings  
(Name of City or County)11 OLCC representative making investigation may contact: James K. Neill, Jr.  
(Name)1300 S.W. Fifth Avenue Suite 2300 Portland, OR 97201-5682 (503) 778-5201  
(Address) (Tel. No. — home, business, message)

CAUTION: The Administrator of the Oregon Liquor Control Commission must be notified if you are contacted by anybody offering to influence the Commission on your behalf.

DATE 9/5/97

Applicant(s) Signature  
 (In case of corporation, duly  
 authorized officer thereof)

- 1) [Signature]  
 2) Attorney in fact  
 3) \_\_\_\_\_  
 4) \_\_\_\_\_  
 5) \_\_\_\_\_  
 6) \_\_\_\_\_



INDIVIDUAL HISTORY  
& TIED HOUSE DISCLOSURE

STATE OF OREGON  
OREGON LIQUOR CONTROL COMMISSION

TRADE NAME \_\_\_\_\_

CITY/COUNTY BROOKINGS/CUREY

You must fill in all the blanks. If the question does not apply write N/A in the space

Name BENNETT JR. William PORTER  
(Last) (First) (Middle)

Other names used N/A  
(Middle) (Other)

Home Address 97033 Dodge Ave BROOKINGS OR 97415  
(Number and Street) (City) (State) (Zip)

SSN 573-82-7687 Place of Birth YREKA, CA. USA Date of Birth 11-21-63

Sex M Height 6' Weight 240 Hair Color BAN Eye Color GRY Age 33

US Citizen: Yes X No \_\_\_\_\_ Alien Reg. # N/A Spouse Name VICTORIA L. BENNETT

Home phone 541-412-0582 Business phone 541-469-7796

CRIMINAL RECORD

OLCC makes a criminal offender records check through the Oregon State Police on all liquor license applicants.

ORS 181.555(3) provides that you can contact the Oregon State Police or challenge inaccurate criminal offender information. OLCC may require fingerprints.

8 Have you ever been convicted of any crime, violation, or infraction of any law? Include probation or bail forfeiture. (Include traffic violations for which a fine or bail forfeiture of more than \$50.00 was imposed.)

Yes \_\_\_\_\_ No P

9 Do you have arrests or citations pending? Yes \_\_\_\_\_ No P

10 If you have answered "Yes" to 8 or 9 list below:

OFFENSE	DATE	CITY & STATE	RESULT

ATTACH ADDITIONAL SHEET IF NECESSARY

DIVERSION/TREATMENT

11 Have you ever entered into a Diversion Agreement? Yes \_\_\_\_\_ No P

Where and When? \_\_\_\_\_

12 Have you ever been treated or in a treatment program for alcohol or other drug use/abuse? Yes \_\_\_\_\_ No P

Where and When? \_\_\_\_\_

EMPLOYMENT & RESIDENCE HISTORY

13 List current and former employers or occupations during the past ten years.

Dates by Month/Year	Employer or Business	Occupation	City & State
From <u>8-7-97</u> To <u>PRESENT</u>	<u>PAC PIZZA LLC</u>	<u>MANAGER</u>	<u>BROOKINGS, OR.</u>
From <u>12-28-94</u> To <u>8-6-97</u>	<u>PIZZA HUT INC</u>	<u>MANAGER</u>	<u>YREKA, CA</u>
From <u>5-87</u> To <u>9-16-94</u>	<u>INTERNATIONAL DRY</u>	<u>DIVER</u>	<u>LAFAYETTE, LA</u>

14 List other cities and states where you have lived in the past ten years other than those noted in Question 13 above.

From	To	City	State
		<u>N/A</u>	
		<u>N/A</u>	

ATTACH ADDITIONAL SHEET IF NECESSARY

ACTIVITY IN LIQUOR INDUSTRY (INSIDE OR OUTSIDE OREGON)

15 Are you presently or have you been licensed or employed in the liquor business?

Yes \_\_\_\_\_ No P Where & When? \_\_\_\_\_

16 Is your spouse or any family member(s) working in any area of the liquor industry?

Yes \_\_\_\_\_ No X If Yes, give: (Name) (Name of Business) (City & State)

17 Have you ever received a warning, a notice of violation, suspension, fine, or revocation as a licensee or permittee? Yes \_\_\_\_\_ No X Where & When? \_\_\_\_\_

18 Have you ever been refused a permit or license to sell, serve, or dispense beer, wine, or distilled spirits? Yes \_\_\_\_\_ No X Where & When? \_\_\_\_\_

19 Is a manufacturer or wholesaler of alcoholic liquor financing or furnishing your business with money or property? Yes \_\_\_\_\_ No X Where & When? \_\_\_\_\_

20 Do you have any right, title, lien, claim, or other interest, financial or otherwise in, upon or to the premises, equipment, business or merchandise of any retailer, wholesaler, or manufacturer of alcoholic liquor?

(Do not include this business) Yes \_\_\_\_\_ No P Where & When? \_\_\_\_\_

CAUTION OLCC MAY DENY YOUR APPLICATION IF YOU LEAVE OUT INFORMATION OR GIVE FALSE ANSWERS ON THIS FORM

SIGNATURE William Porter MANAGER  
TITLE: Manager Owner Goro Officer

DATE 9/11/97



# Memorandum

**TO:** Mayor, City Council  
**FROM:** Jack McDonald, Chief of Police  
**THROUGH:** Tom Weldon, City Manager  
**DATE:** October 7, 1997

*Jack McDonald*  
*Tom Weldon*



Issue: Should the City of Brookings authorize a Police Department grant application for an "Eddie Eagle" costume?

Synopsis: In cooperation with the School District our department, through our volunteer VIPS program have been delivering the Eddie Eagle firearm safety program to pre-school through sixth grade students. This program has been well received and is encouraged by the 69<sup>th</sup> Oregon Legislative Assembly with House Joint Memorial 2 (attached). Because of the success of our "McGruff Crime Dog" costume with the youth, we are applying to obtain an "Eddie Eagle" costume to be used in a similar manner. In this grant there are no fiscal impacts or matching requirements and the program is self sustained by volunteers.

Recommendation: Authorize our proposal to submit a grant application totaling \$3,533.75 for an "Eddie Eagle" and accessories.

Rationale: This is a cooperative, volunteer based program that would have no fiscal impact on the City of Brookings. It has been successful nationwide and encouraged by the State Legislature.

Options/Alternatives:

- ☆ Council could grant our application request and we will proceed with the grant process to acquire necessary support equipment to enhance the program
- ☆ Council could deny the grant application and the program will continue without the advantage of support equipment



## House Joint Memorial 2

Sponsored by Representative OAKLEY; Representatives ADAMS, R. BEYER, CARPENTER, CORCORAN, FAHEY, HILL, JENSON, JOHNSTON, JOSI, KRUSE, LEWIS, MARKHAM, MESSEKLE, PIERCY, SIMMONS, SOWA, STARR, THOMPSON, VANLEEUWEN, WELSH, WESTLUND, Senators DERFLER, FERRIOLI, FISHER, GEORGE, LIM, NELSON, SHANNON, TARNO (at the request of Oregon Sportsmen's Defense Fund, Inc., Oregon State Shooting Association, Albany Rifle and Pistol Club)

### SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure as introduced.

Encourages Department of Education to promote National Rifle Association's Eddie Eagle Elementary Gun Safety Education Program that teaches children fundamentals of firearm safety.

### JOINT MEMORIAL

Whereas teaching children to act safely around firearms is a critical step in the effort to reduce the number of firearm-related accidents among children; and

Whereas the Eddie Eagle Elementary Gun Safety Education Program teaches the fundamentals of firearm safety to children in an effective and enjoyable manner; and

Whereas the Eddie Eagle Elementary Gun Safety Education Program communicates to children the lifesaving message, "If you see a gun, STOP! Don't touch. Leave the area. Tell an adult."; and

Whereas the nationally recognized Eddie Eagle Elementary Gun Safety Education Program has been used by more than 8,000 public and private schools and 2,500 law enforcement agencies, and has reached more than 8.5 million children since 1988; and

Whereas the Eddie Eagle Elementary Gun Safety Education Program has been presented the 1994 Golden Achievement Award of the National School Public Relations Association, the 1995 National Education Award of the American Legion and the 1996 Award of Merit from the National Safety Council's Awards and Recognition Committee of the Youth Activities Division; and

Whereas the Legislative Assembly of the State of Oregon also encourages civic activists and community volunteers to adopt and promote this important program; now, therefore,

**Be It Resolved by the Legislative Assembly of the State of Oregon:**

That we, the members of the Sixty-ninth Legislative Assembly, hereby encourage the Department of Education to promote the use of the Eddie Eagle Elementary Gun Safety Education Program in our schools to help prevent firearm-related accidents among children; and be it further

Resolved, That the Legislative Assembly commends the National Rifle Association for its diligence and service in developing the Eddie Eagle Elementary Gun Safety Education Program and making it available for use in our communities; and be it further

Resolved, That a copy of this memorial be prepared and presented to the State Board of Education as a formal expression of the sentiment of the Legislative Assembly.

NOTE: Matter in boldfaced type in an amended section is new; matter *(italic and bracketed)* is existing law to be omitted. New sections are in boldfaced type.





# THE NRA FOUNDATION, INC.

## GRANT APPLICATION



APPLICANT(Organization): BROOKINGS POLICE DEPARTMENT

CONTACT: BARBARA PALICKI TITLE: COMMUNITY POLICING OFFICER

MAILING ADDRESS: 898 ELK DRIVE

CITY: BROOKINGS STATE: OR ZIP: 97415

TELEPHONE: 541-469-3118 FAX: 541-412-0253

*State Fund Committee Use Only:*

SFC Meeting Date: _____	Approved _____	Denied _____	Amount _____
-------------------------	----------------	--------------	--------------

SFC Chairman:  
(Signature)

Has your organization received any other money from an NRA Division or NRA related entity within the last five (5) years? (Grant, loan, etc.) ☒ No ☐ Yes (please explain)

### PROPOSAL

TITLE: EDDIE EAGLE GUN SAFETY PROGRAM

REQUESTED \$3,533.75  
AMOUNT:

IF FUNDED, MAKE CHECK PAYABLE TO:  
BROOKINGS POLICE DEPARTMENT

TOTAL PROJECT/ PROGRAM COST:\$ 3,533.75	START DATE: 11-1-97	END DATE: None-Continuous Program
--	------------------------	--------------------------------------

I. The purpose of the grant as outlined in this application is related to the following IRS 501(c)(3) area (Select One) (You must support your selection in the application).

