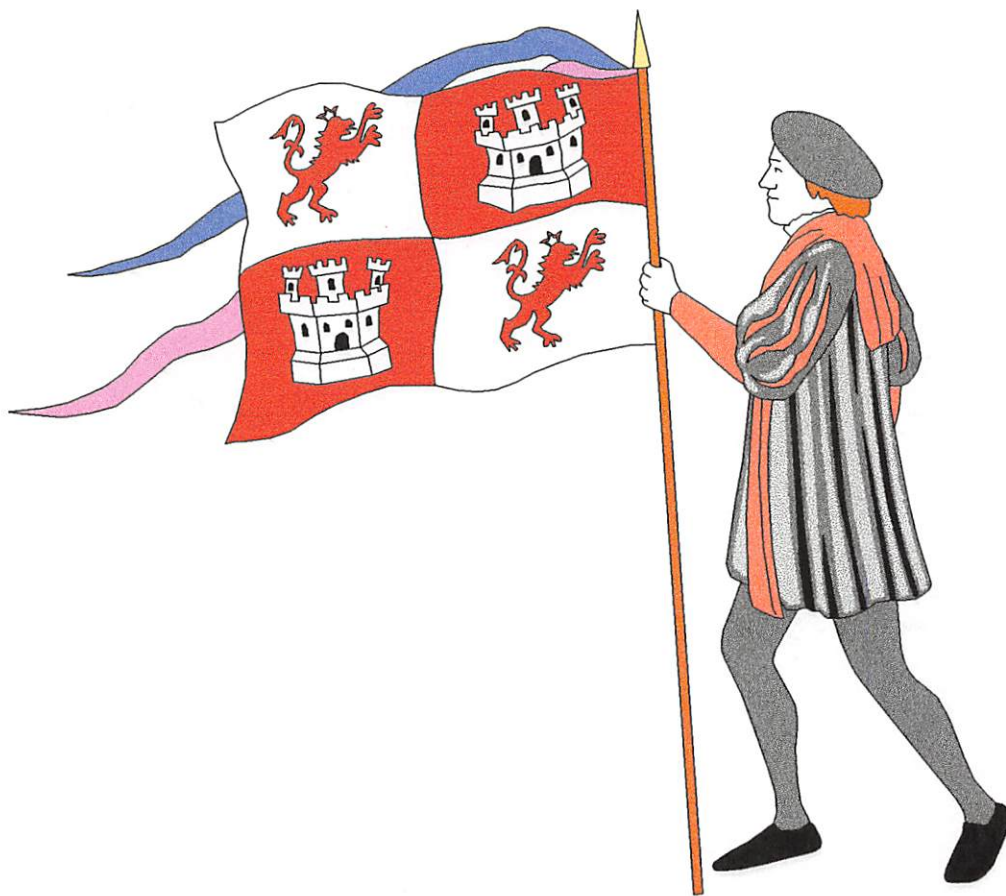


AGENDA
City of Brookings
Common Council Meeting
City Hall Council Chambers
898 Elk Drive
Brookings, Oregon
October 14, 1996 6:00 p.m.



COLUMBUS DAY

agenda

**CITY OF BROOKINGS
COMMON COUNCIL MEETING
Brookings City Hall Council Chambers
898 Elk Drive, Brookings, Oregon
October 14, 1996
6:00 p.m.**

I. CALL TO ORDER

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

IV. JOINT MEETING WITH HARBOR SANITARY DISTRICT

7:00 p.m.

V. INSPECTION OF NEW K-9 UNIT

VI. CEREMONIES/APPOINTMENTS/ANNOUNCEMENTS

- 1. Presentation by Vietnam Veterans of America - President Mark Brown**
- 2. Appointments to Parks and Recreation Commission (pink)**

VII. PUBLIC HEARINGS

VIII. SCHEDULED PUBLIC APPEARANCES

IX. ORAL REQUESTS AND COMMUNICATIONS FROM THE AUDIENCE

X. STAFF REPORTS

A. City Attorney

- 1. Protest of award of bid for emergency generator - Pacific Detroit Diesel (green)**

B. City Manager

1. Agreement between Oregon Department of Fish and Wildlife and City of Brookings for future management of streamside vegetation at Jack Creek on the proposed municipal golf course site (lilac)

C. Community Development

1. Award of bid - Marine Drive Waterline (yellow)
2. Discussion of providing water service outside City (ivory)

XI. CONSENT CALENDAR

A. Approval of Council Meeting Minutes

1. September 23, 1996 Regular Council Meeting (tan)

B. Acceptance of Commission/Board Minutes

1. August 6, 1996 Planning Commission Meeting (gold)
2. September 3, 1996 Planning Commission Meeting (salmon)

C. Approval of Vouchers (\$146,671.30) (blue)

(end Consent Calendar)

XII. ORDINANCES/RESOLUTIONS/FINAL ORDERS

A. Ordinances

1. Ordinance No. 96-0-349.D - An ordinance amending Ordinance No. 81-O-349 entitled, "An ordinance adopting the State of Oregon Structural Specialty Code and Fire and Life Safety Code, the State of Oregon Mechanical Specialty Code and Mechanical Fire and Life Safety Code, and the Uniform Code for the Abatement of Dangerous Buildings, and repealing prior ordinances inconsistent therewith". (pink)

B. Resolutions

1. Resolution No. 96-R-608 - A resolution authorizing the City of Brookings to participate in the City/County Insurance Services Trust. (green)

XIII. COMMITTEE REPORTS

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

XIV. REMARKS FROM MAYOR AND COUNCILORS

- A. Mayor**
- B. Council**





**EXECUTIVE SESSION - ORS 192.660(1)(i) - Performance Evaluation of
Public Officers and Employees**

XV. ADJOURNMENT



OCTOBER 1996






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NOVEMBER 1996



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CITY OF BROOKINGS

OFFICE OF THE MAYOR

898 Elk Drive
Brookings, Oregon 97415
Phone (503) 469-2163
Fax (503) 469-3850



press release

CITY PARKS AND RECREATION COMMISSION VACANCY

Commissioners Tony Yarish (term expires February 1, 1999) and Sandy Hislop (term expires February 1, 2000) have resigned from the Parks and Recreation Commission, creating two vacancies on the seven member Commission.

It is the policy of the City of Brookings that every vacancy on Boards and Commissions shall be made public so that interested members of the community may apply for appointment.

The Brookings Parks and Recreation Commission meets monthly on the fourth Thursday at 7:00 p.m. in the Brookings City Hall Council Chambers.

Anyone interested in serving on the Commission should apply in writing to Mayor Tom Davis, 898 Elk Drive, Brookings, Oregon, 97415. Please include a brief statement explaining any experience or special talents you may have. Letters should be in city hall by October 2, 1996.

FOR IMMEDIATE RELEASE

For further information contact Donna Van Nest at Brookings City Hall at 469-2166, Extension 204.

VI.2

RECEIVED

OCT 1 1996

CITY OF BROOKINGS

Sept. 30, 1996

Dear Mayor Davis,

I am applying for one of the 2 park
Commissioners slots.

My qualifications are:

a - member of Brookings/Harbor garden
club.

b - volunteer with the Azalea Park
project.

c - have been working with Don Higginson
in regards to the Harris Park which
abuts my home.

Thank you.

Sincerely,

Nina Canfield
1435 Glenwood Dr
Brookings, Or

ph. 469-8047

September 7, 1996

Mayor Tom Davis
City of Brookings
City Hall
898 Elk Drive
Brookings

Dear Mayor Davis:

It has been brought to my attention that the City's Parks and Recreation Commission has openings for two new members.

As a very interested citizen in the beautification of our City and one who has a sincere desire to not only maintain its natural beauty but also to enhance it for the use of all our citizens and visitors, I would like to submit my name for your consideration in serving on the Commission.

Sincerely,



Elizabeth Ciapuci
PO Box 7025
Brookings, OR 97415
469-9445

Brookings-Harbor School District 17-C

District Office - 564 Fern Avenue
Brookings, Oregon 97415
541-469-7443

RECEIVED

SEP 26 1996

"Good Schools Are a Wise Investment"

CITY OF BROOKINGS

September 25, 1996

The Honorable Tom Davis
Mayor of Brookings
City Hall - 898 Elk Drive
Brookings, OR 97415

Dear Mayor Davis:


I am writing to respectfully request consideration as a candidate for appointment to the City of Brookings Parks and Recreation Commission. I understand that you are presently seeking to fill two vacancies on this Commission, and believe that I would bring a valuable and well-reasoned perspective to the Commission.

As you know, I am presently serving as Superintendent of District 17-C. Our School District already shares a number of cooperative partnerships with the City in terms of utilization of Parks and Recreation facilities. I believe my position as District 17-C Superintendent would provide an effective linkage to build upon the past partnerships which have already been established between the School District and the Parks and Recreation Commission.

I have received authorization from the District 17-C Board of Education to submit an application for appointment to the Parks and Recreation Commission, and I know that the Board fully supports my efforts in this regard.

I appreciate your consideration of my name for appointment, and would be pleased to make myself available for an interview at your convenience. Thank you for considering me as a candidate for appointment.

Sincerely,



Dr. Paul Prevenas
Superintendent

25 September 1996

Mayor Tom Davis
City of Brookings

RECEIVED

SEP 25 1996

CITY OF BROOKINGS

I would like to be considered for appointment to the city's Parks and Recreation Commission.

The following list of items will indicate to you my qualifications as a productive Parks and Recreation commissioner.

- A. My eager willingness to volunteer my time & energies on the Parks and Recreation Commission
- B. Broad record of public service as a teacher in public schools and operating a visitor center in National Parks & Monuments
- C. Employment as a naturalist at Lava Beds National Monument, CA, Crater Lake National Park, and Grand Tetons National Park, WY.
- D. Board member of Pacific Vista Condominium Association, deliberating on many landscaping issues. (Rainbow Rock Condo)

(Continued)

E. Many years of administrative and financial experience.

F. BA degree in Political Science

Thank you for your consideration.

Sincerely,

William M. Smith

William M. Smith

17744 Highway 101 N. #C-10
Brookings, OR 97415-81

469-7366



PACIFIC

DETROIT DIESEL-ALLISON



September 19, 1996

Mr. Tom Weldon, City Manager
City of Brookings
898 Elk Drive
Brookings, OR 97415

RE: Emergency Generator Bid Solicitation
Brookings Fire and Rescue

Dear Sir:

I am writing to formally protest the bid award for the 20KW emergency generator set.

It is my understanding that I was low bidder based on the written scope of supply. Nowhere in the bid documents does it specify that an on site start up and testing of the unit be included. The quote/bill of material submitted by Cummins/Onan to the City of Brookings did not indicate that they included the on site start-up; it was only after the City called them for verification that they claimed they included the start-up. It is my feeling that they knew they would be awarded the project if they claimed it was part of their package.

At no time did the City ever call me to clarify the items on my bill of material. I also included items, not listed on the City's scope of supply, like the run relay (contact installed in the generator junction box used to operate louvers from the engine starting circuit), pre-alarms senders, battery rack and cables, low level fuel alarm, rupture tank leak alarm, emergency relief vent, UL listed tank, SS flexible connector to match critical muffler.

Given the other extra items included in my generator bid I feel that losing it for \$5.00 is a loss to the City. I would like to present my case to the City Council. Please let me know how I need to proceed with my formal bid protest.