\_\_\_\_ Charitable \_\_\_\_ Scientific \_\_\_\_ Testing for public safety \_\_\_\_ Literary XX Educational \_\_\_\_ Fostering National or International Amateur Sports Competition (Cannot include the provision of athletic facilities or equipment).

II. PROJECT DESCRIPTION: (In one clear, concise paragraph, please describe the project or program for which you are requesting this grant. Include how this project fits within the category selected above.)

THE EDDIE EAGLE PROGRAM IS AN ACCIDENT PREVENTION PROGRAM FOR CHILDREN IN PRE-SCHOOL THROUGH GRADE SIX THAT TEACHES CHILDREN WHAT TO DO IF THEY SEE A GUN IN AN UNSUPERVISED SITUATION.



- III. **PUBLIC GROUP to BENEFIT:** *(Please describe the audience who will benefit or who will receive services as a result of this project or program.)* Note: IRS regulations - prohibit awards of grants where private benefits accrue to the applicant.

THE PRIMARY AUDIENCE FOR OUR PROGRAM WILL BE APPROXIMATELY 900 PRE-SCHOOL THROUGH SIXTH GRADE STUDENTS, ALONG WITH THEIR RESPECTIVE PARENTS. WE WILL ALSO BE PROMOTING THE PROGRAM AMONG THE OTHER GRADE SCHOOLS IN OUR COUNTY AND WILL PROVIDE THEM WITH USE OF THE EDDIE EAGLE COSTUME FOR PRESENTATIONS.

- IV. **PROJECT PURPOSE:** *(In one sentence, please state the reason - the anticipated overall outcome - for this project.)*

BROOKINGS/HARBOR IS A RURAL/HUNTING AREA WITH WEAPONS IN OVER 50% OF OUR RESIDENCES AND PRESENTS MANY OPPORTUNITIES FOR SMALL CHILDREN TO BE EXPOSED TO GUNS.

- V. **PROJECT GOAL(s):** *(In measurable terms, please state the goals this project must accomplish in order to achieve its purpose. The goals should relate to the category selected in Part I.)*

OUR GOAL IS TO CREATE AN ACCIDENT FREE ENVIRONMENT FOR THE COMMUNITY YOUTH.

- VI. **STATEMENT of NEED:** *(In one paragraph, please explain what will happen if this project does not take place.)*

WITHOUT THE USE OF THE COSTUME, WHICH IS AN INTEGRAL PART OF THE ENTIRE TRAINING PROCESS, WE WILL NOT BE AS EFFECTIVE WITH THE CHILDREN. VISUAL AIDS ARE ESPECIALLY EFFECTIVE WITH YOUNGER AUDIENCES. WE WILL PROCEED WITH THE PROGRAM, WHETHER OR NOT WE HAVE THE COSTUME, BECAUSE WE FEEL IT IS A VERY IMPORTANT PART OF OUR COMMUNITY POLICING PHILOSOPHY AND PREVENTION GOALS.



**VII. QUALIFICATIONS:** *(State why your organization and the individuals conducting this project are qualified to do so.)*

(a) **Organization**

BROOKINGS POLICE DEPARTMENT FOLLOWS A COMMUNITY POLICING PHILOSOPHY AND HAS TRAINED AND QUALIFIED OFFICERS INVOLVED IN THESE PROJECTS.

*Is the organization classified as a 501 (c)(3) organization by the IRS? XX Yes      No (If so, please attach a copy of the determination letter or your resource in answering this question.)*

(b) **Staff/Volunteers**

BROOKINGS POLICE AND ALL VOLUNTEERS (Reserves and VIPs) ARE COVERED UNDER THE CITY OF BROOKINGS 501C3 Status.

**VIII. BUDGET:** *(Estimate the cost for this project. Add any categories as necessary.) (Please attach worksheet.)*

*Personnel* \$                                 

*Equipment/Supplies* \$ 3,533.75 (1 Eddie Eagle Costume, 25 Pins, 20 backpacks)

*Printing/Publishing* \$                                 

*Construction* \$                                 

*Other* \$                                   
*(please explain)*

**Total:** \$ 3533.75

**Other Organizations Providing Funds:** *(if any)*

None

**IX. EVALUATION:** *(Describe the criteria to be used in determining the success and impact of this project.)*

WE WILL UTILIZE RESEARCH DATA FROM OUR POLICE REPORTS AS WELL AS CONDUCT A FOLLOW-UP VISIT WITH EACH GROUP INSTRUCTED TO DETERMINE THEIR RE-CALL AND AWARENESS LEVEL.

*If awarded this grant, will you provide NRA and The NRA Foundation recognition? If so, how?*

PRESS RELEASE BY CHIEF OF POLICE JACK MCDONALD. ALSO WE WILL BE COORDINATING SEVERAL EDUCATIONAL SPOTS ON OUR LOCAL TELEVISION STATION TO TARGET A REASONABLY LARGE "HOME SCHOOL" AUDIENCE.



**THE NRA FOUNDATION**

National Headquarters: 11250 Waples Mill Road  
Fairfax, VA 22030

The NRA Foundation, established in 1991, operates exclusively in support of charitable scientific and educational activities. The Foundation is classified as a not-for-profit public charity under Section 501(c)(3) of the Internal Revenue Code and contributions are tax-deductible.

**PURPOSE:**

The Foundation was formed by the National Rifle Association of America ("NRA") as a vehicle through which individuals and corporations can make tax-deductible contributions, gifts, and/or bequests in support of educational and scientific activities connected with the lawful ownership and use of firearms. The activities of this Foundation consist of (1) accepting money and/or other property, real or personal, from the public at large; (2) managing such assets as may be received or acquired; and (3) making gifts or grants-in-aid to organizations and individuals or specific projects or activities to further its purposes.

**AUTHORIZATION:**

I (We) hereby certify that the information contained in this grant application is accurate. Further, I (We) will abide by the requirements of any grant provided by The NRA Foundation.

Officer Barbara E. Palicki

Project/Program Coordinator

Community Policing Specialist

Title

*Barbara E. Palicki*

Signature

October 1, 1997

Date

State Fund Committee Chairman

Signature

Date

Rev: 8/96

**\*Send completed application to field representative.**



**CITY OF BROOKINGS**  
**COUNCIL MEETING MINUTES**  
**Brookings City Hall Council Chambers**  
**898 Elk Drive, Brookings, Oregon**  
**September 22, 1997**  
**7:00 p.m.**

**I.        CALL TO ORDER**

Mayor Brendlinger called the meeting to order at 7:01 p.m.

**II.       PLEDGE OF ALLEGIANCE**

**III.      ROLL CALL**

Council Present: Mayor Nancy Brendlinger, Councilors Larry Curry, Julie Cartwright, Bob Hagbom

Staff Present: City Manager Tom Weldon, Community Development Director Leo Lightle, Accounting Clerk Denise Bottoms

Media Present: Martin Kelly, KCRE; Jerry Teague, Curry Coastal Pilot

**IV.      CEREMONIES/APPOINTMENTS/ANNOUNCEMENTS**

Mayor Brendlinger proclaimed the week of September 14-21, 1997 as "National Emblem Club Week in Brookings" and presented a proclamation to representatives of The Emblem Club.

Councilor Curry moved, Councilor Hagbom seconded and the Council voted unanimously to support retaining the Savage Rapids Dam.

A Proclamation supporting the implementation of Savage Rapids Dam Task Force 4B recommendations was read by Mayor Brendlinger.

Recycling Awareness Week in Brookings was proclaimed to be October 4-11, 1997 and Mayor Brendlinger read a proclamation.

Mayor Brendlinger proclaimed October, 1997 as "Disability Employment Awareness Month in Brookings" and read a proclamation.

Mayor Brendlinger read a proclamation recognizing Mr. Nobua Fujita as a lasting friend and an honorary citizen of the City of Brookings.



V. PUBLIC HEARINGS

None

VI. SCHEDULED PUBLIC APPEARANCES

None

VII. ORAL REQUESTS AND COMMUNICATIONS FROM THE AUDIENCE

A. Committee and Liaison Reports

1. Planning Commission - None
2. Parks and Recreation Commission

Chair Lee Rogers reported on Azalea Park, including Kidtown, the Bandshell, proposed horseshoe pits and softball field volunteers. The commission recommends the city take over maintenance of Azalea Park and they voiced support of the Brookings Harbor Youth Association. It was also reported that Stout Park construction work is progressing well.

3. Chamber of Commerce

Les Cohen said the Chamber was very pleased with the efforts of everyone involved in the sewer bond election.

4. Councilors

Councilor Curry attended a Tri-Cities meeting on 9-10-97. He also attended a CCD meeting on 9-18-97 where they discussed holding meetings once a month for countywide meetings and will continue to hold their quarterly meetings as they have been. He also attended the County Commissioners meeting on AIRS on 9-15-97..

Mayor Brendlinger spent a great amount of time working with CFABB over the last few weeks and also attended the Curry County Commissioners meeting regarding AIRS on 9-15-97.

B. Unscheduled

1. Larry Anderson thanked the City and the Council who worked toward the success of the sewer bond issue. He gave special recognition to Mayor Brendlinger for her time and efforts toward this project.
2. Keith Pepper spoke to the Council regarding "Nature's Coastal Holiday" at Azalea Park from December 12 to December 28, 1997. He asked the Council to extend the hours of the Park to 9:00 pm, that the fee schedule be accepted at \$1.00 per person with children under 12 allowed to enter at no cost and that a small motor home be allowed to stay overnight during this period for on-site security.



Councilor Ham moved, Councilor Hagbom seconded and the Council voted unanimously to add this item to the agenda and address it now.

Councilor Ham moved, Councilor Curry seconded and the Council voted unanimously to extend the Azalea Park hours to 9:00 pm from December 12-28, 1997 to accommodate Nature's Coastal Holiday, to approve the fee schedule as presented at \$1.00 per person and children under 12 free, and to allow a security vehicle to stay on the premises overnight.

## VIII. STAFF REPORTS

### A. City Manager

#### 1. DEQ State Revolving Fund loan application

Councilor Curry moved, Councilor Ham seconded and the Council voted unanimously to approve signing of the DEQ State Revolving Fund Loan application as presented.

Councilor Ham moved, Councilor Curry seconded and the Council voted unanimously to approve Resolution No. 97-R-624.

#### 2. Refurbish outside of City Hall

Councilor Hagbom moved, Councilor Curry seconded and the Council voted unanimously to authorize calling for bids to refurbish the outside of City Hall.

#### 3. Brookings-Harbor High School student representatives

This item will be held over to the October 13 meeting, as there are still some student applications expected to be returned soon.

#### 4. Brookings-Harbor Youth Association request

Lorraine Kuhn requested a donation for insurance needs of the Brookings-Harbor Youth Association. The lowest bid for the policy needed is \$1,063.00 for one year.



Councilor Curry moved, Councilor Ham seconded and the Council voted unanimously to donate the funds needed for the first annual insurance premium of up to \$1,063.00 for the Brookings-Harbor Youth Association.

5. Friends of Kidtown request

Stacey Randolph of Friends of Kidtown asked that the City take over care and maintenance of Kidtown. Stacey also told the Council that there is a maintenance fund of \$3,000 that would be handed over to the City solely for the maintenance needs of Kidtown.

Councilor Ham moved, Councilor Cartwright seconded and the Council voted unanimously that the City of Brookings take over care and maintenance of Kidtown.

B. Community Development

1. Ransom Street storm drainage adjacent to John Zia's property

Leo Lightle explained the estimated proposals presented. The Council reviewed the proposal submitted by John Zia (Exhibit I).

Councilor Ham moved, Councilor Curry seconded and the Council voted unanimously to accept John Zia's proposal (Exhibit I) along with the City's proposal Option B including an additional \$1,300.00 for paving.

2. Bridge Street vacation

There was some discussion regarding the Final Order and Findings of Fact. Because of unclear wording, this matter was tabled until the work session scheduled for 9-23-97 with the City Attorney present.

IX. CONSENT CALENDAR

A. Approval of Council Meeting Minutes

1. Minutes of September 8, 1997 Regular Council Meeting

B. Acceptance of Commission/Committee Minutes

1. Minutes of August 28, 1997 Regular Parks and Recreation Commission Meeting

(end Consent Calendar)



Councilor Hagbom moved, Councilor Curry seconded and the Council voted unanimously to approve the consent calendar.

**X. ORDINANCES/RESOLUTIONS/FINAL ORDERS**

**A. Ordinances**

1. 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
  - a. Final Order and Findings of Fact for VAC-1-97
  - b. Acceptance of Quit Claim Deed transferring title back to State

These items were also tabled until the work session scheduled for 9-23-97 with City Attorney in attendance.

**XII. REMARKS FROM MAYOR AND COUNCILORS**

**A. Mayor**

Grand Opening for Pelican Bay Arts Association will be held on September 25, 1997.

**B. Council**

Councilor Hagbom reported on the golf course project. Two developers, First Golf Corporation out of Arizona and The Claveron Group out of Alamo California have sent limited written proposals which include an 18 hole golf course, a restaurant and a club house. Complete proposals have been requested of them and the council will be meeting with each developer within the next few weeks. More information will be provided when it is available.

Councilor Cartwright asked if the Council could arrange a meeting with residents of Art Street concerning a large hole in the road that needs to be repaired. A petition signed by Art Street residents was distributed along with a picture of the hole. It was decided that staff will go to the site to determine if this can be repaired inexpensively and quickly in the near future. If it cannot, staff will bring this item back to the council.

The meeting recessed at 8:37 pm for a break and went into executive session at 8:45.

The meeting went back into the regular council meeting at 9:43 pm.

Councilor Ham moved, Councilor Hagbom seconded and the Council voted unanimously to approve a 5% salary increase for the City Manager effective September 23, 1997.



**XIII.**

**ADJOURNMENT**

Councilor Hagbom moved, Councilor Cartwright seconded and the council voted unanimously to adjourn at 9:45 pm.

ATTEST:

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Nancy Brendlinger  
Mayor

---

Beverly Adams  
Finance Director/Recorder



**SYSTEMS DEVELOPMENT CHARGE REVIEW BOARD  
898 ELK DR.  
BROOKINGS, OR 97415**

Jim Collis - Chairman - 469-3678      Bob Krebs - Vice Chairman - 469-3017  
Ross Shawaker - Member - 469-6499      Larry Smith - Member - 469-6577  
Russ Fritz - Member - 469-0344

**MINUTES:**

The Board met in the Council Chambers at 898 Elk Drive, Brookings, Oregon at 1:30 PM on Wednesday, September 17, 1997.

Members present were Bob Krebs, Ross Shawaker, Russ Fritz and Jim Collis. Larry Smith was out of town and was excused from the meeting. Members present constituted a quorum. Mayor Nancy Brendlinger, City Manager Tom Weldon, Community Development Director Leo Lightle plus Pilot Reporter Chuck Hayward were also present.

Chair stated that minutes of the previous meeting had been distributed to all members and without objection the minutes would stand as presented.

Chair noted that the City Council had approved increases in the waste water system development charge rates which rates were in a sense confirmed by the successful results of the sewer bond election and asked if the new rates were divided between collection and treatment as was the case with the previous rates. The City Manager and the Mayor stated, that although the matter had not been specifically addressed, it was their assumption that the rate increase of \$1910, which will take effect on November 1, 1997, was for the treatment part of the charge and the previous collection charge of \$513 would remain. Thus the new waste water system development charge of \$3288 would include \$2775 for treatment and \$513 for collection. Bob Krebs then asked if Harbor would pay \$3288 for each connection. The consensus was that they would increase their previous payment by \$1910.

The Board took up a previously discussed topic of dividing the Water SDC fund into Treatment and Distribution components and the Wastewater fund into a Treatment and Collection components. The Chair noted that the last financial statement submitted by the Finance Director divided wastewater fee receipts into treatment and collection components but otherwise there had been no apparent change in accounting procedures. The City Manager said he would look into the matter and the topic was continued to the next Board meeting.

The Board then took up another previously discussed topic of procedure for collection and deposit of Harbor SDC payments. The Chair noted the Board had previously discussed the matter and then decided to defer action until after the sewer bond election. After discussion Ross Shawaker moved that the Board recommend City Council review the handling of Harbor SDC payments, and, unless there are extenuating circumstances or



reasons presented, that such payments be collected and deposited as provided in the original Brookings/Harbor Wastewater Treatment Agreement. Motion was seconded by Russ Fritz and passed.

The City Manager announced there would be a joint Brookings/Harbor Sanitary staff meeting in the Council Chambers at 1:30 PM September 23, 1997 and Board members might consider attending.

The City Manager also stated the City Parks and Recreation Commission would be meeting at 7:00 PM on September 18, 1997 to discuss use of SDC funds for Park projects.

The next meeting of the Board was scheduled for 1:30 PM December 9, 1997.

The meeting adjourned at 2:30 PM

Jim Collis  
Chairman



City of Brookings  
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CHECK #	PAID TO	DESCRIPTION	DATE	CR ACCOUNT	CR AMOUNT	ALLOC ACCT	ALLOC AMOUNT
29564	Amazing Computers	Inv 1010	09/04/97	100-106.00	2,250.00	103-612.00	750.00
						104-614.00	200.00
						105-606.00	300.00
						107-612.00	1,000.00
29565	Dennis Barlow	Reimbursement	09/04/97	100-106.00	47.30	150-658.00	47.30
29566	Becco Inc	Inv 3090221	09/04/97	100-106.00	43.85	103-664.00	43.85
29567	John Bishop	Travel Advance	09/04/97	100-106.00	418.00	103-684.00	418.00
29568	Ron Bodman Construction	Inv 1237	09/04/97	100-106.00	2,836.00	150-722.00	2,836.00
29569	Brookings Harbor Chamber	Reg Fee - Sharp	09/04/97	100-106.00	300.00	104-614.00	300.00
29570	Brookings Harbor Chamber	Aug Motel Tax	09/04/97	100-106.00	3,531.68	109-687.00	3,531.68
29571	Brookings Signs & Graphics	Inv 416	09/04/97	100-106.00	100.00	251-606.00	50.00
						252-606.00	50.00
29572	Brookings Vol Firefighters	Sept Contrib	09/04/97	100-106.00	1,666.67	104-682.00	1,666.67
29573	Robert L Burnett PE	Stout Park	09/04/97	100-106.00	927.37	500-688.00	927.37
29574	Coastal Coffee Service	Inv 4016	09/04/97	100-106.00	48.50	109-614.00	48.50
29575	Coos-Curry Electric	July Electric	09/04/97	100-106.00	69.73	109-686.00	69.73
29576	Curry County Road Dept	Striping NB Rd	09/04/97	100-106.00	248.61	150-628.00	248.61
29577	Larry Curry	Reimbursement	09/04/97	100-106.00	129.35	102-658.00	129.35
29578	Ebb Tide Motel	Hotel - Lynn	09/04/97	100-106.00	161.55	103-658.00	161.55
29579	EBS Trust	Sept Premium	09/04/97	100-106.00	40.00	103-654.00	13.00
						104-654.00	27.00
29580	Federal Express	Inv 4-248-23587	09/04/97	100-106.00	19.25	201-612.00	19.25
29581	Ferrellgas	August Stmt	09/04/97	100-106.00	2,279.37	106-662.00	2,279.37
29582	1st Impressions	Inv 5642	09/04/97	100-106.00	623.00	109-602.00	623.00
29583	Hach Co	786379 & 776617	09/04/97	100-106.00	855.00	252-612.00	682.00
						252-652.00	173.00
29584	Richard Harper	Sept Services	09/04/97	100-106.00	250.00	101-646.00	250.00
29585	Hydronix	Inv 50849	09/04/97	100-106.00	5.22	251-606.00	5.22
29586	Susan Jagers	Restitution	09/04/97	100-106.00	50.00	100-474.00	50.00
29587	Lab Safety Supply Inc	Inv 79667990	09/04/97	100-106.00	172.86	252-612.00	172.86
29588	John Riddle	Reimbursement	09/04/97	100-106.00	99.20	103-658.00	99.20
29589	Gene H Scott	Deposit Refund	09/04/97	100-106.00	55.00	200-212.00	45.00
						250-478.00	10.00
29590	Bill Sharp	Travel Advance	09/04/97	100-106.00	327.20	104-614.00	327.20
29591	Supercom of Oregon	Inv 133800	09/04/97	100-106.00	525.75	103-612.00	525.75
29592	United Pipe & Supply Co Inc	Inv 3804231	09/04/97	100-106.00	171.50	251-606.00	171.50
29593	VWR Corporation	August Invoices	09/04/97	100-106.00	393.37	252-612.00	393.37
29594	Mike Woudstra Concrete	Inv 298430	09/04/97	100-106.00	1,032.75	150-722.00	1,032.75
29595	Madglyn Yock	Reimbursement	09/04/97	100-106.00	30.00	103-658.00	30.00
29596	ICMA-RT 457 c/o 1st Ntl Bnk MD	Payroll 9/5/97	09/04/97	100-106.00	755.00	100-220.70	755.00
29597	Teamsters Local Union 223	Sept Union Dues	09/04/97	100-106.00	465.00	100-220.70	465.00
29598	PERS - Retirement	Corr 1/10/97 PR	09/04/97	100-106.00	234.86	100-220.80	234.86
29599	PERS - Retirement	Payroll 9/5/97	09/04/97	100-106.00	6,830.56	100-220.70	73.28
						100-220.80	6,757.28
29600	Oregon Department of Revenue	State W/H Tax	09/04/97	100-106.00	3,271.51	100-220.30	3,271.51
29601	DHR Child Support Unit	Garnishment	09/04/97	100-106.00	33.00	100-220.70	33.00
29602	DHR Child Support Unit	Garnishment	09/04/97	100-106.00	62.50	100-220.70	62.50
29604	Tracy Sanchez	Deposit Refund	09/10/97	100-106.00	23.05	200-134.00	23.05
29605	Kim Schaaf	Deposit Refund	09/10/97	100-106.00	39.21	200-134.00	39.21
29606	L A Biggerstaff	Deposit Refund	09/10/97	100-106.00	13.38	200-134.00	13.38
29607	Lance & Tina Flagler	Deposit Refund	09/10/97	100-106.00	46.77	200-134.00	46.77
29608	Mike Roberts	Deposit Refund	09/10/97	100-106.00	37.32	200-134.00	37.32