Very truly yours,

Jan Chronister
Jan Chronister
Power Systems Sales

cc: Fire Chief, William Sharp
City of Brookings, City Council

X.A.1

STONE, TREW & CYPHERS

MARTIN E. STONE
JOHN B. TREW
CAROL P. CYPHERS

ATTORNEYS AT LAW
222 E. 2nd Street
P.O. Box 158
Coquille, Oregon 97429-0158

(541) 396-3171
FAX (541) 396-5723

ESTABLISHED BY
A. J. SHERWOOD
IN 1886
HARRY A. SLACK, SR.
(1886-1986)
HARRY A. SLACK, JR.
(RETIRED 1981)

FACSIMILE TRANSMITTAL

DATE: October 1, 1996
TO: Tom Weldon, City Manager
City of Brookings
FAX NO.: 541-469-3650
FROM: Martin E. Stone *MS*
City Attorney
FILE NO.:
RE: Protest by Pacific Detroit Diesel - Allison
PAGES SENT: 1 (including cover page)

COMMENTS: Enclosed is a copy of OAR 137-30-104 dealing with protests by an aggrieved bidder. The City is required to award a contract to the "lowest, responsive and responsible bidder" in accordance with the "objective evaluation criteria set forth in the solicitation documents." Negotiation with bidders, prior to the contract award, is prohibited.

The information contained in this facsimile message is attorney privileged and confidential and is intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone, and return the original message to us at the above Coquille, Oregon, address via the U. S. Postal Service.

(If you do not receive all of the described material, please telephone immediately.)

OREGON ADMINISTRATIVE RULES
CHAPTER 137, DIVISION 30 — DEPARTMENT OF JUSTICE

proposal. Rather than undertaking the additional task of rejecting the or proposal, agencies frequently treat such bids or proposals simply as "losing" bids or proposals.

-2- Therefore, the fact that an unsuccessful bid or proposal was not rejected does not constitute a representation or indication by the agency that the bid or proposal was in compliance with the solicitation documents or with prescribed procurement procedures, and bidders or proposers cannot rely on the fact that earlier bids or proposals were not rejected as an indication that their bids or proposals were acceptable.

-3- For the rejection of individual bids or proposals otherwise complying with prescribed procurement procedures and requirements, for good cause and upon a finding of public interest, see the commentary to OAR 137-30-102. See also, OAR 125-30-003 and 125-30-004, two administrative rules of the Oregon Department of Administrative Services which define the concepts of, respectively, bidder or proposer responsibility and bid or proposal responsiveness.

Stat. Auth.: ORS 279.049(1)

Stats. Implemented: ORS 279.035

Hist.: JD 3-1984, f. 9-27-84, ef. 10-1-84; JD 3-1987, f. & ef. 5-18-87; JD 6-1990, f. & cert. ef. 7-23-90; JD 1-1995, f. & cert. ef. 1-9-95

Rejection of All Bids or Proposals

137-30-102 (1) Bid or proposal rejection. All bids or proposals may be rejected for good cause upon a written finding by the agency it is in the public interest to do so. Notification of rejection of all bids or proposals, along with the good cause justification and finding of public interest, shall be sent to all who submitted a bid or proposal.

(2) Rejection criteria. Reasons for rejecting all bids or proposals include but are not limited to finding that:

(a) Due to the content of or error in the solicitation documents, including its terms, conditions or specifications, the solicitation process unnecessarily restricted competition for the public contract; or

(b) The price, quality, or performance presented by the lowest responsible bidder or best proposer is, in the opinion of the agency, too costly or of insufficient quality to justify acceptance of the bid or proposal; or

(c) Misconduct, error, or ambiguous or misleading provisions in the solicitation documents threaten the fairness and integrity of the competitive process; or

(d) Causes other than legitimate market forces threaten the integrity of the competitive procurement process. These causes include, but are not limited to, those that tend to limit competition such as restrictions on competition, collusion, corruption, unlawful anti-competitive conduct, and inadvertent or intentional errors in the documents.

COMMENTARY:

-1- Pursuant to ORS 279.035, a public agency may reject any or all bids or proposals for good cause upon a written finding by the agency that it is in the public interest to do so. This does not allow arbitrary or discriminatory action on the part of the agency, but does allow rejection of bids or proposals where flaws in the award criteria or other defects in the specifications have been discovered pursuant to the scrutiny generated by the public procurement process.

-2- The agency shall create a written record of its reasons for bid or proposal rejection which provides a concise explanation of the reasons why such action is in the public interest.

-3- ORS 279.025(2)(i) and 279.035 confer broad discretion on agencies to reject all bids or proposals when the rejection is in the public interest. This statutory authority is a valuable protection against the establishment of questionable or legally vulnerable public contracts in cases in which the competitive procedure, due to apparent or latent defects or other problems, is questionable. Bid rejection also may protect agencies in instances in which bids or price proposals are higher than the funds budgeted and allocated to finance a particular contract. Additionally, bid or proposal rejection may protect a agency from being required to contract for goods, services, or projects that, due to defects in the agency's specifications, will not meet the agency's needs. However, the rejection of bids or proposals frequently is uneconomical, because it wipes out efforts both of the agency and of bidders or proposers in the preparation of bid and proposal documents.

-4- In the case of the rejection of individual bids or proposals, even greater care needs to be taken. ORS 279.035 does allow agencies to reject any bid not in compliance with prescribed bidding procedures and the requirements of the solicitation documents. However, a rejection of individual bids or proposals for other reasons requires specific written findings by the agency that good cause exists and that such action is in the public interest.

Stat. Auth.: ORS 279.049(1)

Stats. Implemented: ORS 279.035

Hist.: JD 3-1987, f. & ef. 5-18-87; JD 6-1990, f. & cert. ef. 7-23-90; JD 1-1995, f. & cert. ef. 1-9-95

Protest of Contractor Selection, Contract Award

137-30-104 (1) Purpose. The purpose of this rule is to require adversely affected or aggrieved bidders or proposers on an agency solicitation to exhaust all avenues of administrative review and relief before seeking judicial review of the agency's contractor selection or contract award decision.

(2) Notice of award:

(a) The agency's written notice of contract award (or other contract initiating document, e.g., a notice of intent to award or purchase order, hereinafter referred to collectively as the "award document"), shall constitute a final decision of the agency to award the contract or proceed with the purchase if no written protest of the contractor selection or contract award is filed with the agency within 14 calendar days following issuance of the award documents, or such other period as provided in the agency's solicitation. If a protest of contractor selection or contract award is timely filed by an actual aggrieved bidder or proposer, the award documents shall constitute a final decision of the agency only upon issuance to the protesting bidder or proposer of a written decision denying the protest and affirming the selection or the award;

(b) Unsuccessful bidders or proposers will generally not be notified that a contract has been awarded. See OAR 137-30-135(2).

(3) Right to protest. Any actual bidder or proposer who is adversely affected or aggrieved by the agency's award of the contract to another bidder or proposer shall have 14 calendar days after

OREGON ADMINISTRATIVE RULES
CHAPTER 137, DIVISION 30 DEPARTMENT OF JUSTICE

issuance of the award documents to submit to the agency a written protest of the award. The written protest shall specify the grounds upon which the protest is based. The period of 14 calendar days in which to submit a written protest may be shortened or lengthened by the agency, as provided in the agency's solicitation. In order to be an adversely affected or aggrieved bidder or proposer with a right to submit a written protest, a bidder or proposer must itself claim to be eligible for award of the contract as the lowest responsive, responsible bidder or best proposer and must be next in line for award, i.e., the protester must claim that all lower bidders or higher-scored proposers are ineligible for award.

(a) Because their bids or proposal were nonresponsive; or

(b) As a result of the agency committing a material violation of a solicitation provision or of an applicable procurement statute or administrative rule, the protester was unfairly evaluated and would have, but for such material violation, been the lowest bidder or the highest-ranked proposer. The agency shall not entertain a protest submitted after the time period established in this rule or such different period as may be provided in the agency's solicitation.

(4) Authority to resolve protests. The head of the agency, or such person's designee, shall have the authority to settle or resolve a written protest submitted in accordance with these requirements of section (3) of this rule.

(5) Decision. If the protest is not settled or resolved by mutual agreement, the head of the agency, or such person's designee, shall promptly issue a written decision on the protest. Judicial review of this decision will be available when provided for in statute.

COMMENTARY:

-1- Judicial review of agency contractor selections or contract award decisions is available where provided for in statute. However, settling procurement disputes in circuit court may be costly and time-consuming for the agency, the aggrieved bidder or proposer, and the bidder or proposer named as awardee of the contract. This rule affords adversely affected or aggrieved bidders or proposers the opportunity to protest an agency's award of a contract to another bidder or proposer through an administrative review process and, perhaps, resolve the dispute without litigation.

-2- The process has three parts:

-a- The agency makes its selection or award decision public through the issuance of a document to the intended awardee;

-b- This decision is final unless an adversely affected or aggrieved bidder or proposer makes a timely written protest of the agency's decision;

-c- The agency promptly reviews the protest and, if it affirms its original award decision, issues a written statement to that effect to the adversely affected or aggrieved bidder or proposer.

-3- The goal of this process is get selection disputes resolved and to avoid situations where an agency makes an award decision, the contractor begins work and, some time later, an adversely affected or aggrieved bidder or proposer seeks judicial review of the decision. Agencies and contractors need a reasonable degree of assurance, when entering into public contracts, that performance will not be interrupted or terminated due to unresolved procurement disputes.

-4- It is important to recognize that the administrative review process provided in this rule is limited to disputes concerning the agency's contractor selection or contract award decisions. This rule does not provide an administrative review process for any issues or concerns which could have been raised

pursuant to OAR 137-30-050, prior to the close of the solicitation. To illustrate, a protest concerning the potential number of points available for an "experience" criterion under an RFP would not be properly reviewable under OAR 137-30-104 (such a protest should be raised only under OAR 137-30-050). However, a protest over the number of points awarded to the protester for "experience" would be appropriate for administrative review pursuant to OAR 137-30-104, assuming all other requirements of this rule are met.

-5- In short, an award or contractor selection protest under OAR 137-30-104 is not a substitute for a pre-solicitation closing protest under OAR 137-30-050. The former rule is limited to award or selection decisions; the latter rule addresses the structure of the solicitation document, the method to be used to select an awardee, the terms and conditions of the contract to be awarded, and any other desired changes or alleged deficiencies that reasonably could have been identified and raised prior to the close of the solicitation.

Stat. Auth.: ORS 279.049(1)

Stats. Implemented: ORS 279.067

Hist.: JD 6-1990, f. & cert. ef. 7-23-90; JD 1-1995, f. & cert. ef. 1-9-95

Negotiation With Bidders Prohibited

137-30-105 Unless a Request for Proposal process is used, the agency shall not negotiate with any bidder prior to award of a contract. After award of the contract, modifications to the contract shall be made through change orders or amendments to the contract and in accordance with the exemption rules of the applicable public contract review authority. See e.g., OAR 137-310-010 (formerly 125-310-150).

Stat. Auth.: ORS 279.049(1)

Stats. Implemented: ORS 279.005, 279.015, 279.023, 279.027 & 279.029

Hist.: JD 3-1984, f. 9-27-84, ef. 10-1-84; JD 1-1995, f. & cert. ef. 1-9-95

Bidder or Proposer Disqualification

137-30-110 (1) Definitions. As used in this rule:

(a) "Disqualification" means the debarment, exclusion or suspension of a person from the right to submit bids or proposals in response to agency solicitation for a reasonable, specified period of time named in the order of disqualification. A contractor or vendor so debarred, excluded or suspended is disqualified;

(b) "Person" means an individual, partnership or corporation. Disqualification attaches to and follows the individual, so that an individual who is a partner in a partnership or an officer or principal in a corporation which is disqualified may not reform the business entity as a way of avoiding the disqualification.