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CHECK #	PAID TO	DESCRIPTION	DATE	CR ACCOUNT	CR AMOUNT	ALLOC ACCT	ALLOC AMOUNT
29609	Lucien Loring	Deposit Refund	09/10/97	100-106.00	31.30	200-134.00	31.30
29610	Carol Derossett	Deposit Refund	09/10/97	100-106.00	24.83	200-134.00	24.83
29611	Rick Crum	Deposit Refund	09/10/97	100-106.00	53.91	200-134.00	53.91
29612	Mark Mullenau	Deposit Refund	09/10/97	100-106.00	50.44	200-134.00	50.44
29613	Rick & Carla Jackson	Deposit Refund	09/10/97	100-106.00	28.04	200-134.00	28.04
29614	Pauline Pendergrass c/o Brey	Deposit Refund	09/10/97	100-106.00	9.32	200-134.00	9.32
29615	Jason Taylor	Deposit Refund	09/10/97	100-106.00	69.66	200-134.00	69.66
29616	Rex & Carol McNeill	Deposit Refund	09/10/97	100-106.00	24.63	200-134.00	24.63
29617	James Newman	Deposit Refund	09/10/97	100-106.00	22.30	200-134.00	22.30
29618	Wallace Merkley	Deposit Refund	09/10/97	100-106.00	10.52	200-134.00	10.52
29619	Volney Morin Jr	Deposit Refund	09/10/97	100-106.00	16.09	200-134.00	16.09
29620	William A Boynton	Deposit Refund	09/10/97	100-106.00	20.99	200-134.00	20.99
29621	Pacific Crest Property Mgmt	Deposit Refund	09/10/97	100-106.00	22.14	200-134.00	22.14
29622	Samantha James	Deposit Refund	09/10/97	100-106.00	30.93	200-134.00	30.93
29623	Mr McNeill	Deposit Refund	09/10/97	100-106.00	8.27	200-134.00	8.27
29624	Lenay Snowman	Deposit Refund	09/10/97	100-106.00	19.18	200-134.00	19.18
29625	Bert E Ratliff	Deposit Refund	09/10/97	100-106.00	20.89	200-134.00	20.89
29626	Jewell Bell	Deposit Refund	09/10/97	100-106.00	22.84	200-134.00	22.84
29627	Pacific Crest Property Mgmt	Deposit Refund	09/10/97	100-106.00	39.95	200-134.00	39.95
29628	David & Marlis Maupin	Deposit Refund	09/10/97	100-106.00	8.55	200-134.00	8.55
29629	Sharon Staats	Deposit Refund	09/10/97	100-106.00	5.16	200-134.00	5.16
29630	E.A. Collins	Deposit Refund	09/10/97	100-106.00	41.31	200-134.00	41.31
29631	Zia & Associates	Deposit Refund	09/10/97	100-106.00	45.00	200-134.00	45.00
29632	Allied Colloids Inc	Inv 088652	09/10/97	100-106.00	2,447.55	252-652.00	2,447.55
29633	Brookings Supply Inc	August Stmt	09/10/97	100-106.00	134.33	104-606.00	110.07
						150-606.00	24.26
29634	Brown & Caldwell	Inv 13-2533	09/10/97	100-106.00	3,573.29	953-730.00	3,573.29
29635	Robert L Burnett PE	Stout Park	09/10/97	100-106.00	203.29	500-688.00	203.29
29636	Genie Calvin	Azalea Park Ref	09/10/97	100-106.00	25.00	100-478.00	25.00
29637	Carpenter Auto Center	August Stmt	09/10/97	100-106.00	71.82	103-606.00	71.82
29638	Caveman Heating	Inv 1789	09/10/97	100-106.00	189.40	103-730.00	189.40
29639	Chetco Pharmacy & Gifts	August Stmt	09/10/97	100-106.00	7.05	103-614.00	7.05
29640	Classic Cassettes	Inv 43593	09/10/97	100-106.00	294.10	103-606.00	294.10
29641	Colvin Oil	August Stmt	09/10/97	100-106.00	819.59	103-606.00	350.85
						104-606.00	75.31
						106-612.00	52.79
						109-606.00	42.27
						150-606.00	142.09
						201-606.00	53.08
						202-606.00	40.57
						251-606.00	22.08
						252-606.00	40.55
29642	Coos-Curry Electric	August Electric	09/10/97	100-106.00	1,294.39	106-662.00	24.72
						201-662.00	1,240.95
						251-662.00	28.72
29643	Curry Coastal Pilot	August Stmt	09/10/97	100-106.00	2,113.66	102-602.00	149.60
						102-646.00	1,666.30
						105-602.00	125.56
						106-685.00	116.40
						109-602.00	55.80
29644	Dan's Auto & Marine Electric	August Stmt	09/10/97	100-106.00	30.30	150-606.00	23.93
						201-606.00	6.37

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29645	Dan's Photo & Cameras	August Stmt	09/10/97	100-106.00	4.88	103-614.00	4.88
29646	Gall's Inc	Inv516749100001	09/10/97	100-106.00	164.65	103-606.00	164.65
29647	Kelly Glazebrook	Azalea Park Ref	09/10/97	100-106.00	50.00	100-478.00	50.00
29648	GTE Northwest	August Phone	09/10/97	100-106.00	1,617.41	102-664.00	135.07
						103-664.00	491.45
						104-664.00	135.07
						105-664.00	101.30
						201-664.00	132.88
						202-664.00	120.80
						252-664.00	48.32
						300-664.00	452.52
29649	Hach Co	799511 & 800795	09/10/97	100-106.00	267.80	252-612.00	267.80
29650	Hagens Cleaners	August Stmt	09/10/97	100-106.00	16.75	103-606.00	16.75
29651	HGE Inc	Inv 11918	09/10/97	100-106.00	267.34	105-646.00	88.50
						150-646.00	60.84
						201-636.00	59.00
						251-636.00	59.00
29652	Kerr Hardware	August Stmt	09/10/97	100-106.00	2,280.48	103-730.00	1,645.12
						105-602.00	1.69
						106-626.00	33.64
						109-624.00	2.79
						150-606.00	57.43
						251-612.00	142.81
						251-624.00	49.78
						252-606.00	129.98
						252-624.00	192.90
						500-688.00	24.34
29653	LEDS	Reg Fee - Lynn	09/10/97	100-106.00	85.00	103-658.00	85.00
29654	Mory's	August Stmt	09/10/97	100-106.00	442.71	104-602.00	47.10
						105-602.00	7.91
						109-614.00	185.20
						252-646.00	202.50
29655	Musser & Associates CPA's PC	Inv 197	09/10/97	100-106.00	125.00	102-646.00	125.00
29656	Oregon Peace Officers Assn	Inv 180136	09/10/97	100-106.00	55.00	103-614.00	55.00
29657	OR Teamster Employers Trust	Sept Premium	09/10/97	100-106.00	5,148.08	100-220.60	5,148.08
29658	OR Teamster Employers Trust	Sept Premium	09/10/97	100-106.00	9,193.00	100-220.60	9,193.00
29659	Pacific Utility Equipment	Inv 28013	09/10/97	100-106.00	755.29	150-606.00	755.29
29660	Pacific Water Works	Inv 2164429	09/10/97	100-106.00	600.00	251-606.00	600.00
29661	Paramount Pest Control Inc	Inv 41092	09/10/97	100-106.00	28.00	103-624.00	28.00
29662	Postmaster	Utility Permit	09/10/97	100-106.00	500.00	201-602.00	250.00
						251-602.00	250.00
29663	Ramcell of Oregon	Inv 115230	09/10/97	100-106.00	351.79	102-664.00	75.10
						103-664.00	235.10
						104-664.00	41.59
29664	Rays Food Place	August Stmt	09/10/97	100-106.00	90.57	103-614.00	68.91
						103-658.00	18.97
						107-612.00	2.69
29665	Regence Life & Health Ins	Sept Premium	09/10/97	100-106.00	206.70	100-220.60	206.70
29666	Roto-Rooter	Acct #291202	09/10/97	100-106.00	30.48	109-686.00	30.48
29667	Roto-Rooter	Inv 278961	09/10/97	100-106.00	2,929.70	252-646.00	2,929.70
29668	Santiam Emergency Equipment	Inv 5346	09/10/97	100-106.00	110.76	104-606.00	110.76
29669	Stone, Trew & Cyphers	August Stmt	09/10/97	100-106.00	2,995.50	102-632.00	2,766.00

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Stone, Trew & Cyphers, (Continued)							
29670	Suiter's Paint & Body	Repair Vehicle	09/10/97	100-106.00	1,761.29	102-638.00 100-478.00 103-606.00	229.50 1,411.29 350.00
29671	Trade Mark Direct Inc	Inv 23243	09/10/97	100-106.00	154.60	103-606.00	154.60
29672	United Communications	August Phone	09/10/97	100-106.00	554.58	102-664.00 103-664.00 104-664.00 105-664.00	38.16 363.35 62.11 90.96
29673	United Communications	August Phone	09/10/97	100-106.00	66.57	106-664.00 107-664.00 150-664.00 201-664.00 202-664.00 251-664.00 252-664.00	10.03 25.53 13.16 4.47 4.46 4.46 4.46
29674	U S Bank - Visa	August Stmt	09/10/97	100-106.00	924.37	100-478.00 102-602.00 102-658.00 103-658.00 105-658.00 107-658.00	6.44 701.97 100.08 87.26 5.12 23.50
29675	Wildfire Pacific Inc	Inv 262361	09/10/97	100-106.00	398.84	104-606.00	398.84
29677	ACTS Oregon	Reg Fee-Palicki	09/18/97	100-106.00	75.00	103-658.00	75.00
29678	Ag-Chem Warehouse Inc	Inv 95810	09/18/97	100-106.00	105.00	106-612.00	105.00
29679	ATCO International	Inv 432323	09/18/97	100-106.00	99.80	252-612.00	99.80
29680	John Bishop	Reimbursement	09/18/97	100-106.00	29.85	103-664.00	29.85
29681	Brown & Caldwell	Inv 13-2572	09/18/97	100-106.00	4,044.26	903-730.00	4,044.26
29682	Chemsearch	Inv FO-160522	09/18/97	100-106.00	192.46	251-606.00 252-606.00	96.23 96.23
29683	Coastal Coffee Service	Inv 4033	09/18/97	100-106.00	31.50	109-614.00	31.50
29684	Contractors Quarry Supply	Inv 162430	09/18/97	100-106.00	117.21	251-612.00	117.21
29685	Coos-Curry Electric	August Electric	09/18/97	100-106.00	2,876.33	106-662.00 150-662.00 201-662.00 251-662.00 252-662.00	213.60 1,100.78 1,124.46 262.43 175.06
29686	Engineered Control Products	Inv 49187	09/18/97	100-106.00	323.39	252-606.00	323.39
29687	Marshal Ferg	Inspections	09/18/97	100-106.00	200.00	105-646.00	200.00
29688	1st Impressions	5715/5716/5718	09/18/97	100-106.00	307.50	101-602.00 201-602.00 251-602.00	57.00 125.25 125.25
29689	Franklin Quest Co	Misc Invoices	09/18/97	100-106.00	32.05	103-602.00	32.05
29690	GTE Northwest	August Phone	09/18/97	100-106.00	18.00	300-664.00	18.00
29691	Bob Hagbom	Reimbursement	09/18/97	100-106.00	100.28	102-658.00	100.28
29692	Kubota & Bud	Inv 2044	09/18/97	100-106.00	105.00	109-646.00	105.00
29693	Marquess & Associates	Inv 21509	09/18/97	100-106.00	1,432.66	951-730.00	1,432.66
29694	Jeff Martin	Reimbursement	09/18/97	100-106.00	174.98	109-602.00	174.98
29695	Micro Standard Distributors	Inv 97649	09/18/97	100-106.00	209.40	107-612.00	209.40
29696	Motor Vehicles Division	Inv 60682083097	09/18/97	100-106.00	6.75	103-614.00	6.75
29697	Northwest Computer Accessories	Inv 7810822	09/18/97	100-106.00	462.90	107-612.00	462.90
29698	Operator Cert Training Inc	Reg - Gasso	09/18/97	100-106.00	130.00	252-658.00	130.00

(Continued)



City of Brookings  
CHECK REGISTER: CHECK # 29564 THRU 29746  
For The Month Ending: September 30, 1997 \*\* CLOSED \*\*  
PRINTED: October 1, 1997 08:24:26

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CHECK #	PAID TO	DESCRIPTION	DATE	CR ACCOUNT	CR AMOUNT	ALLOC ACCT	ALLOC AMOUNT
29699	Pac-West Distributing	Inv 1088636	09/18/97	100-106.00	92.67	106-606.00	92.67
29700	Pitney Bowes Inc - FAX	Inv X475733	09/18/97	100-106.00	85.00	109-606.00	85.00
29701	Profile Evaluations Inc	Inv 12-5193	09/18/97	100-106.00	300.00	103-658.00	150.00
						300-658.00	150.00
29702	Supercom	Computer Equipt	09/18/97	100-106.00	14,617.21	102-612.00	2,253.88
						105-602.00	1,698.27
						107-612.00	1,091.09
						107-726.00	5,622.06
						201-722.00	1,126.94
						202-612.00	849.01
						252-612.00	849.02
						252-722.00	1,126.94
29703	TSR Corporation	Inv 3500 & 3505	09/18/97	100-106.00	3,273.75	150-628.00	562.50
						251-606.00	2,711.25
29704	United Pipe & Supply Co Inc	Misc Invoices	09/18/97	100-106.00	1,167.17	251-612.00	676.29
						251-722.00	490.88
29705	Tom Weldon	Reimbursement	09/18/97	100-106.00	84.50	102-658.00	84.50
29706	Xerox Corp	Inv 058342185	09/18/97	100-106.00	106.00	103-606.00	106.00
29707	DHR Child Support Unit	Garnishment	09/18/97	100-106.00	33.00	100-220.70	33.00
29708	DHR Child Support Unit	Garnishment	09/18/97	100-106.00	62.50	100-220.70	62.50
29709	ICMA-RT 457 c/o 1st Ntl Bnk MD	Deferred Comp	09/18/97	100-106.00	755.00	100-220.70	755.00
29710	Oregon Department of Revenue	State W/H Tax	09/18/97	100-106.00	3,209.70	100-220.30	3,209.70
29711	PERS - Retirement	Payroll 9/19/97	09/18/97	100-106.00	6,720.64	100-220.80	6,720.64
29713	Doug Alexander	Reimbursement	09/25/97	100-106.00	46.60	105-658.00	46.60
29714	Allied Colloids Inc	Inv 089667	09/25/97	100-106.00	2,447.55	252-652.00	2,447.55
29715	Bay West Supply Inc	Inv 107901-1	09/25/97	100-106.00	172.90	252-612.00	172.90
29716	CIS	Inv BRK-9701W	09/25/97	100-106.00	9,004.00	100-220.50	9,004.00
29717	Colvin Oil	Mid-Sept Stmt	09/25/97	100-106.00	753.31	103-606.00	270.34
						104-606.00	75.58
						105-606.00	16.59
						106-612.00	71.80
						109-606.00	29.92
						150-606.00	152.08
						201-606.00	41.50
						202-606.00	32.70
						251-606.00	30.10
						252-606.00	32.70
29718	Commercial Landscape Supply	Inv 65938	09/25/97	100-106.00	228.55	106-612.00	228.55
29719	Coos Curry Electric	August Electric	09/25/97	100-106.00	5,902.13	106-662.00	1,276.91
						109-662.00	605.39
						150-662.00	72.97
						202-662.00	3,665.45
						251-662.00	281.41
29720	Data Comm Warehouse	Inv A7043417	09/25/97	100-106.00	299.90	105-602.00	299.90
29721	Day-Timers Inc	Inv 27265339	09/25/97	100-106.00	73.75	105-602.00	73.75
29722	Del Cur Supply	Inv 54881	09/25/97	100-106.00	23.52	201-612.00	23.52
29723	Dept of State Police - LEDS	Inv AIL-73053	09/25/97	100-106.00	960.00	103-664.00	960.00
29724	Fred Meyer	Inv 530348	09/25/97	100-106.00	94.60	252-612.00	94.60
29725	Grants Pass Water Lab	August Stmt	09/25/97	100-106.00	122.50	201-612.00	122.50
29726	Richard Hitzeman	Bus Lic Refund	09/25/97	100-106.00	75.00	100-422.00	75.00
29727	Isco, Inc	Inv 709157-00	09/25/97	100-106.00	175.00	252-606.00	175.00
29728	Gerald A. Kessler, Jr	Reimbursement	09/25/97	100-106.00	223.20	103-658.00	223.20

(Continued)



City of Brookings  
CHECK REGISTER: CHECK # 29564 THRU 29746  
For The Month Ending: September 30, 1997    \*\* CLOSED \*\*  
PRINTED: October 1, 1997 08:24:26

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CHECK #	PAID TO	DESCRIPTION	DATE	CR ACCOUNT	CR AMOUNT	ALLOC ACCT	ALLOC AMOUNT
29729	Dan Lavenbarg	Used Bucket	09/25/97	100-106.00	800.00	150-606.00	800.00
29730	Micro Standard Distributors	Misc Invoices	09/25/97	100-106.00	860.00	103-612.00	106.00
						104-614.00	383.00
						107-606.00	371.00
29731	Petty Cash	Reimbursement	09/25/97	100-106.00	57.42	101-602.00	4.27
						102-602.00	4.52
						102-612.00	3.69
						103-602.00	2.55
						105-602.00	7.53
						106-612.00	13.09
						107-602.00	2.00
						107-612.00	3.69
						107-658.00	16.08
29732	Petty Cash	Reimbursement	09/25/97	100-106.00	82.56	109-602.00	6.56
						201-612.00	16.62
						201-658.00	27.18
						251-612.00	32.20
29733	Red Hawk Construction	Bus Lic Refund	09/25/97	100-106.00	75.00	100-422.00	75.00
29734	SCAN	025187 & 025188	09/25/97	100-106.00	35.00	103-664.00	22.00
						104-614.00	13.00
29735	Judith Seefried	Late Chf Refund	09/25/97	100-106.00	20.00	100-422.00	20.00
29736	Sonic Repair	Inv 9709019	09/25/97	100-106.00	99.00	251-606.00	49.50
						252-606.00	49.50
29737	Sporthaven Inc	Arnold Ln Sewer	09/25/97	100-106.00	935.00	251-722.00	935.00
29738	Stadelman Electric	Inv 3425	09/25/97	100-106.00	80.00	252-606.00	80.00
29739	Town & Country Animal Hospital	Medical-Hojee	09/25/97	100-106.00	121.00	103-606.00	121.00
29740	White House Sales	Inv 0059913	09/25/97	100-106.00	978.61	202-652.00	978.61
29741	WW Grainger Inc	Misc Invoices	09/25/97	100-106.00	302.21	201-612.00	302.21
29742	Xerox Corp	Inv 058619876	09/25/97	100-106.00	303.54	109-606.00	303.54
29743	Water Resources Department	Extension Fee	09/26/97	100-106.00	100.00	109-686.00	100.00
29744	VOID		09/29/97	100-106.00	0.00	102-602.00	0.00
29745	Oregon Department of Revenue	State W/H Tax	09/29/97	100-106.00	138.84	100-220.30	138.84
29746	PERS - Retirement	Payroll 9/29/97	09/29/97	100-106.00	248.15	100-220.80	248.15
					142,947.70		142,947.70

\*\*\* END OF REPORT \*\*\*



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. Adams  
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 ¼ 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°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°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°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°00'00", a chord bearing and distance of N 72°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°51'21" and a chord bearing and distance of N 78°11'59" W 19.90 feet, an arc distance of 19.90 feet; thence continuing along said right of way line S 31°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°25'54" and a chord bearing and distance of N 80°59'59" W 102.26 feet, an arc distance of 102.28 feet; thence continuing along said right of way line N 06°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°44'39" and a chord bearing and distance of N 86°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°24'09" E, 264.54 feet; thence S 75°22'35" E, 145.64 feet; thence S 70°25'04" E, 281.23 feet; thence S 19°34'56" W, 48.91 feet to the point of beginning. Containing 0.94 Acres, more or less.