(2) Grounds for disqualification. As provided in ORS 279.037, the following are grounds for bidder or proposer disqualification:

(a) The person does not have sufficient financial ability to perform the contract. If a bond is required to ensure performance of a contract, evidence that the person can acquire a surety bond in the amount and type required shall be sufficient to establish financial ability;

(b) The person does not have equipment available to perform the contract;

(c) The person does not have key personnel available of sufficient experience to perform the

RECEIVED

OCT 9 1996

Oregon

October 1, 1996

RECEIVED CITY OF BROOKINGS

OCT 2 1996

CITY OF BROOKINGS

Mayor Tom Davis
City of Brookings
898 Elk Drive
Brookings, OR



DEPARTMENT OF
FISH AND
WILDLIFE

GOLD BEACH
DISTRICT OFFICE

Dear Mayor,

The Oregon Department of Fish and Wildlife (ODFW) proposes the following agreement between the City of Brookings and the ODFW for the future management of the streamside vegetation of Jack Creek on the proposed City Golf Course.

- 1) The ODFW will plant the areas where bank stabilization activities were conducted with trees, the type of trees to be decided by the City. Trees will be planted from the top of the bank back to a distance of twenty five feet.
- 2) The ODFW will act as salmon habitat consultant to the City in the design of the Golf Course. The design goal for streambank tree cover will be fifty percent (50% of the total length of Jack Creek along the Golf Course shall have tree cover, the type of tree to be decided by the City). Streambank tree cover is defined as trees within 25 feet of the bank of Jack Creek that provide cover to the wetted channel during low summer flows (July 1 - October 31).
- 3) The City of Brookings may remove trees from the streambank along the Golf Course, in consultation with the ODFW, as long as the overall 50% tree cover goal is maintained. Trees may also be removed from the area of streambank stabilization, consistent with the above. Current streambank cover along Jack Creek at the City property is approximately 75%.
- 4) Shrubs and brush may be removed from the streambank in the area of fairway crossovers. In those areas where streambank tree cover is maintained, shrubs and brush may be removed up to within 10 feet of the bank.
- 5) As long as this cooperative agreement between the City of Brookings and the ODFW is maintained, the ODFW will assume the responsibility of demonstrating the adequacy of salmon habitat protection on Jack Creek in the area of the Golf Course.

X.B.I




746 Airport Way
PO Box 642
Gold Beach, OR 97444
(503) 247-7605
FAX (503) 247-2321

6) The ODFW will cooperate with the City in developing public interpretive signing and other interpretive opportunities on salmon and habitat protection and enhancement on Jack Creek along the Golf Course.

7) This agreement shall be renewed annually.

Sincerely,

A handwritten signature in black ink, appearing to read 'Russ Stauff', written in a cursive style.

Russ Stauff
District Fisheries Biologist

Memorandum

TO: Mayor, City Council
FROM: Leo Lightle, Community Development Director
THROUGH: Tom Weldon, City Manager
DATE: October 9, 1996



Tom

Issue: Awarding the bid for the Marine Drive to Marina Heights Waterline

Synopsis: Bid opening was held at 2:00 P.M. on October 8, 1996. The City received one bid: \$28,638.27 from Freeman Rock. The engineer's estimate was \$32,073. The City Council previously authorized calling for bids for this project therefore the rationale, background and options have been previously addressed. See attached engineer's recommendation for awarding the bid and bid tabulation sheet.

Recommendation: That the City Council award the bid of the Marine Heights/Drive Waterline Intertie to Freeman Rock in the amount of \$28,638.27 and authorize the City Manager to sign the contracts and "Notice to Proceed".

Rationale: The bid was under the engineer's estimate and deemed competitive, therefore awarding the bid is justified and we'd like to beat the weather.

X.C.1

10/7/96

To Brookings City Council:

We ask your utmost consideration for the situation we are about to describe. Approximately one month ago we purchased a home on Webb Lane. A water flow test was performed by Nading Plumbing showing available water. (a flow test of 4.5 gallons per minute) Approximately one month later when we actually took possession of the property our well was out of water. Every home on our street, Webb Lane, is served by Brookings City water, including most on Dodge. The general indication of ground water for wells in that area is not good and the problem is compounded in that the area is served by septic tanks, not city sewer. The test for water potibility failed, the results being "fecal coliforms" present. A city water line goes right by the front of our home and good pressure is reported on that street. Gary Wimberly told us when he was installing the city water line (this house we occupy now) was up for sale and vacant, that being the reason it was not serviced.

We are prepared to pay any necessary expenses involved with adding a meter to those already installed on the street in addition to the normal hook-up fees.

Again we are asking you to please consider the hardship we are experiencing.

Thank you.

Sincerely,

*Warren Smith
Mary MacMinn*

Warren Smith
Mary MacMinn
17042 Webb Lane
Brookings, OR 97415
541-421-0615

X.C.2.

Memorandum

TO: Mayor, City Council

FROM: Leo Lightle, Community Development Director *LL*

THROUGH: Tom Weldon, City Manager *Tom*

DATE: October 9, 1996



Issue: Request for water meter installation outside the City limits: Webb Lane (see attached exhibit A).

Synopsis: There is not adequate volume of water for additional hookups. This property was turned down for a water hookup in 1987, and had essentially the same problem then as it does today. There are residents in the Dodge Avenue area that have been denied water since 1979.

Recommendation: The City Council deny the request for water service to 17402 Webb Lane.

Rationale: There is insufficient water volume to serve the Stafford Road/ Webb Lane/ Gowman Lane/upper Parkview Drive area. There have been many rejections of water service in this area. This lot or residence was turned down for water in 1987 and there is no new justification for connecting a new meter thus lowering pressure and, at times, denying water to existing customers. This could result in using taxpayers dollars for fixing an outside-of-City problem.

Background: The basic issue is the ability to serve water to this property in that there is not enough volume to serve the Stafford Road/Dodge Avenue/Webb Lane area. During peak usage times some residents at higher elevations are out of water.

I met with Don Gooch who requested water to this lot and discussed:

- The City has not allowed many request for hookups and to my knowledge has not allowed hookups in the Dodge Avenue area since 1979.
- The adding of any new connections would make the water shortage more severe and could put additional people out of water.

- The remedy is to form a local improvement district which would construct adequate facilities which should include two storage tanks, a pump station and new lines. Residents have been advised of the remedy and two reported back that when they contacted some of the residents in the area the response was: we have water and do not wish to participate in a LID.

I researched our files and found that this property was considered to have water that was not drinkable in 1987 (see attached coliform test from Umpqua Research and letter from Vivienne Croucher).

Also attached is a letter from Roy Rainey denying water. Please note the last paragraph. The statements in the last paragraph were true in 1987 and are still true today.

Mr. Roszel had lack of water and bacteriological problems in 1987. When I advised him that there was not enough volume in the line for additional hookups he asked Vivienne Croucher to write Mr. Rainey requesting a water hookup.

Options/Alternatives: We did not explore the option of forming a LID as the properties are not within the City limits.

We did not explore options of annexation of the property as some of the residents in the area were very hostile towards annexation in the past.

We feel options should be pursued by the applicant as the property in question is not in the City limits.

UMPQUA RESEARCH COMPANY

626 N.E. Division St. • P.O. Box 791 • Myrtle Creek, OR. 97457

Phone (503) 863-5201

EPA APPROVED, OREGON STATE CERTIFIED LABORATORY NO. 73

URC Sample No. 215

Date Received 5-13-87

Time Received 1:00

Date Reported 5-13-87

Print or type applicable information in box below.

Sample Bottle Number <u>215</u>		Time Collected <u>9:16</u>	Date Collected <u>5-13-87</u>
Mailing Address:		Sample Location:	
Name <u>Wickham Sam</u>		Name <u>Mike Rice</u>	
Street <u>1982</u>		Street <u>1048</u>	
City <u>Seaside</u> State <u>OR</u> Zip <u>97138</u>		City <u>Seaside</u> State <u>OR</u> Zip <u>97138</u>	
Water Source: Spring <input type="checkbox"/>	Chlorinated: Yes <input type="checkbox"/>	Sample Type: Routine <input type="checkbox"/>	Sample Point <u>K-100</u>
Stream <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Resample <input type="checkbox"/>	Collector's Name <u>Mike Rice</u>
Well <input checked="" type="checkbox"/>		Check <input type="checkbox"/>	

Total Coliform Bacteria Test Results

Test Started: Date 5-13 Time 1:05

Test Completed: Date 5-13 Time 1:00

ml sample	Lauryl Sulfate Tryptose Broth		2% Brilliant Green Bile		Number of Positive Tubes
	24 HOURS	48 HOURS	24 HOURS	48 HOURS	
10	+		+		2
10	+		+	+	
10	+		+	+	
10	+		+	+	
10	+		+	+	

TEST EXPLANATION The Total Coliform Bacteria Test is the standard microbiological test of the sanitary quality of drinking water. Coliform bacteria are abundant constituents of human and animal fecal wastes. Although generally harmless themselves, the presence of coliform bacteria in the water indicates surface water or sewage contamination of the water. Such water is potentially unsafe until it has been appropriately treated. Positive (+) gas formation in 2% brilliant green bile indicates the presence of coliform bacteria.

Sample (does) (does not) conform to drinking water standards.

(MPN) (MF) = 1 coliforms per 100 ml sample.

Mike Rice Microbiologist



**Practical
&
Professional
Property Management**

RECEIVED

MAY 27 1987

CITY OF BROOKINGS

P.O. Box 1799 • Brookings • OR 97415

(503) 469-6456

May 27, 1987

Roy Rainey
City Manager
Brookings, Oregon

We have been instructed by Ed Roszel owner of the property located at 17042 Webb Lane, Brookings and managed by Practical & Professional Property Management to request city water for the above address, tax lot #100 Curry County Map 40-13-31 AC77.

Water test stating water is not drinkable, copy enclosed. Mr. Little has knowledge of this report. The property to be inspected today with a more comprehensive inspection by Mr. John Liebrand and if possible Mr. Klien, County Water Master.

Owner would like to connect to the exsisting city water line and fill in the old hand dug shallow well.

Sincerely,

Vivienne Croucher, Broker
Practical & Professional Property Management

CC; Office file
Owner

Enc. One



May 28, 1987

Vivienne Croucher, Broker
Practical and Professional Property Management
P.O. Box 1799
Brookings, Oregon 97415

Dear Ms. Croucher:

Thank you for your letter of May 27, 1987, concerning water service to property located at 17042 Webb Lane, which is owned by Ed Roszel.

The City Council adopted Ordinance No. 322 on September 11, 1979, prohibiting additional hookups outside the City. This was done for three reasons. First, water users outside the City make no contribution to the development or replacement of water production, treatment or distribution facilities since these have traditionally been funded with property taxes. Second, the proliferation of new residences without adequate sewage treatment will ultimately destroy ground waters of the area surrounding the City, which is unacceptable to City residents. Finally, the only way to insure adequate municipal services is to annex all properties requiring or desiring services so that services may be provided with equity.

An additional problem exists in the area of Webb Lane in that current water lines and storage are insufficient to properly serve existing users and cannot reasonably be stretched to serve additional properties or users. Several applications similar to yours have been denied recently.

We regret that we are not able to consider your request.

Respectfully,


Roy & Rainey
City Manager

RGR/dmvm

Memorandum

TO: Mayor, City Council
FROM: Leo Lightle, Community Dev. Director
THROUGH: Tom Weldon, City Manager
DATE: October 10, 1996



This item is for requested background on outside Urban Growth Boundary water hookups

Issue: Consideration of revising Ordinance No. 66-O-190 to allow water hookups outside the Urban Growth Boundary.

Synopsis: Staff has outlined the background in the Background section of this memo. We need to be cautious as explained in the background, but staff needs direction from the Council if they wish to amend the ordinance.

Recommendation: Council not revise this ordinance.

Rationale: The City bought and operates our water system for people living and/or doing business in the City. To extend this utility outside the City (and especially outside the Urban Growth Boundary) may not be in the best interests of the City.