BEFORE THE COMMON COUNCIL  
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 deed granting the subject right-of-way from the state to the city states that the city's right and interest in the property continues for as long as the property is used for right-of-way purposes.
4. 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.
5. The area to be vacated is located on a steep hillside that drops from the travel way onto the applicant's property.
6. 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.
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.
4. Since the deed from the state granting the subject right-of-way to the city states that the city's interest in the property continues for only as long as the property is used for right-of-way, the land under the right of way will revert to state ownership as a result of this vacation. Therefore the applicant must inquire of the state as to the purchase of the land under the vacated right-of-way.

Dated this **13th** day of **OCTOBER**, 1997

---

Nancy A. Brendlinger, Mayor

ATTEST:

---

John C. Bischoff, Planning Director



After recording  
return to:

State of Oregon  
Department of Transportation -Right-of-Way Dept.  
3500 NW Stewart Parkway  
Roseburg OR 97470-1687

Consideration: No money consideration

Mail tax  
statements to: Property not subject to taxation

**QUITCLAIM DEED**

CITY OF BROOKINGS, an Oregon municipal corporation, Grantor, releases and quitclaims to STATE OF OREGON, by and through its DEPARTMENT OF TRANSPORTATION, Grantee, all right, title and interest in the real property described on attached Exhibit "A" incorporated herein by this reference.

Grantor states that there is no consideration in terms of dollars and cents for this deed as the same is made following vacation of the real property by Grantor.

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

DATED this \_\_\_\_ day of \_\_\_\_\_, 1997.

CITY OF BROOKINGS

By: \_\_\_\_\_  
Nancy Brendlinger,  
Mayor

STATE OF OREGON     )  
                                  ) ss.  
County of Coos        )

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 1997,  
by Nancy Brendlinger, Mayor, City of Brookings

\_\_\_\_\_  
Notary Public for Oregon  
My Commission Expires:

ATTEST:

\_\_\_\_\_  
Beverly Adams,  
City Recorder

QUITCLAIM DEED



**RESOLUTION NO. 97-R-625**

**A RESOLUTION ACCEPTING THE ABSTRACT OF VOTES FOR THE SPECIAL ELECTION HELD SEPTEMBER 16, 1997.**

**WHEREAS, the Oregon Revised Statutes state that the County Clerk is the Elections Officer for all elections; and**

**WHEREAS, the County Clerk has canvassed the votes and prepared an official Abstract of Votes cast at the election held September 16, 1997; and**

**WHEREAS, the question "Shall the City of Brookings be authorized to issue general obligation bonds not exceeding \$13,100,000 for Wastewater Treatment Plant improvements?" was part of the Special Election;**

**NOW, THEREFORE, BE IT RESOLVED that the Brookings City Council accepts the Abstract of Votes prepared by Renee' Kolen, Curry County Clerk, and proclaims the following results:**

**City of Brookings \$13,100,000 general obligation bonds:**

**YES.....1,355**

**NO.....482**

**The approval of Wastewater bonds was passed by a margin of 873 votes. The percentages are:**

**74% YES votes to 26% NO votes.**

**PASSED by the Council of the City of Brookings and signed by the Mayor this 13th day of October, 1997.**

---

**Mayor Nancy Brendlinger**

**ATTEST:**

---

**Beverly S. Adams  
City Finance Director/Recorder**



OFFICIAL ABSTRACT

CURRY COUNTY, OREGON  
SPECIAL ELECTION BY MAIL  
SEPTEMBER 16, 1997

VOTES PERCENT

PRECINCTS COUNTED (OF 15)	15	100.00
REGISTERED VOTERS - TOTAL	8,399	
BALLOTS CAST - TOTAL	4,357	
VOTER TURNOUT - TOTAL		51.88

08 18 BH HEALTH DISTRICT  
(WITH 15 OF 15 PRECINCTS COUNTED)

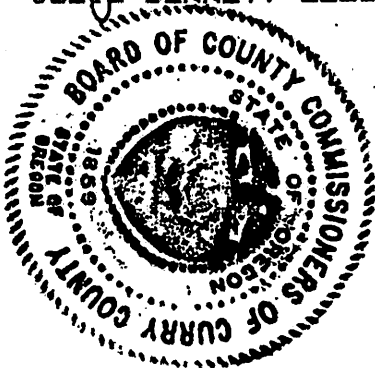
YES	3,635	85.51
NO	616	14.49
OVER VOTES	2	
UNDER VOTES	104	

08/19 - CITY OF BROOKINGS \$13,100,000 = SEWAGE TREATMENT  
(WITH 4 OF 4 PRECINCTS COUNTED)

YES	1,355	73.76
NO	482	26.24
OVER VOTES	0	
UNDER VOTES	29	

I HEREBY CERTIFY THAT THE VOTES RECORDED  
ON THIS ABSTRACT CORRECTLY SUMMARIZE THE  
TALLY OF VOTES CAST AT THE 09-16-97  
VOTE BY MAIL ELECTION.  
RENEE' KOLEN, COUNTY CLERK

*Julie Denney*  
JULIE DENNEY, ELECTIONS COORDINATOR





**RESOLUTION NO. 97-R-626**

**A RESOLUTION ACCEPTING THE ABSTRACT OF VOTES FOR THE RECALL ELECTION HELD AUGUST 26, 1997 FOR CITY COUNCILORS BOB HAGBOM AND LARRY CURRY.**

**WHEREAS, the Oregon Revised Statutes state that the County Clerk is the Elections Officer for all elections; and**

**WHEREAS, the County Clerk has canvassed the votes and prepared an official Abstract of Votes cast at the election held August 26, 1997; and**

**WHEREAS, a special election was held for the purpose of the recall of City Councilor Bob Hagbom and City Councilor Larry Curry;**

**NOW, THEREFORE, BE IT RESOLVED that the Brookings City Council accepts the Abstract of Votes prepared by Renee' Kolen, Curry County Clerk, and proclaims the following results:**

**Recall of Councilor Bob Hagbom, City of Brookings:**

No .....	1,086
Yes. ....	293

**The vote for recall of Councilor Bob Hagbom was defeated by a margin of 793 votes. The percentages are: 79% yes votes to 21% no votes.**

**Recall of Councilor Larry Curry, City of Brookings:**

No .....	1,076
Yes. ....	294

**The vote for recall of Councilor Larry Curry was defeated by a margin of 782 votes. The percentages are: 79% yes votes to 21% no votes.**



**PASSED by the Council of the City of Brookings and signed by the Mayor  
this 13th day of October, 1997.**

---

**Mayor Nancy Brendlinger**

**ATTEST:**

---

**Beverly S. Adams  
Finance Director/Recorder**



OFFICIAL ABSTRACT

AUGUST 26, 1997  
RECALL ELECTION BY MAIL  
CURRY COUNTY, OREGON

RUN DATE:09/18/97 10:47 AM

VOTES PERCENT

PRECINCTS COUNTED (OF 4)	4	100.00
REGISTERED VOTERS - TOTAL	3,116	
BALLOTS CAST - TOTAL	1,408	
VOTER TURNOUT - TOTAL		45.19

RECALL OF ROBERT HAGBOM CITY COUNCILOR BROOKINGS  
(WITH 4 OF 4 PRECINCTS COUNTED)

YES	293	21.25
NO	1,086	78.75
OVER VOTES	0	
UNDER VOTES	29	

RECALL OF LARRY CURRY CITY COUNCILOR BROOKINGS  
(WITH 4 OF 4 PRECINCTS COUNTED)

YES	294	21.46
NO	1,076	78.54
OVER VOTES	0	
UNDER VOTES	38	

I HEREBY CERTIFY THAT THE VOTES RECORDED  
ON THIS ABSTRACT CORRECTLY SUMMARIZE THE  
TALLY OF VOTES CAST AT THE 08-26-97  
VOTE BY MAIL ELECTION.

RENEE' KOLEN, COUNTY CLERK

*Julie Denney*

JULIE DENNEY, ELECTIONS COORDINATOR





**RESOLUTION NO. 97-R-627**

**A RESOLUTION AUTHORIZING THE CITY FINANCE DIRECTOR/RECORDER TO REAPPROPRIATE \$5,313.54 FROM THE GENERAL FUND CONTINGENCY TO THE LEGISLATIVE/ADMINISTRATIVE CONTRACT SERVICES BUDGETED LINE ITEM FOR THE PURPOSE OF PAYMENT OF ELECTION EXPENSES RESULTING FROM THE AUGUST 26, 1997 RECALL ELECTION.**

**WHEREAS, the City of Brookings has been billed \$5,313.54 from the County Clerk for payment of all election costs relating to and for the August 26, 1997 recall election for Councilors Bob Hagbom and Larry Curry; and**

**WHEREAS, the recall election and the related expenses to the City of Brookings was unknown and unbudgeted in the 1997/98 fiscal year budget; and**

**WHEREAS, Oregon Administrative Rule 294.450 Section (1) provides for an expenditure of this type to be made with the reappropriation of contingency funds to an existing budgeted line item;**

**NOW, THEREFORE, BE IT RESOLVED that the City Council approves the transfer of \$5,313.54 from the General Fund Contingency to the Legislative/Administrative Contract Services budgeted line item for payment of same to the County Clerk for election expenses.**

**PASSED by the Council of the City of Brookings and signed by the Mayor this 13th day of October, 1997.**

\_\_\_\_\_  
**Mayor Nancy Brendlinger**


**ATTEST:**

\_\_\_\_\_  
**Beverly S. Adams**  
**Finance Director/Recorder**



## Memo

To: Tom Weldon, City Manager

From Bev Adams, Finance Director/Recorder   
September 26, 1997  
Regarding bill for recall election

Yesterday we received the attached bill from the county elections department for the recall election held on August 26, 1997. The amount due to the county is \$5,313.54. Since this expenditure was not anticipated and unknown until after the budget adoption, it is an appropriate use of contingency funds.