Background: The City of Brookings in 1979 passed an ordinance that stated, "Any area, tracts or parcels of real property, or the owner of any interest therein, requesting water service from the City of Brookings must be within the incorporated limits of the City of Brookings." The City, at that time, was honoring any pre-commitment to serve water and would also serve outside the City if:

- A health hazard existed; and
- They fronted on an existing City main; and
- The building existed prior to September, 1979.
- Reasonable diligence in obtaining other sources of water.
- There was water capacity available and the main was of sufficient size to handle the connection without jeopardizing existing water users.

There were cases where if a water connection was approved that there were stipulations, which included:

- No sale of the land for one year.
- No partitioning of the land.
- The connection was to serve one dwelling.

Some years later new connections also were required to sign a Consent to Annex, a Waiver of Time Limits and a "Deferred Improvement Agreement.

DLCD, at some point, said that cities and districts could not extend urban services outside of an Urban Growth Boundary. Later DLCD made those involved in providing service that even if a meter was installed the act of turning the meter on was extending the service inasmuch as before you turned the meter on, the urban service was not provided.

DLCD now takes the position that if the main exists even outside the Urban Growth Boundary that connecting water to the main does not constitute extending urban services.

Issues that the Council might want to consider in their deliberations that have been expressed in the past are:

- The taxpayer in the City bought and improved the system for the residents of the City.
 - We do charge Systems Development Charges, but charges are set up to serve inside the City which has urban densities. We do charge one and a half (1-1/2) time the inside charge, but that may not be enough. I have attended seminars in the past that have touched upon the fact that groups are trying to get legislation through that will require cities to, in detail, justify their charges. Our experience with the Harbor Sanitary District has given us insight as to how hard that may be, in as much as people may not accept how you are addressing meeting water needs in the future.
- If you extend services into the area surrounding the City, there is less incentive for the area to annex, which limits the area into which the City can grow in the future.

- We do require a Consent to Annex, which should be legally binding, but from a practical and political standpoint the use of the Consent to Annex to unhappy residents is not the preferred action.

Previously the City allowed only hookups only if a health hazard existing, they had to front on a mainline, they had to use reasonable diligence in getting another source, and the condition had to exist prior to 1979, as well as the conditions generally that the hookup was not to allow partitioning of property or more sellable inasmuch as people build outside city limits often so as not to pay for city facilities, although in so doing, they do so at some risk.

minutes

CITY OF BROOKINGS
COMMON COUNCIL MEETING
City Hall Council Chambers
898 Elk Drive, Brookings, Oregon
September 23, 1996
7:00 p.m.

I. CALL TO ORDER

Mayor Davis called the meeting to order at 7:08 p.m.

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

Council Present: Mayor Tom Davis, Councilors Nancy Brendlinger, Bob Hagbom, Larry Curry, Dave Scott

Staff Present: City Manager Tom Weldon, Accounting Clerk Denise Bottoms, Fire Chief Bill Sharp

Media Present: Anita Rainey, Curry Coastal Pilot; Martin Kelly, KCRE; Tracy Reed, KURY

IV. CEREMONIES/APPOINTMENTS/ANNOUNCEMENTS

1. Mayor Davis recommended the following students for appointments to City Committees/Council:

Student Government Day Committee: Erin Clark
Jennifer Robinson
Jennifer Kennedy

Parks & Recreation Commission: Shiloh Thom

Planning Commission: Jessica Babin

Ex-officio City Councilor: Kevin Blank

Councilor Curry moved, Councilor Brendlinger seconded and the Council voted unanimously to approve the Mayor's recommendations to appoint these students to the City Council/Committees.

2. Mayor Davis introduced Jack McDonald as the new Chief of Police for the City of Brookings.
3. Mayor Davis introduced Officer Chris Wallace and K-9 Hogue.
4. Mayor Davis proclaimed the week of October 6 through October 12, 1996 to be "Brookings Firefighters Appreciation Week".
5. Mayor Davis proclaimed the week of October 5 through October 12, 1996 to be "Recycling Awareness Week in Brookings".
6. Mayor Davis proclaimed the month of October, 1996 to be "Disability Employment Awareness Month in Brookings".
7. Mayor Davis proclaimed October 3, 1996 as "Soroptimist International of Brookings Day".
8. Mayor Davis proclaimed October, 1996 to be "Public Safety Employee Month in Brookings".
9. Mayor Davis presented a Certificate of Appreciation to Nancy Corrigan, Employee of the Season for the Fall of 1996.

V. PUBLIC HEARINGS none

VI. SCHEDULED PUBLIC APPEARANCES none

VII. ORAL REQUESTS AND COMMUNICATIONS FROM THE AUDIENCE none

Larry Smith (221 Musser St.) of the Curry County Republicans Central Committee requested that the Council direct staff to rewrite the LDC regulations pertaining to political signs, specifically that the time limit for erecting these signs be changed to 30 days prior to the mailing of the ballots rather than 30 days prior to the election. He also asked the Council hold off enforcement of the Ordinance during the present election as absentee ballots are now available.

After discussion, Councilor Hagbom moved, Councilor Scott seconded and the Council voted unanimously to table this discussion until mid-December, 1996 and review at that time.

VIII. STAFF REPORTS

A. City Manager

1. Request for authorization to apply for Northwest Economic Adjustment Initiative Grant

Councilor Brendlinger moved, Councilor Curry seconded and the Council voted unanimously to authorize staff to apply for a Northwest Economic Adjustment Initiative Grant in the amount of \$200,000 under the "other" category for Technical Assistance for preliminary design engineering work on our Wastewater Plant Improvement project.

2. Request for the City to participate in the exploration of mediation regarding the UGB appeal

Councilor Scott moved, Councilor Brendlinger seconded and the Council voted unanimously to authorize the exploration of potential for mediation regarding the Urban Growth Boundary as an observer only.

IX. CONSENT CALENDAR

Councilor Brendlinger requested corrections to the minutes of the September 9, 1996 Regular Council meeting.

Councilor Curry moved, Councilor Hagbom seconded and the Council voted 4-0 (Councilor Scott did not vote as he was not at the September 9 meeting) to approve the Consent Calendar as follows:

A. Approval of Council Meeting Minutes

1. September 9, 1996 Regular Council Meeting

B. Acceptance of Commission/Board Minutes

C. Approval of Vouchers (136,201.94)

D. Miscellaneous

1. Request for liquor license - Package Store - Change of Ownership - Jon & Teresa Beard & Gene Allen - Local Market
2. Request to possess and consume alcoholic beverages on City property - Azalea Park - Mason Williams Concert - October 5, 1996 - Applicant Brookings-Harbor Rotary Club
3. List of proposed members for Technical Advisory Committee and Citizens Advisory Committee for TGM Grant

(end Consent Calendar)

X. ORDINANCES/RESOLUTIONS/FINAL ORDERS none

XI. COMMITTEE REPORTS

A. Planning Commission none

B. Parks and Recreation Commission none

- C. Chamber of Commerce none

XII. REMARKS FROM MAYOR AND COUNCILORS

- A. Mayor

- B. Council

Councilor Brendlinger asked if the Council would add two other positions to the Citizens Advisory Committee for the TGM Grant.

Councilor Brendlinger moved, Councilor Scott seconded and the Council voted unanimously to appoint Councilor Brendlinger, representing the City Council, and Lorraine Kuhn, representing unaffiliated citizens, to the TGM Citizens Advisory Committee.

Lorraine Kuhn of 813 N. 2nd Street volunteered for this position at the meeting. If she should become a Council member at this election, Dave Scott volunteered to take her place.

Councilor Brendlinger asked for clarification of whether it's 20 or 30 feet Russ Stauff of Oregon Department of Fish and Wildlife has proposed for planting trees around Jack Creek. Mayor Davis asked staff to write a letter for his signature on this matter.

Councilor Brendlinger stated that the crosswalk material at the school on Pacific Ave/Easy Street is showing up very well. She felt that staff should be congratulated on finding this material. Can we also use this material in front of the theatre? The City Manager will look into it.

Councilor Brendlinger brought up the situation of a North Bank resident requesting water 2 years ago because her well ran dry. DLCD would not allow it. They might now look at relaxing their rules regarding water service. We would have to change our City Ordinance to allow this outside the Urban Growth Boundary. She asked that this be put on the next agenda for discussion.

It is time for the City Manager's evaluation as it has now been two years. Mayor Davis asked the City Manager to send out letters and set an executive session for the next Council meeting.

Councilor Curry asked if there been any progress on City/County work session agenda?

Councilor Hagbom mentioned that he attended the League Legislative Committee meeting.

Richard Woodel asked about the condition that occurred following the phone line outage today and the 9-1-1 system failure. The City Manager said there may have been some problem, but that the exact circumstances were unknown and he would be looking into it.

XIII. ADJOURNMENT

Councilor Scott moved, Councilor Hagbom seconded and the Council voted unanimously to adjourn the meeting at 8:46 p.m.

Tom Davis
Mayor

MINUTES
BROOKINGS PLANNING COMMISSION
REGULAR MEETING
August 6, 1996

The regular meeting of the Brookings Planning Commission was called to order at 7:02 p.m. in the Council Chambers at Brookings City Hall on the above date with the following Commission members and staff in attendance.

Earl Breuer	Ted Freeman, Jr.	Linda Barker, Secretary
Judi Krebs	Dave Ham	
Marv Lindsey	John Bischoff, Planning Director	

Commissioners Singleton and Ciapusci were absent.

MINUTES

By a 4-0 vote (motion: Chair Ham, second: Commissioner Lindsey) the Planning Commission approved the minutes of the July 16, 1996, Planning Commission special meeting. Commissioner Krebs abstained as she was not present at the July meeting.

THE PLANNING COMMISSION TOOK THE FOLLOWING ACTION ON FINAL ORDERS
None

THE PLANNING COMMISSION TOOK THE FOLLOWING ACTION ON WRITTEN REQUESTS AND COMMUNICATIONS
None

THE PLANNING COMMISSION TOOK THE FOLLOWING ACTION IN THE PUBLIC HEARINGS

1. By a unanimous vote, (motion: Commissioner Breuer, second: Chair Ham) the Planning Commission approved (File No. CUP-2-96) a request for a Conditional Use Permit to place a church building on a 3.50 acre site; located adjacent to the east side of Highway 101 and south of Parkview Drive, zoned R-1-6 (Single Family Residential, 6,000 sq. ft. minimum lot size); Church of the Narazene, applicant; David E. Shankle, representative. The motion included additional conditions that the building conform to the required 30 foot setback from all side and rear lots and a stipulation that all construction be completed within 4 years from the approval of the Conditional Use Permit.

This action was taken following questions or comments regarding the request from the following people:

a)	David E. Shankle	1233 Iris Street	Brookings OR
b)	Eric Vance	31408 Camas Lane	Eugene OR
c)	Susan Wimberly	1005 Parkview Drive	Brookings OR
d)	Ronald Eslick	1370 Hampton Road	Brookings OR

e)	Cynthia Ramsdale	1202 Hub Street	Brookings OR
f)	Joe Hodge	1380 Hampton Road	Brookings OR
g)	Tony Yarish	443 Pine Street	Brookings OR

The applicant waived his right to seven (7) additional days in which to submit written argument.

2. In a unanimous vote (motion: Commissioner Krebs, second: Commissioner Lindsey) the Planning Commission approved the Final ORDER and Findings of Fact for File Document No. CUP-2-96 with the above noted additions.
3. By a unanimous vote, (motion: Commissioner Breuer, second: Chair Ham) the Planning Commission approved (File No. M3-7-96) a request for a minor partition to divide a 4.89± acre parcel to create three lots of 1.22, 1.71 and 1.95 acres in size; located north of Marine Drive between Old County Road and Marina Heights Road; zoned R-1-6 (Single Family Residential, 6,000 sq. ft. minimum lot size); Margie From, applicant, Chuck Simpson, representative. The motion allowed the use of septic tanks for these lots since the City is currently under a DEQ imposed ban on sewer main extensions. Each of these lots is large enough in size to meet that requirement for septic tank placement.

This action was taken following questions or comments regarding the request from the following people:

a)	Charles Simpson	PO Box 6841	Brookings OR
----	-----------------	-------------	--------------

The applicant waived his right to seven (7) additional days in which to submit written argument.

Discussion on this application centered on whether a condition should be added requiring extension of the sewer main along Old County Road to the extreme northerly property line of the parent parcel since the DEQ imposed ban on sewer main extensions was still in effect. At this date the new Mutual Agreement and Orders has been signed by the City but not by DEQ.

4. In a unanimous vote (motion: Commissioner Krebs, second: Commissioner Lindsey) the Planning Commission approved the Final ORDER and Findings of Fact for File Document No. M3-7-96 as written.

The Commission recessed from 8:53 p.m. to 8:59 p.m.

5. In a 3-2 vote (motion: Commissioner Breuer, second: Commissioner Lindsey; voting in favor of the motion: Commissioners Breuer, Ham and Lindsey, against the motion: Commissioner Krebs and Freeman) the Planning Commission denied a request for a minor partition to divide a 5.96 acre parcel to create two parcels of 4.96 and 1.00 acres in size; located on the south side of Hampton Lane approximately 125 feet east of Parkview Drive; zoned R-1-6 (Single Family Residential, 6,000 sq. ft. minimum lot size); Don and Becky Hodges, applicant.

The Planning Director asked if this denial was made with or without prejudice explaining that the applicants could not bring the request before the Planning Commission for 12 months if the denial was done with prejudice.

In a 4-0 vote (motion: Commissioner Breuer, second: Chair Ham; voting in favor of the motion: Commissioners Breuer, Lindsey, Ham and Freeman; Commissioner Krebs abstained) the Planning Commission amended its previous ruling on M3-8-96 so that the denial is without prejudice allowing the applicants to resubmit their application within 12 months if they wish.

This action was taken following questions or comments regarding the request from the following people:

a)	Denny Crowe	PO Box 2748	Harbor OR
b)	Lauren Porsch	815 Railroad Street	Brookings OR
c)	Dan Webb	1300 Hampton Road	Brookings OR
d)	Brian Johnson	1372 Hampton Road	Brookings OR
e)	Ron Eslick	1370 Hampton Road	Brookings OR
f)	Jay Patel	PO Box 760	Brookings OR
g)	Susan Wimberly	1005 Parkview Drive	Brookings OR
h)	Eric Vance	31408 Camas Lane	Eugene OR
i)	Alisa Johnson	1372 Hampton Road	Brookings OR
j)	Kim Jester	1300 Hampton Road	Brookings OR

The applicant waived his right to seven (7) additional days in which to submit written argument.

6. In a 5-0 vote (motion: Commissioner Krebs, second: Commissioner Breuer) the Planning Commission approved (File No. M3-9-96) a request for a minor partition to divide a 1.40 acre parcel to create two lots of 30,996 sq. ft. and 30,898 sq. ft. in size; located on the north side of Easy street approximately 120 ft. east of Fourth Street zoned R-1-6 (Single Family Residential, 6,000 sq. ft. minimum lot size); Hazel Gudger, applicant; Denny Crowe of Stuntzner Engineering and Forestry, representative.

This action was taken following questions or comments regarding the request from the following people:

a)	Denny Crowe	PO Box 2748	Harbor OR
----	-------------	-------------	-----------

The applicant waived his right to seven (7) additional days in which to submit written argument.

7. In a unanimous vote (motion: Commissioner Freeman, second: Commissioner Krebs), the Planning Commission approved the Final ORDER and Findings of Fact for File Document No. M3-9-96.
8. By a unanimous vote (motion: Commissioner Krebs, second: Chair Ham), the Planning Commission approved (File No. M3-10-96) a request for a minor partition to divide a 2.50 acre parcel into two lots of 14,543 sq. ft. and 90,985 sq. ft. in size; located in the southeast

corner of Dawson Road where it turns from east/west to north/south; zoned R-1-6 (Single Family Residential, 6,000 sq. ft. minimum lot size); Mr. and Mrs. Douglas Purdy, applicant. The approval was given with two additional conditions: 1. that any further division of Parcel Two as shown on the preliminary plat map shall require construction of curbs, gutters, and sidewalk on both Dawson Road frontages adjacent to the parent lot including the frontage of Parcel One; and 2. that a notation be placed on the deed to Parcel 2 indicating this is to be done up front so all future owners are aware of this condition if they choose to divide this parcel further.

This action was taken following questions or comments regarding the request from the following people:

- | | | | |
|----|---------------|------------|----------|
| a) | Emily Purdy | PO Box 172 | Ophir OR |
| b) | Douglas Purdy | PO Box 172 | Ophir OR |

The applicant waived his right to seven (7) additional days in which to submit written argument.

9. In a unanimous vote (motion: Commissioner Krebs, second: Commissioner Breuer), the Planning Commission approved the Final ORDER and Findings of Fact for File Document No. M3-10-96 with the additional conditions.

The Commission recessed from 10:48 p.m. to 10:51 p.m.

THE PLANNING COMMISSION TOOK THE FOLLOWING ACTION ON COUNTY REFERRALS

1. By a 5-0 vote (motion: Commissioner Krebs, second: Chair Ham) the Planning Commission will send a favorable recommendation to Curry County in the matter of File No. CR-AD-9623; a request for a conditional use permit to expand an existing mobile home park by 6 spaces; located on the north side of Olsen Lane and west of Sunset Strip; zoned R-3 (Residential-Three) County; Jerry and Elizabeth Robinson, applicant, Rob Hammond, representative. The recommendation will include the following conditions: 1. that the fence along the easterly and southerly side of the area of expansion be repaired and provided with some type of sight obscuring screening; 2. another suitable location must be found for the trash collection facility as the area for the expansion is currently the localized trash collection facility for the entire park; 3. and that new units should be addressed to Olsen Lane as the mobile units across the street from the expansion area are addressed to Olsen Lane.

Before this referral was heard by the Planning Commission Commissioner Krebs declared that she had received notification from the County that this case would be heard by them. She received notification because her property is located within 250 feet of the subject parcel. She did not wish to remove herself from hearing the case.

2. By a 5-0 vote (motion: Commissioner Freeman, second: Commissioner Breuer) the Planning Commission will send a favorable recommendation to Curry County in the matter of File No. CR-P-9609; a request for a minor partition to divide a 5.0 acre parcel into three lots of 1.16,

1.37, 2.47 acres each; located on the west side of Eastwood Lane approximately 400 feet north of a stub street called Eastwood Spur, west side of property is bounded by Old County Road; zoned County R-2 (Residential Two); Roger Hollibaugh, applicant.

UNSCHEDULED PUBLIC APPEARANCES

None

REPORT OF THE CITIZENS ADVISORY COMMITTEE

None

MESSAGES AND PAPERS FROM THE CITY MANAGER

None

MESSAGES AND PAPERS FROM THE MAYOR

None

REPORT OF THE PLANNING DIRECTOR

The Planning Director gave his quarterly report which is attached and made a part of these minutes.

PROPOSITIONS AND REMARKS FROM COMMISSION MEMBERS

Commissioner Breuer brought to the Planning Director's attention a house and lot located between Hemlock and Railroad Streets and between Local Market and Phil's Decorating on Railroad Street that has blackberry vines growing above the rooftop and weeds waist high on the lot. The Planning Director will bring this to the attention of the Building and Fire Departments.

Commissioner Lindsey asked for clarification on sewer main extensions now that the new MAO has been signed: can they be extended before the bond is obtained? The Planning Director responded that he understands we will be able to extend mains but that we must obtain financing according to the time line in the MAO. Councilor Brendlinger added there was nothing in the MAO addressing this point.

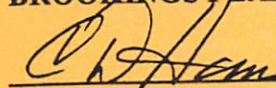
Commissioner Krebs reminded the Commission that our regular meeting in November falls on election day and that provisions must be made for another meeting date. She commented that M3-7-96 was approved without any County sanitation report. Also she noted that there are a number of cars with "for sale" signs parked on the lot at Betsy Bubble Bath on Spruce Street. The Planning Director will look into this matter.

ADJOURNMENT

There being no further business before the Planning Commission, the meeting was adjourned at 11:27 p.m.

Respectfully submitted,

BROOKINGS PLANNING COMMISSION



C. D. Ham, Chair

Quarterly Report

1. Golf Course - City staff and volunteers building driving range at this time. Golf instructor hired to run driving range as a business.
2. TGM Grant - In process, the state is finishing the contract between the consultant, Cogan Owen Cogan of Portland. Linda Davis who did our UGB study will be the project manager on this project also. Needed infrastructure to encourage in-fill of commercial and industrial and residential areas, suggest strategies to encourage in-fill including possible zoning changes etc. \$40,000
3. Public Facilities and Services Plan - Applying for a Grant to complete periodic review task to establish a public facilities and services plan to provide the orderly extension of services into the new UGB. \$20,000.
4. Sign at the Fast Gas Station. Staff will bring this item to you at the September meeting.
5. UGB - Appealed to the State Court of Appeals. The state is preparing the record for the court at this time. Once the record is submitted the appellant has 49 days to file their argument and then the state has 49 days to respond. At some point the court will set a date for oral arguments. We expect a decision about July of next year.
6. Macklyn House residential care facility is nearing completion landscaping is in.
7. The Pinnacle residential care facility is apparently not going to be built.
8. Sewer status - City has signed MAO and returned to DEQ for their signature. We can continue to extend mains and connect to sewer providing that we pass a bond by June 1, 1997. If the bond is not passed the city could be subject to daily fines.
9. Sidewalks being placed along the west side of Fern Ave. Also considering changing the location of the Stop sign at Fern and Elk to make Elk the through street.
10. Landscaping in place at the Assembly of God Church at Oak and Pacific.
11. SWOCC informed that they have yet to place the required street signs.
12. Chetco Inn - On July 24 the City Council revoked the occupancy permit for the Chetco Inn. The Inn operators are trying to resolve the concerns at this time.
13. Baseball fields at Azalea Park - Irrigation is in place for field No. 3 and they hope to have it seeded by September 1. Working to extend irrigation to the other fields.
14. The DIA sub-committee needs to be activated.

**MINUTES
BROOKINGS PLANNING COMMISSION
REGULAR MEETING
September 3, 1996**

The regular meeting of the Brookings Planning Commission was called to order at 7:02 p.m. in the Council Chambers at Brookings City Hall on the above date with the following Commission members and staff in attendance.

Chet Singleton	George Ciapusci
Dave Ham	Linda Barker, Secretary
Marv Lindsey	John Bischoff, Planning Director

Commissioners Krebs, Freeman and Breuer were absent.

MINUTES

The minutes from the August meeting were presented but not voted upon as there was not a sufficient number of commissioners in attendance at this meeting who had attended the August 6, 1996 meeting. The minutes will be carried forward to the October regular meeting.

THE PLANNING COMMISSION TOOK THE FOLLOWING ACTION ON FINAL ORDERS
The Final ORDER and Findings of Fact for File Document No. M3-8-96 was presented but not voted upon as there was not a sufficient number of commissioners in attendance at this meeting who had voted on the original motion to deny the application. This Final Order will be on the agenda for the October 1, 1996 meeting.