Because there are no existing line items in the 1997/98 budget that have funds available to cover this expenditure, it appears that the only funds available are contingency funds. In order to use contingency funds, the council must adopt a resolution appropriating the amount needed from the contingency line item to an existing appropriated line item.

With your permission, I will prepare a resolution for the council for the October 6<sup>th</sup> council meeting.



STATEMENT

PO BOX 746

GOLD BEACH, OR 97444 SEPTEMBER 23, 1997

CITY OF BROOKINGS

- in account with -

**RENEE' KOLEN, CURRY COUNTY CLERK  
ELECTIONS DIVISON**

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This is a statement for the cost of the August 26, 1997 Recall Election. Please submit the amount shown.

Thank you.

Total amount due = **\$5,313.54**



## BUILDING DEPARTMENT ACTIVITIES SUMMARY

For Month of September, 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
3	Single Family Dwelling	\$1,665.00	\$857.00	\$83.25	\$7,671.00	\$453,433.32	34	\$4,540,686.10	23	\$2,941,029.10
1	Single Family Addition	\$116.50	\$76.00	\$5.83	\$0.00	\$15,827.00	19	\$245,308.00	33	\$452,713.00
3	Single Family Garage-Carport	\$205.50	\$145.50	\$10.28	\$0.00	\$22,589.80	13	\$223,238.80	11	\$124,423.07
1	Two Family Residential	\$618.00	\$200.00	\$30.90	\$4,252.00	\$173,344.00	2	\$329,382.00	1	\$154,370.00
0	Multi-Family Residential Apts	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0	\$0.00	4	\$2,368,379.00
0	Commercial New	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	1	\$25,000.00	6	\$855,432.00
0	Commercial Addition-Change	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	19	\$365,963.00	16	\$485,111.76
0	Churches	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0	\$0.00	1	\$830,822.00
1	School Repair-Addition	\$16.00	\$0.00	\$0.80	\$0.00	\$900.00	4	\$36,551.00	0	\$0.00
0	Building Removal	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	2	\$0.00	5	\$0.00
1	Misc.-Retaining Wall-Fence	\$38.50	\$25.00	\$1.93	\$0.00	\$2,625.00	3	\$9,325.00	5	\$10,000.00
10	Total Building Permits	\$2,659.50	\$1,303.50	\$132.98	\$11,923.00	\$668,719.12	97	\$5,775,453.90	105	\$8,222,279.93
6	Mechanical Permits	\$183.50	N/A	\$9.18		N/A	59			
4	Plumbing Permits	\$238.00		\$11.90	\$0.00	N/A	41			
1	Manufactured Home Permits	\$105.00		\$5.25	\$2,557.00	N/A	6			
21	TOTAL PERMITS	\$3,186.00	\$1,303.50	\$159.30	\$14,480.00	\$668,719.12	203	\$5,775,453.90	105	\$8,222,279.93
	Total Year to Date Calculated Fees	\$29,372.50	\$16,629.59	\$1,468.64	\$159,939.70					

In August, 1997 Harbor issued permits for 0 EDU's.

During the Month of September, 1997, Brookings issued permits for 5.60 new sewer connections. The City of Brookings now has 136.29 EDU Units connected to the Brookings Wastewater System since the signing of the MAO.



passed out at meeting

## City of Brookings Memorandum

**TO:** Mayor, City Council

**FROM:** Leo Lightle,  
Community Development Director

**THROUGH:** Tom Weldon, City Manager *Tom*

**DATE:** October 13, 1997



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**Issue:**

Sewer line plug, collapse adjacent to Ray's Food Place

**Synopsis:**

The line west of Ray's Food Place plugged to the point of flooding the bakery, produce section and three aisles east of those sections. The city crews spent most of the day trying different methods to unplug the line. Late in the afternoon we started getting a thick brown water which indicates large amounts of mud, indicative of pipe failure.

Dennis and I determined an emergency existed, contacted B & B Excavation and proceeded with emergency repairs.

**Recommendation:**

The Council determine that a emergency exists and authorizes the repair work to the sewerline immediately adjacent to the west side of Ray's Food Place.

**Background:**

The sewer lateral that serves the west side of Ray's Food Place and several other buildings plugged solid Wednesday morning, October 8, 1997. The plugged line flooded the deli section, the produce section and approximately three aisles past those areas. The manager at Ray's described the water as gushing out of the floor drains. Ray's Food Place employees worked nine hours in cleaning up the mess in the store. This lateral also serves three residences, and an office complex.

City crews spent approximately six hours attempting to unplug the line. They tried various methods to unplug the line. As soon as they unplugged the line it plugged back up. The major reason for plugging is massive amounts of grease. One major obstacle was that the line was a sewer lateral instead of a main and there was no manhole on the lower end of the line. Sewer cleaning equipment only works efficiently if you pull the material out with the flow. The line was plugged downstream the complete length of the lateral.



The uphill portion became or was plugged. After several hours we started getting a thick brown water indicating a collapsed line. We were not making any progress.

Dennis and I had exhausted all remedies available to us other than digging up the line and replacing pipe and installing a manhole.

We discussed the approximate depth of the pipe, signs of asphalt cracking which indicate trench failure, and obvious concerns of the possibility of having to excavate into Highway 101 and uphill which would increase the depth of the trench. We also discussed the problem of securing pipe and getting a manhole.

With the concern of deeper trenches we were both aware that B & B Excavation was the only local company who had a "coffin" (a box-type devise that people can work inside of) and that B & B had the other necessary equipment. We have used B & B Excavation previously and their work is of high quality and competitively priced.

Dennis and I discussed "does an emergency exist?" The fact we could not clear the line and that if we did not do something very soon Ray's Food Place would flood again, made the situation an emergency. We discussed that to be in line with doing the work under an emergency situation we need to do only the emergency repair work.

We put in a call to B & B Excavation and started arranging to get pipe material and trying to locate a manhole. We discovered that B & B Excavation could do the work and had the pipe and manhole available. We asked them to provide the material and do the job.

We excavated near Highway 101 and cut out a section of pipe. We attempted to clean the lines in both directions. We hired Roto-Rooter to try another method to open the pipe that extended out into Highway 101. We noted in the area that we excavated the pipe was deteriorated to the point of having holes in it. In the cleaning process we had several areas where we had difficulty in getting the cleaning equipment through. We attempted to T.V. the line but were unable to view the obstructions. We determine we were going to have to replace the line out into Highway 101.

We contacted ODOT for an emergency permit and asked to have their personnel review our signage and traffic control.

Construction was hampered in keeping the lines open and manipulating around interfering underground structures.



With the multiple unknowns and daily changes to our work plan we are not able to make a reasonable estimate of expenses. We will review the invoices against actual work. I personally was on site for hours at a time, even through the weekend, and visited the site several times every day. This will help in the review of invoices and time.

**Rationale:**

With the flooding of the store and sewage entering the storm drainage system we have little choice but to fix the situation as soon as possible.



## Oregon Department of Transportation

DATE: 9/17PAGE 1 OF 7

10-13-97  
Council -  
I had assumed that  
these changes would  
also be sent to you,  
but I don't think  
they were. So...  
here they are.

TO: Mayor Brendlinger  
(541) 469-9000

FROM: Terry Cole, ODOT

Sorry for the delay in sending this. We have been incorporating comments from the consultant planning team and several have improved the clarity of this chapter. I wanted you to have

If there was a problem with this fax transmission, please call (503) 986-5764.

The most current version. Call with any comments & questions. (503) 986-2674

Terry -





Pacific Coast Scenic Byway

CORRIDOR MANAGEMENT PLAN FOR U.S. 101 IN OREGON

## 6. ADMINISTRATION OF THE PLAN AND IMPLEMENTATION OF PROJECTS

This section of the Corridor Management Plan describes three of its key elements:

- the process for administering the plan and keeping the current over time;
- how projects can be implemented with available funds and technical assistance; and
- the process used to identify, select, and develop detailed descriptions for 15 high priority projects that will be submitted for National Scenic Byway or other appropriate grant funding.

This chapter is written to provide for implementation of the Corridor Management Plan and management of the US 101 corridor as a National Scenic Byway. If National Scenic Byway designation is not sought or received, the basic provisions of this part of the plan will still apply, but will not include any administrative involvement from the Federal Highway Administration (FHWA). Additionally, any sections dealing with National Scenic Byway designation and de-designation, and National Scenic Byway grant funding will be moot.

### Plan Update Process

This 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 local jurisdiction involvement, public priorities, and new resource information. Monitoring the overall effectiveness and success

of the Corridor Management Plan is essential. Regularly scheduled biennial review of the plan will allow it to respond to the needs of local jurisdictions and the state. CPACT may elect to schedule more frequent reviews to address exceptional circumstances, or respond to a jurisdiction's request for plan modifications. To make changes, amendments or corrections to the management plan, the agencies involved in managing the byway will need to take the steps outlined in this section.

### Plan Update Responsibilities

CPACT and ODOT will be active partners in the ongoing management of the Corridor Management Plan. CPACT will serve as the principle decision-making body, within the limits of local jurisdiction and state agency authority and support; and ODOT will provide administration and oversight of the plan and the update process.

### Biennial Review

The designated decision-making body, CPACT, will schedule a biennial (once every 2 years) Corridor Management Plan review. The goals and objectives of the Corridor Management Plan will be reviewed to ensure that they still meet the state and local vision for US 101 as a scenic byway. The direction and projects within the plan will be reviewed to ensure their relevance and consistency with the plan's goals and objectives. ODOT will incorporate any changes in goals, objectives, and procedures into the management plan.