THE PLANNING COMMISSION TOOK THE FOLLOWING ACTION ON WRITTEN REQUESTS AND COMMUNICATIONS

None

THE PLANNING COMMISSION TOOK THE FOLLOWING ACTION IN THE PUBLIC HEARINGS

1. By a unanimous vote, (motion: Chair Ham, second: Commissioner Singleton) the Planning Commission approved (File No. CUP-1-96) a request for a Conditional Use Permit to establish a residential care facility on a 42,702 sq. ft. parcel of land located at 417 Fern Street, building known as the Chetco Inn; zoned R-3 (Multiple-Family Residential); Herbert Roberts, application. The motion deletes all reference to Deferred Improvement Agreements in the conditions of approval and requires the applicant to construct curb, gutter, sidewalk and required pavement along the Park Avenue frontage of the subject property as well as completing paving, striping and curb blocks in the parking areas prior to the issuance of an occupancy permit.

Before the hearing began Commissioner Singleton declared that he had dealings with Mr. Roberts in the past and on this building, however this would not cause a bias in his decision. Mr. Roberts responded that he had never met or spoken with Commissioner Singleton,

perhaps the dealings had been with Bill or Jim Roberts. There was no challenge from the audience regarding Commissioner Singleton's participation in the hearing.

A previous motion (Motion: Commissioner Ciapusci) to deny this application died for a lack of second.

This action was taken following questions or comments regarding the request from the following people:

- | | | | |
|----|--------------|-------------|--------------|
| a) | Herb Roberts | PO Box 1386 | Brookings OR |
| b) | Don Horton | PO Box H | Brookings OR |

The applicant waived his right to seven (7) additional days in which to submit written argument.

2. By a unanimous vote (motion: Chair Ham, second: Commissioner Singleton) the Planning Commission approved the Final ORDER and Findings of Fact for File Document No. CUP-1-96 with the above noted deletions and additions.
3. By a unanimous vote, (motion: Chair Ham, second: Commissioner Ciapusci) the Planning Commission approved (File No. M3-11-96) a request for a minor partition to divide a 4.2 ± acre parcel of land located between Hassett St. and Ransom Ave. approximately 330 ft. east of Fifth St. to create three lots of 116,139 sq. ft., 31,916 sq. ft. and 33,207 sq. ft. in size; zoned R-2 (Two Family Residential); John Zia, applicant.

Before the hearing commenced, Commissioner Lindsey declared that he is a next door neighbor to the parcel under consideration. Commissioner Singleton declared that he is presently doing work for Mr. Zia on one of the lots under consideration.

This action was taken following questions or comments regarding the request from the following people:

- | | | | |
|----|----------|------------------|--------------|
| a) | John Zia | 97848 Titus Lane | Brookings OR |
|----|----------|------------------|--------------|

The applicant waived his right to seven (7) additional days in which to submit written argument.

4. By a unanimous vote (motion: Commissioner Singleton, second: Chair Ham) the Planning Commission approved the Final ORDER and Findings of Fact for File Document No. M3-11-96 as written.
5. By a unanimous vote (motion: Chair Ham, second: Commissioner Ciapusci) the Planning Commission approved (File No. SUB-1-96/MC-1) a request for a minor change to an approved subdivision located on the west side of Old County road and south of the City limits, to change the street alignment and lot configuration; zoned R-1-6 (Single Family Residential, 6,000 sq. ft. minimum lot size); Allen Oleander, applicant. The motion included an amendment to the Conditions of Approval to rewrite Item 18 (pertaining to easements for Lots 14, 20 and 21) and replace it with wordage regarding easements for Lots 17, 18 and 19.

Commissioner Singleton declared that his wife is employed by the manufactured home dealer that is supplying homes to this subdivision.

This action was taken following questions or comments regarding the request from the following people:

- | | | | |
|----|-------------|-------------------|----------------|
| a) | Jim Capp | PO Box 2937 | Harbor OR |
| b) | Tim Bossard | 133 NW "D" Street | Grants Pass OR |

The applicant waived his right to seven (7) additional days in which to submit written argument.

6. By a unanimous vote (motion: Chair Ham, second: Commissioner Singleton) the Planning Commission approved the Final ORDER and Findings of Fact for File Document No. SUB-1-96/MC-1 as amended.
7. By a unanimous vote, (motion: Chair Ham, second: Commissioner Ciapusci) the Planning Commission approved (File No. CUP-3-94/MC-1) a city initiated minor change to the conditions of approval for File No. CUP-3-94 requiring a directional sign on Alder Street for the Fast Gas Service Station; located on the south side of Highway 101 at Alder Street; zoned C-3(General Commercial). The motion deleted the directional sign requirement at the Alder Street exit from the conditionals of approval subject to the conditions of approval requiring the landscaping of the area along Spruce Drive and along Alder Street south of the driveway be completed.
8. By a unanimous vote (motion: Chair Ham, second: Commissioner Lindsey) the Planning Commission approved the Final ORDER and Findings of Fact for File Document No. CUP-3-94/MC-1 as amended.

THE PLANNING COMMISSION TOOK THE FOLLOWING ACTION ON COUNTY REFERRALS

None

UNSCHEDULED PUBLIC APPEARANCES

None

REPORT OF THE CITIZENS ADVISORY COMMITTEE

Planning Director John Bischoff reported the City is in the process of forming infill and redevelopment committees in conjunction with the TGM grant. There will be both a Citizen's Advisory Committee and a Technical Advisory Committee. Meetings will begin the first part of October. It is estimated that reports from the Advisory Committees will be forthcoming early in 1997 and they will be shared with the Planning Commission as they are generated.

Director Bischoff also reported the City is working with DLCD to finalize a grant for a public facilities and services plan that is required in our Periodic Review. The grant amount is between \$30,000 and \$40,000. The City's grant monies will be used to concentrate on sewer and storm drainage issues. Approximately \$11,500 of Curry County's Periodic Review grant money will be used to study conditions on the Chetco River. This will satisfy the water portion of the plan. The transportation

study just completed will furnish the roads, streets, bicycle paths and pedestrian walkways information within the City and Urban Growth Boundary.

MESSAGES AND PAPERS FROM THE CITY MANAGER

None

MESSAGES AND PAPERS FROM THE MAYOR

None

REPORT OF THE PLANNING DIRECTOR

Tuesday, November 5, 1996 is Election Day. Since this is not a mail-in election the Council Chambers will be used for the election. After brief discussion it was decided to set the date of the November Planning commission meeting at the October session.

PROPOSITIONS AND REMARKS FROM COMMISSION MEMBERS

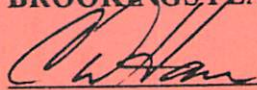
Members of the Planning Commission thanked Doug Alexander for the superb job he did in designing and building the new bench for the Council Chambers.

ADJOURNMENT

There being no further business before the Planning Commission, the meeting was adjourned at 9:14 p.m.

Respectfully submitted,

BROOKINGS PLANNING COMMISSION



C. D. Ham, Chair

City of Brookings
CHECK REGISTER: CHECK # 26933 THRU 27121
For The Month Ending: September 30, 1996 ** CLOSED **
PRINTED: October 1, 1996 14:43:09

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CHECK #	PAID TO	DESCRIPTION	DATE	CR ACCOUNT	CR AMOUNT	ALLOC ACCT	ALLOC AMOUNT
26933	John Bishop	Misc Supplies	09/03/96	100-106.00	150.00	103-614.00	150.00
26934	Water Resources Department	Extension Fee	09/03/96	100-106.00	100.00	109-686.00	100.00
26936	Radio Shack	000171 & 007046	09/09/96	100-106.00	265.99	103-606.00	265.99
26937	American Red Cross	5 Lifeguard	09/09/96	100-106.00	25.00	106-612.00	25.00
26938	Becco Inc	3090216/Monthly	09/09/96	100-106.00	333.90	103-606.00	33.90
						107-612.00	300.00
						107-658.00	32.82
26939	M Denise Bottoms	Reimbursement	09/09/96	100-106.00	32.82	109-687.00	3,958.43
26940	Brookings Harbor Chamber	Aug Motel Tax	09/09/96	100-106.00	3,958.43	106-606.00	32.18
26941	Brookings Supply Inc	Aug Statement	09/09/96	100-106.00	99.62	150-606.00	29.01
						150-628.00	15.99
						252-606.00	2.58
						252-612.00	19.86
						104-682.00	1,666.67
26942	Brookings Vol Firefighters	Sept Contrib	09/09/96	100-106.00	1,666.67	201-612.00	458.88
26943	Budge-McHugh Supply Co	August Invoices	09/09/96	100-106.00	458.88	252-606.00	182.50
26944	Caveman Heating	Inv 892 & 905	09/09/96	100-106.00	182.50	103-614.00	237.20
26945	Chetco Pharmacy & Gifts	Aug Statement	09/09/96	100-106.00	237.20	102-658.00	45.25
26946	C & K Market Inc	Aug Statement	09/09/96	100-106.00	172.87	103-614.00	33.89
						103-658.00	12.00
						106-626.00	73.76
						252-612.00	7.97
						252-650.00	1,188.00
26947	City of Gold Beach	Truck Rental	09/09/96	100-106.00	1,188.00	103-646.00	60.00
26948	Coast Auto Center	Inv 1436	09/09/96	100-106.00	60.00	103-624.00	85.00
26949	Coastal Carpet Cleaning	Inv 2645	09/09/96	100-106.00	125.00	104-624.00	40.00
						252-612.00	210.00
26950	Coffey Laboratories Inc	Inv 9608-87248	09/09/96	100-106.00	210.00	104-624.00	89.09
26951	The Color Blender	Inv 191091	09/09/96	100-106.00	89.09	109-646.00	75.00
26952	CTR	123511 & 450464	09/09/96	100-106.00	186.61	252-606.00	111.61
						109-686.00	269.46
26953	Curry County Building Dept	Permit Jack Crk	09/09/96	100-106.00	269.46	100-235.00	579.70
26954	Curry County Treasurer	Aug Assessment	09/09/96	100-106.00	579.70	106-626.00	132.47
26955	Del Cur Supply	Aug Invoices	09/09/96	100-106.00	1,214.63	109-686.00	609.10
						251-606.00	20.30
						252-612.00	452.76
						103-664.00	960.00
26956	Dept of State Police - LEDS	Inv L08053	09/09/96	100-106.00	960.00	100-220.70	62.50
26957	DHR Child Support Unit	Garnishment	09/09/96	100-106.00	62.50	100-220.70	33.00
26958	DHR Child Support Unit	Garnishment	09/09/96	100-106.00	33.00	101-612.00	55.00
26959	Don Nuss	Inv 2865	09/09/96	100-106.00	55.00	106-662.00	2,782.55
26960	Ferrellgas	Aug Statement	09/09/96	100-106.00	2,804.84	150-624.00	22.29
						252-612.00	94.80
26961	Fred Meyer	Inv 429595	09/09/96	100-106.00	94.80	103-614.00	24.82
26962	G Neil Companies	Inv 1919533.01	09/09/96	100-106.00	24.82	104-606.00	214.45
26963	GSA Kansas City, Region 6	Inv E5565202	09/09/96	100-106.00	214.45	202-652.00	159.50
26964	Hach Co	August Invoices	09/09/96	100-106.00	446.65	252-612.00	75.40
						252-652.00	211.75
						103-606.00	18.10
26965	Hagens Cleaners	Aug Cleaning	09/09/96	100-106.00	18.10	100-232.00	99.00
26966	Leif C Hansen	Bail Refund	09/09/96	100-106.00	40.00	100-474.00	20.00
						100-234.00	26.00

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City of Brookings
CHECK REGISTER: CHECK # 26933 THRU 27121
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CHECK #	PAID TO	DESCRIPTION	DATE	CR ACCOUNT	CR AMOUNT	ALLOC ACCT	ALLOC AMOUNT
Leif C Hansen, (Continued)							
						100-235.00	(13.00)
26967	Harbor Logging Supply Inc	Inv 2640	09/09/96	100-106.00	9.80	150-606.00	9.80
26968	Lori Hoover	Transcription	09/09/96	100-106.00	37.50	103-646.00	37.50
26969	ICMA-RT 457 c/o 1st Ntl Bnk MD	Deferred Comp	09/09/96	100-106.00	755.00	100-220.70	755.00
26970	Kristen Johannes	Bail Refund	09/09/96	100-106.00	19.00	100-232.00	67.00
						100-474.00	(11.00)
						100-234.00	(26.00)
						100-235.00	(11.00)
26971	Johnson Yokogawa	Inv 1108453	09/09/96	100-106.00	144.87	252-612.00	144.87
26972	K D Electric	Inv 3090	09/09/96	100-106.00	42.77	252-606.00	42.77
26973	Lab Safety Supply Inc	Inv 66615620	09/09/96	100-106.00	131.23	252-612.00	131.23
26974	Gary Lafazio	Deposit Refund	09/09/96	100-106.00	18.93	200-134.00	18.93
26975	Gary LaFazio	Az Park Refund	09/09/96	100-106.00	25.00	100-478.00	25.00
26976	Lebanon Volunteer Fire Prevent	Fire Video	09/09/96	100-106.00	12.00	104-683.00	12.00
26977	Les Brown Towing	Inv 2066 & 2151	09/09/96	100-106.00	120.00	103-614.00	45.00
						104-606.00	75.00
26978	LETN	Inv 775380	09/09/96	100-106.00	288.00	103-658.00	288.00
26979	Loring's Sporting Goods	Inv 745	09/09/96	100-106.00	54.50	103-614.00	54.50
26980	Mory's	Aug Statement	09/09/96	100-106.00	359.44	101-602.00	5.25
						103-602.00	7.00
						105-602.00	235.62
						106-612.00	4.97
						107-602.00	28.60
						109-602.00	62.58
						109-686.00	1.66
						252-612.00	13.76
26981	Motorola Inc	Inv S0471544	09/09/96	100-106.00	901.50	103-606.00	901.50
26982	Muffler & More	Inv 3161	09/09/96	100-106.00	51.75	109-606.00	51.75
26983	Musser & Associates CPA's PC	Inv 0000321-IN	09/09/96	100-106.00	50.00	107-612.00	50.00
26984	Narcotics Law Bulletin	3 yr Subscript	09/09/96	100-106.00	166.75	103-658.00	166.75
26985	National Fire Fighter Corp	Inv023292022448	09/09/96	100-106.00	107.21	104-683.00	36.10
						109-686.00	71.11
26986	NCL of Wisconsin Inc	Inv 59875	09/09/96	100-106.00	41.44	252-652.00	41.44
26987	Newman Signs	August Invoices	09/09/96	100-106.00	83.36	150-628.00	83.36
26988	North Coast Paving & Rock	Inv 8-91	09/09/96	100-106.00	147.80	150-628.00	147.80
26989	DPS Insurance Co	Life Ins	09/09/96	100-106.00	229.90	100-220.60	229.90
26990	Oregon Apparatus Repair	Inv 1241 & 1242	09/09/96	100-106.00	654.20	104-606.00	654.20
26991	Oregon Dept of Revenue	August Assess	09/09/96	100-106.00	1,987.00	100-234.00	1,987.00
26992	Oregon Department of Revenue	State W/H Tax	09/09/96	100-106.00	3,481.95	100-220.30	3,481.95
26993	Pacific Water Works	August Invoices	09/09/96	100-106.00	785.05	201-612.00	785.05
26994	PERS - Retirement	Payroll 9/5/96	09/09/96	100-106.00	6,984.42	100-220.70	70.72
						100-220.80	6,913.70
26995	Marcy Pomeroy	Bail Refund	09/09/96	100-106.00	19.00	100-232.00	67.00
						100-474.00	(11.00)
						100-234.00	(26.00)
						100-235.00	(11.00)
26996	Profile Evaluations Inc	Inv 12-4154	09/09/96	100-106.00	150.00	103-658.00	150.00
26997	R & R Uniforms	August Invoices	09/09/96	100-106.00	542.48	103-608.00	542.48
26998	Santiam Emergency Equipment	Inv 5177 & 5183	09/09/96	100-106.00	643.00	104-606.00	93.00
						104-614.00	550.00
26999	Sheldon Fire & Rescue	Inv 4154	09/09/96	100-106.00	568.40	104-624.00	568.40

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City of Brookings
CHECK REGISTER: CHECK # 26933 THRU 27121
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CHECK #	PAID TO	DESCRIPTION	DATE	CR ACCOUNT	CR AMOUNT	ALLOC ACCT	ALLOC AMOUNT
27000	Siegrist Ford	Inv FIN9608	09/09/96	100-106.00	493.24	104-614.00	493.24
27001	Stamper's Tire	Inv 117900	09/09/96	100-106.00	333.28	150-606.00	333.28
27002	Strahm's Sealcoat & Striping	Inv 1468	09/09/96	100-106.00	210.00	150-628.00	210.00
27003	Teamsters Local Union 223	September Dues	09/09/96	100-106.00	447.00	100-220.70	447.00
27004	That Special Touch	Inv 14782	09/09/96	100-106.00	22.50	103-614.00	22.50
27005	Trade Mark Graphics Inc	Inv 000005966	09/09/96	100-106.00	312.00	103-606.00	312.00
27006	United Communications	August Phone	09/09/96	100-106.00	349.28	101-664.00	22.36
						102-664.00	35.46
						103-664.00	291.46
27007	United Communications	August Phone	09/09/96	100-106.00	234.25	104-664.00	47.62
						105-664.00	103.98
						106-664.00	8.25
						107-612.00	45.15
						150-664.00	9.09
						201-664.00	5.04
						202-664.00	5.04
						251-664.00	5.04
						252-664.00	5.04
27008	United Pipe & Supply Co Inc	August Invoices	09/09/96	100-106.00	1,520.95	106-626.00	146.97
						150-628.00	363.42
						201-612.00	569.06
						251-612.00	441.50
27009	U S Bank	Fed W/H Tax	09/09/96	100-106.00	14,977.69	100-220.10	8,900.22
						100-220.20	6,077.47
27010	Webfoot International	Inv 56834	09/09/96	100-106.00	96.00	150-606.00	96.00
27011	Tom Weldon	Sept Car Reimb	09/09/96	100-106.00	200.00	102-606.00	200.00
27012	John Wilhite	Bail Refund	09/09/96	100-106.00	40.00	100-232.00	99.00
						100-474.00	(20.00)
						100-234.00	(26.00)
						100-235.00	(13.00)
27013	Scott Williams	Bail Refund	09/09/96	100-106.00	40.00	100-232.00	99.00
						100-474.00	(20.00)
						100-234.00	(26.00)
						100-235.00	(13.00)
27014	WM Grainger Inc	August Invoices	09/09/96	100-106.00	514.41	106-726.00	477.23
						252-612.00	37.18
27015	Xerox Corp	July/August	09/09/96	100-106.00	212.00	103-606.00	212.00
27016	Zee Service Company	Inv 72-391740	09/09/96	100-106.00	33.90	104-683.00	33.90
27017	OR Teamster Employers Trust	Sept Premium	09/09/96	100-106.00	4,354.95	100-220.60	4,354.95
27018	OR Teamster Employers Trust	Sept Premium	09/09/96	100-106.00	8,419.57	100-220.60	8,419.57
27019	Viking Office Products	August Invoice	09/09/96	100-106.00	281.53	101-602.00	281.53
27020	SWOCC Curry Program	Registration X4	09/11/96	100-106.00	140.00	105-658.00	140.00
27021	Brookings Signs & Graphics	Jack Creek Sign	09/11/96	100-106.00	60.00	109-686.00	60.00
27023	Richard Crist	Deposit Refund	09/20/96	100-106.00	64.39	200-212.00	64.39
27024	J & L Cuvreau	Deposit Refund	09/20/96	100-106.00	13.97	200-212.00	13.97
27025	Catherine Nebel	Deposit Refund	09/20/96	100-106.00	43.05	200-212.00	43.05
27026	Frank Marks	Deposit Refund	09/20/96	100-106.00	33.03	200-212.00	33.03
27027	David W Reed	Deposit Refund	09/20/96	100-106.00	22.92	200-212.00	22.92
27028	Herman Rice	Deposit Refund	09/20/96	100-106.00	17.38	200-212.00	17.38
27029	Trent Quadros	Deposit Refund	09/20/96	100-106.00	23.32	200-212.00	23.32
27030	Tamara Davidson	Deposit Refund	09/20/96	100-106.00	19.23	200-212.00	19.23
27031	Robert E Sherbourne	Deposit Refund	09/20/96	100-106.00	21.62	200-212.00	21.62

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CHECK #	PAID TO	DESCRIPTION	DATE	CR ACCOUNT	CR AMOUNT	ALLOC ACCT	ALLOC AMOUNT
27032	Leatha Krehoff	Deposit Refund	09/20/96	100-106.00	36.93	200-212.00	36.93
27033	John Struys	Deposit Refund	09/20/96	100-106.00	36.28	200-212.00	36.28
27034	W Lynn Engel	Deposit Refund	09/20/96	100-106.00	26.71	200-212.00	26.71
27035	A Beryl Davidson	Deposit Refund	09/20/96	100-106.00	11.56	200-212.00	11.56
27036	Bradley Harper	Deposit Refund	09/20/96	100-106.00	52.58	200-212.00	52.58
27037	Assisted Living Concepts	Deposit Refund	09/20/96	100-106.00	945.00	200-212.00	945.00
27038	Ken Murphy	Deposit Refund	09/20/96	100-106.00	32.70	200-212.00	32.70
27039	Don & Susan Sayer	Deposit Refund	09/20/96	100-106.00	7.12	200-212.00	7.12
27040	Mary Jo Harper	Deposit Refund	09/20/96	100-106.00	44.78	200-212.00	44.78
27041	James & Carol Mercer	Deposit Refund	09/20/96	100-106.00	22.85	200-212.00	22.85
27042	Traci Sharp	Deposit Refund	09/20/96	100-106.00	53.00	200-212.00	53.00
27043	Dr R. Levine & Lorama Malone	Deposit Refund	09/20/96	100-106.00	50.26	200-212.00	50.26
27044	Glenwood Co	Deposit Refund	09/20/96	100-106.00	20.02	200-212.00	20.02
27045	Norma Fitzgerald	Deposit Refund	09/20/96	100-106.00	24.02	200-212.00	24.02
27046	Sharon Allen	Deposit Refund	09/20/96	100-106.00	29.08	200-212.00	29.08
27047	William Adams	Deposit Refund	09/20/96	100-106.00	28.98	200-212.00	28.98
27048	R W Kelly	Deposit Refund	09/20/96	100-106.00	53.08	200-212.00	53.08
27049	Gene Gould	Deposit Refund	09/20/96	100-106.00	68.27	200-212.00	68.27
27050	Fred Coleman	Deposit Refund	09/20/96	100-106.00	83.90	200-212.00	83.90
27051	Dawn Sinclair	Deposit Refund	09/20/96	100-106.00	22.52	200-212.00	22.52
27052	Lucille Stevens	Deposit Refund	09/20/96	100-106.00	19.16	200-212.00	19.16
27053	Arthur Plath	Deposit Refund	09/20/96	100-106.00	15.76	200-212.00	15.76
27054	Bill Anglin	Deposit Refund	09/20/96	100-106.00	8.26	200-212.00	8.26
27055	Danielle Lodgins	Deposit Refund	09/20/96	100-106.00	14.20	200-212.00	14.20
27056	Ronald Zuber	Deposit Refund	09/20/96	100-106.00	4.57	200-212.00	4.57
27057	Fran Yates	Deposit Refund	09/20/96	100-106.00	16.91	200-212.00	16.91
27058	Richard Calkins	Deposit Refund	09/20/96	100-106.00	24.92	200-212.00	24.92
27059	Bill Foote	Deposit Refund	09/20/96	100-106.00	38.88	200-212.00	38.88
27060	Advanced Design Systems	Inv 95381	09/20/96	100-106.00	195.00	103-606.00	195.00
27061	Ag-Chem Warehouse Inc	Inv 3938	09/20/96	100-106.00	466.20	106-612.00	466.20
27062	ALEXIS attn: Shayla Potts	Refund Overpay	09/20/96	100-106.00	2,001.79	903-722.00	2,001.79
27063	Doug Alexander	Reimbursement	09/20/96	100-106.00	13.00	105-658.00	13.00
27064	American Red Cross	58 Students	09/20/96	100-106.00	58.00	106-612.00	58.00
27065	Dennis Barlow	Reimbursement	09/20/96	100-106.00	21.99	201-612.00	21.99
27066	Bay West Supply Inc	Inv 837281	09/20/96	100-106.00	49.90	106-612.00	49.90
27067	John Bishop	Travel Advance	09/20/96	100-106.00	78.00	103-658.00	78.00
27068	M Denise Bottoms	Reimbursement	09/20/96	100-106.00	16.41	107-658.00	16.41
27069	Brookings Electronic Service	Inv 4408	09/20/96	100-106.00	339.00	109-686.00	339.00
27070	Brookings Office Supplies	Inv 13896	09/20/96	100-106.00	585.00	109-602.00	585.00
27071	Carpenter Tire & Wheel	Aug Statement	09/20/96	100-106.00	1,038.13	102-606.00	92.96
						103-606.00	945.17
27072	C D O'Donnell Plumbing	Inv 6836	09/20/96	100-106.00	196.35	109-686.00	196.35
27073	CIS	Inv BRK-9601W	09/20/96	100-106.00	8,341.94	100-220.50	8,341.94
27074	Coastal Coffee Service	Inv 3361 & 3389	09/20/96	100-106.00	24.50	109-614.00	24.50
27075	John Coffey	Ammo	09/20/96	100-106.00	2,203.00	103-658.00	2,203.00
27076	Coos-Curry Electric	August Electric	09/20/96	100-106.00	5,825.53	106-662.00	1,464.50
						109-686.00	37.95
						150-662.00	1,166.50
						201-662.00	2,338.10
						251-662.00	607.50
						252-662.00	210.70
27077	Nancy Corrigan	Emp/Season	09/20/96	100-106.00	50.00	107-658.00	50.00