Prioritizing projects for submission to the National Scenic Byway program for grant funding will also be conducted by CPACT and will occur on a biennial basis. The 2-year project prioritization program will be coordinated with the updates of the Statewide Transportation Improvement Program (STIP). Grant applications will be submitted to FHWA annually, based on this prioritization. Again, if US 101 does not become a National Scenic Byway, this project prioritization process will not be necessary.





Project applications to other funding sources will be made by responsible jurisdictions as desired, in accordance with the schedule required by the particular funding source being sought.

Biennial review is also a regularly scheduled time at which CPACT will act upon a jurisdiction's decision that the National Scenic Byway designation for that jurisdiction be removed. However, CPACT may elect to address a local decision to be de-designated from the National program at any time, following the procedures in this chapter. The process for de-designation and for adding a jurisdiction that is not part of an initial National designation is described below under "Jurisdiction Participation in the National Scenic Byway Program."

### **Jurisdiction Participation in the National Scenic Byway Program**

The following two subsections describe the steps that a jurisdiction may take to include or remove its portion of US 101 in the official designation of US 101 as a National Scenic Byway, if the National designation is sought and received.

#### **Jurisdictions that Want to be Included**

Jurisdictions along the corridor that had opted out of the initial designation process can, at any time request inclusion and be considered for formal recognition as part of the National Scenic Byway.

- I. A city or county must make requests for inclusion in the formally designated National Scenic Byway in writing. The request will be made to ODOT and must include the following information:
  - A. Feature and strategies (optional)
  - B. Rationale for inclusion
  - C. Demonstration of local support
- II. ODOT will review the request with CPACT and, upon CPACT approval, will forward the request to FHWA. FHWA will make the final decision.

- III. If FHWA approves the addition, ODOT will amend the Corridor Management Plan to document the change.
- IV. Amendments will initially be in the form of addendums. The full plan will be updated, with addendums, no less frequently than every 4 years.

### **Jurisdictions that Want to Remove Designation**

Jurisdictions can choose at any time to be removed from the designated National Scenic Byway, if the original conditions of their participation change. A biennial 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 may decide to be removed from the management plan at any time.<sup>1</sup>

- FHWA changes regulations and/or
- ODOT changes regulations and/or its approach to managing U.S. 101 as a National Scenic Byway as documented in the Corridor Management Plan

Under these conditions, the following steps must be taken:

- I. 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.
- II. Notification should include rationale for the decision to be removed and regional or plan impacts of that decision.

<sup>1</sup> There will be no requirement for reimbursement of scenic byway funds spent in jurisdiction or region under these circumstances, unless the intended purpose and function of the investment is discontinued





## Pacific Coast Scenic Byway

## CORRIDOR MANAGEMENT PLAN FOR U.S. 101 IN OREGON

- III. This group will review the reasons for the notice and document them.
- IV. If the jurisdiction's concerns cannot be resolved through this dialogue, ODOT will formally notify FHWA that the jurisdiction is no longer a part of the official National Scenic Byway corridor and amend the Corridor Management Plan to document the change.
- V. Amendments will initially be in the form of addendums. The full plan will be updated, with addendums, no less frequently than every 4 years.
- VI. CPACT will discuss the local jurisdiction's concerns and if they cannot be addressed through this forum, ODOT will formally notify FHWA that the jurisdiction is no longer part of the National Scenic Byway corridor and amend the Corridor Management Plan to document the change.
- VII. Amendments will initially be in the form of addendums. The full plan will be updated, with addendums, no less frequently than every 4 years.

If a jurisdiction chooses to be removed from the National Scenic Byway designation 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 biennial review process:<sup>2</sup>

- I. A city or county representative sends notification to ODOT.
- II. Notification should include rationale for decision to be removed and regional or plan impacts of that decision.
- III. A discussion will be held within the biennial review meeting to address the issue of de-designation.
- IV. The portion of the agenda devoted to de-designation requests should be attended by the local jurisdiction, County, CPACT representatives, ODOT, and FHWA.
- V. The reasons for the request will be given to CPACT by the local jurisdiction.

<sup>2</sup> Any improvement funded with federal scenic byway funds after an initial designation as a National Scenic Byway will be noted as part of the biennial 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 subsections describe the steps to be taken 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):

- I. A federal, state, regional or local government representative makes a written request to ODOT. The request must include the following information:
  - A. Demonstrate local support





Pacific Coast Scenic Byway

CORRIDOR MANAGEMENT PLAN FOR U.S. 101 IN OREGON

## Projects

The following subsections 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 for submittal to the National Scenic Byway grant program, if National designation is sought and received. Individual changes in projects or project priorities will not require FHWA notification. Not all projects identified in the Corridor Management Plan will be eligible for National Scenic Byway funding. Additional funding sources are described later in this section.

### Adding or Significantly Modifying Projects

The following process will be used to add or significantly modify a project:

- I. 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.
- II. Application forms will be available from ODOT and will be submitted to ODOT. The application must include the following information.
  - A. Demonstrate consistency with the management plan
  - B. Demonstrate local support and support by implementing agencies
  - C. Document local support and the opportunity for appropriate jurisdictional review
  - D. Rationale/justification
- III. ODOT will compile applications annually, at an appropriate time in advance of the grant application cycle, and assemble the CPACT Scenic Byway Subcommittee to review the applications.
- IV. ODOT and the Subcommittee will review the applications to ensure that they are

appropriate, assess their eligibility for National Scenic Byway (FHWA) funding and make a recommendation to CPACT to accept the application or reject with cause. Eligibility for FHWA Scenic Byway funding is not a prerequisite for a project to be recognized in the Corridor Management Plan and will not be assessed if the National designation is not sought or received.

- V. CPACT will forward their decision about the projects to ODOT.
- VI. ODOT will formally notify the applicants of the status of their request, and amend the Corridor Management Plan.
- VII. Amendments will initially be in the form of addendums. The full plan will be updated, with addendums, no less frequently than every 4 years.

### Deleting Projects

CPACT will send project lists to project sponsors for review prior to their biennial periodic review meeting. The results will be covered in the biennial review, at which time the Corridor Management Plan will be amended. Amendments will initially be in the form of addendums. The full plan will be updated, with addendums, no less frequently than every 4 years.

### Prioritizing and Selecting Projects for National Scenic Byway Funding

If National Scenic Byway designation is sought and received, certain projects in the Corridor Management Plan will become eligible for funding under the FHWA National Scenic Byway program. In order to seek National Scenic Byway grant funding to implement Scenic Byway improvements and enhancements along U.S. 101, it will be necessary to assess projects for their eligibility under this program and prioritize the strongest projects for annual submission to FHWA.



# MEMORANDUM

**To:** Mayor and City Council  
**From:** Tom Weldon, City Manager  
**Subject:** Council agenda item #VII.A.3  
**Date:** October 9, 1997

The attached information was received by FAX today and is an addition to Curt Warber's agenda item regarding the Pacific Coast Scenic Byway.

Curt will be referring to this additional information during his presentation on Monday, October 13, so please review this at your convenience.

-eom-



## South Siskiyou Planning Region Updates

*The following editorial changes to Draft 3 of the Region Management Plan are based on comments received from the South Siskiyou Region Planning Group, as well as State and Federal agencies responsible for managing resources in the planning region.*

*The changes described here include only changes in plan recommendations. Minor errors of fact, spelling, grammar, or contact names are currently being collected, and will be corrected (hopefully) for the final draft.*

p.3 Revise "property beyond an identified feature" to "property outside of an identified feature"

p.22, paragraph 1, revise to "... the Brookings City Council unanimously passed a motion regarding Scenic Byway designation to "approve CPACT to include only the area specifically from Pistol River to Rainbow Rock View Point on the west side in the scenic byway .""

p.24, paragraph 3, revise to "As described earlier the council unanimously passed a motion to include only the area north of Rainbow Rock viewpoint, and to the west of the highway in any scenic byway designation."

p.135, revise "large collection of transplanted native azaleas, some over 200 years old." to "large collection of native azaleas, some over 200 years old."

p.145, revise "Study need and effectiveness of possible traffic signalization" to "Investigate ways to improve access from U.S. 101."

P 150, add under stewardship objectives "plan any site improvements to avoid or minimize impacts on populations of *Gilia millifoliata*, a rare plant that grows in this area."

pp.154-155, under stewardship implementation revise to "Implementation led by the City of Brookings, with the City Parks & Recreation Commission." Also revise under enhancement implementation from "new community group" to "City Parks & Recreation Commission."

p.163, add under stewardship objectives "plan any site improvements to avoid or minimize impacts on populations of *Gilia millifoliata*, a rare plant that grows in this area."



The following document has recently been completed, and will be the basis for the Oregon Transportation commission's adoption of the management plan on behalf of ODOT. I have included it for your information with the hope that it might clarify ODOT's intent in administering pieces of the plan they have responsibility for. C.W.

## STATEMENT OF PURPOSE

As adopted by the Oregon Transportation Commission (OTC), the intent and purpose of the Scenic Byway Corridor Management Plan for US 101 and its supporting Regional Management Plans is:

to serve as guidance for the Oregon Department of Transportation (ODOT) in maintaining and enhancing US 101 and its right-of-way as a scenic byway; and  
to describe how various responsible agencies, jurisdictions and individuals will endeavor to protect, maintain, and enhance the features adjacent to US 101 that are identified in these documents as defining or contributing to the experience of travelling the scenic byway.

This is an opportunity-driven, entrepreneurial plan whose implementation will depend solely on the energy and efforts of responsible agencies, jurisdictions, or individuals to identify and obtain the resources and federal, state, and/or local approvals needed for implementation.

ODOT is committed to implement the actions identified in this plan for which it is responsible in accordance with the human and financial resources available and the spending priorities established by the OTC in any particular biennium.

This plan does not:  
require any amendments to local comprehensive plans  
mandate any new requirements or regulations at the federal, state, or local level--any new requirement or regulation enacted pursuant to this plan will be done so at the discretion of and through the authority of the agency or jurisdiction responsible for approving and administering the new requirement or regulation;  
constitute any specific funding commitment on the part of ODOT or any other local government, agency or individual; or  
constitute a commitment to make any particular improvement or implement any specific action in any given timeframe.

This plan represents a good faith commitment on the part of ODOT and the participating jurisdictions to carry out the actions identified in the plan. However, failure to implement any particular action will not invalidate the overall plan. The plan will be amended periodically, in accordance with procedures specified in the plan, to reflect both successes and failures in implementation.