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CHECK #	PAID TO	DESCRIPTION	DATE	CR ACCOUNT	CR AMOUNT	ALLOC ACCT	ALLOC AMOUNT
27078	Curry Coastal Pilot	Aug Statement	09/20/96	100-106.00	494.21	101-602.00	52.32
						102-602.00	173.28
						104-602.00	168.00
						105-602.00	93.00
						109-602.00	7.61
27079	Curry County Clerk	Voter List	09/20/96	100-106.00	25.00	102-602.00	25.00
27080	Curry County Clerk	Filing Fee	09/20/96	100-106.00	5.00	105-602.00	5.00
27081	Curry County Clerk	Copies of Docs	09/20/96	100-106.00	13.75	105-602.00	13.75
27082	CTR	Bus Lic Overpay	09/20/96	100-106.00	75.00	100-422.00	75.00
27083	Dan's Auto & Marine Electric	Aug Statement	09/20/96	100-106.00	31.96	104-606.00	8.89
						150-606.00	4.46
						252-606.00	18.61
27084	Dan's Photo & Cameras	Aug Statement	09/20/96	100-106.00	62.50	109-686.00	62.50
27085	DHR Child Support Unit	Garnishment	09/20/96	100-106.00	33.00	100-220.70	33.00
27086	DHR Child Support Unit	Garnishment	09/20/96	100-106.00	62.50	100-220.70	62.50
27087	Easy Picker Golf Products	Golf Supplies	09/20/96	100-106.00	6,100.00	109-686.00	6,100.00
27088	Rogelio Evangelista	Bail Refund	09/20/96	100-106.00	40.00	100-232.00	99.00
						100-474.00	(20.00)
						100-234.00	(26.00)
						100-235.00	(13.00)
27089	Floor Covering Express	Carpet-Jack Crk	09/20/96	100-106.00	1,056.25	109-686.00	1,056.25
27090	Fred Meyer	Inv 429614	09/20/96	100-106.00	101.61	109-686.00	101.61
27091	Debbie Fries	Reimb/Travel	09/20/96	100-106.00	113.37	103-608.00	48.37
						103-658.00	65.00
27092	General Media Corp	Reg Fee-Barker	09/20/96	100-106.00	98.00	105-658.00	98.00
27093	GTE Northwest	August Phone	09/20/96	100-106.00	1,538.42	101-664.00	22.33
						102-664.00	115.37
						103-664.00	406.27
						104-664.00	115.37
						105-664.00	104.20
						201-664.00	132.88
						202-664.00	120.80
						252-664.00	48.32
						300-664.00	472.88
27094	Bob Hagbom	Reimbursement	09/20/96	100-106.00	269.33	102-658.00	269.33
27095	Bob Hagbom	Reimbursement	09/20/96	100-106.00	269.33	102-658.00	269.33
27096	ICMA-RT 457 c/o 1st Ntl Bnk MD	Deferred Comp	09/20/96	100-106.00	755.00	100-220.70	755.00
27097	Jerry Conant Janitorial	Sept Cleaning	09/20/96	100-106.00	500.00	109-644.00	500.00
27098	Kerr Hardware	Aug Statement	09/20/96	100-106.00	418.08	103-606.00	2.07
						103-614.00	9.16
						103-624.00	12.49
						104-606.00	13.49
						104-624.00	11.54
						106-612.00	23.44
						106-612.00	66.09
						106-624.00	74.85
						106-626.00	179.17
						106-627.00	25.78
27099	Kerr Hardware	Aug Statement	09/20/96	100-106.00	3,578.07	109-614.00	28.57
						109-686.00	3,262.10
						150-606.00	12.46
						150-624.00	114.42

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Kerr Hardware, (Continued)						150-628.00	44.69
						251-612.00	15.90
						251-624.00	72.12
						252-612.00	27.81
27100	Kurt Kessler Kustom Builder	Bus Lic Overpay	09/20/96	100-106.00	25.00	100-422.00	25.00
27101	League of Oregon Cities Trust	Life Ins Prem	09/20/96	100-106.00	43.00	103-654.00	17.00
						104-654.00	26.00
27102	Cam Lynn	Travel Advance	09/20/96	100-106.00	91.00	103-658.00	91.00
27103	Mills Electric	Inv 7077	09/20/96	100-106.00	46.00	106-624.00	46.00
27104	North Bend Medical Center	Bus Lic Overpay	09/20/96	100-106.00	15.00	100-422.00	15.00
27105	Offices of Ted Fitzgerald	Case #96-1148	09/20/96	100-106.00	562.50	101-634.00	562.50
27106	Oregon Department of Revenue	State W/H Tax	09/20/96	100-106.00	3,291.64	100-220.30	3,291.64
27107	PaperDirect, Inc	Inv100373830001	09/20/96	100-106.00	77.70	102-602.00	77.70
27108	PERS - Retirement	Payroll 9/20/96	09/20/96	100-106.00	6,731.23	100-220.80	6,731.23
27109	Petty Cash	Reimbursement	09/20/96	100-106.00	46.70	102-658.00	9.00
						106-612.00	5.28
						109-602.00	9.44
						109-614.00	3.29
						109-686.00	13.33
						252-612.00	6.36
27110	Pitney Bowes	Inv X867053	09/20/96	100-106.00	85.00	109-606.00	85.00
27111	Reliable Corporation	Inv CW885700	09/20/96	100-106.00	70.01	105-602.00	70.01
27112	Roto-Rooter	Acct #113078	09/20/96	100-106.00	3,593.50	109-686.00	61.00
						252-646.00	3,532.50
27113	Sea Cove Training Center	Aug Statement	09/20/96	100-106.00	337.50	106-626.00	337.50
27114	Stone, Trew & Cyphers	Aug Statement	09/20/96	100-106.00	3,352.59	102-632.00	1,029.00
						102-638.00	2,323.59
27115	Sun River Resort	Motel-Cam Lynn	09/20/96	100-106.00	134.52	103-658.00	134.52
27116	Tea Room	Inv 7887	09/20/96	100-106.00	1,950.00	109-686.00	1,950.00
27117	University Inn	Lodging-Cowley	09/20/96	100-106.00	900.00	101-658.00	900.00
27118	U S Bank	Fed W/H Tax	09/20/96	100-106.00	14,063.39	100-220.10	8,424.42
						100-220.20	5,638.97
27119	U S Bank - Visa	Aug Statement	09/20/96	100-106.00	1,157.66	102-606.00	50.73
						102-604.00	18.95
						102-658.00	680.41
						103-606.00	16.50
						103-658.00	391.07
27120	U S Bank - Visa	Aug Statement	09/20/96	100-106.00	1,479.28	103-680.00	392.25
						104-658.00	188.01
						105-658.00	25.00
						107-658.00	426.05
						109-614.00	109.98
						109-686.00	303.19
						202-658.00	17.40
						252-658.00	17.40
27121	Viking Office Products	Inv 191408	09/20/96	100-106.00	156.42	107-602.00	80.70
						109-602.00	23.58
						201-602.00	26.07
						251-602.00	26.07
					146,671.30		146,671.30

*** END OF REPORT ***

ORDINANCE NO. 96-0-349.D

AN ORDINANCE AMENDING ORDINANCE NO. 81-O-349 ENTITLED, "AN ORDINANCE ADOPTING THE STATE OF OREGON STRUCTURAL SPECIALTY CODE AND FIRE AND LIFE SAFETY CODE, THE STATE OF OREGON MECHANICAL SPECIALTY CODE AND MECHANICAL FIRE AND LIFE SAFETY CODE, AND THE UNIFORM CODE FOR THE ABATEMENT OF DANGEROUS BUILDINGS, AND REPEALING PRIOR ORDINANCES INCONSISTENT THEREWITH".

Sections:

- | | |
|------------|---|
| Section 1. | Ordinance identified. |
| Section 2. | Amendment to Title. |
| Section 3. | Amendment to Section 1. |
| Section 4. | Remainder of Ordinance No. 81-O-349 to remain unchanged and in full force and effect. |

The City of Brookings ordains as follows:

Section 1. Ordinance Identified. This ordinance amends Ordinance No. 81-O-349, entitled, "An ordinance adopting the State of Oregon Structural Specialty Code and Fire and Life Safety Code, the State of Oregon Mechanical Specialty Code and Mechanical Fire and Life Safety Code, and the Uniform Code for the Abatement of Dangerous Buildings, and repealing prior ordinances inconsistent therewith".

Section 2. Amendment to Title. The title of Ordinance No. 81-O-349 is hereby amended to read as follows:

AN ORDINANCE ADOPTING THE 1996 OREGON STRUCTURAL SPECIALTY CODE, INCLUDING THE APPENDICES AND CHAPTER 33, PROVIDED, HOWEVER THAT ORS 455.320 SHALL NOT BE APPLICABLE; THE 1996 OREGON MECHANICAL SPECIALTY CODE; THE 1996 OREGON PLUMBING SPECIALTY CODE; THE 1996 OREGON 1 AND 2 FAMILY DWELLING SPECIALTY CODE; THE 1996 OREGON UNIFORM FIRE CODE; THE 1996 UNIFORM CODE FOR THE ABATEMENT OF DANGEROUS BUILDINGS; THE 1996 MANUFACTURED DWELLING STANDARDS; AND THE 1996 PARKS AND CAMPS RULES.

Section 3. Amendment to Section 1. Ordinance No. 81-O-349, Section 1 is hereby amended to read as follows:

Section 1. Adoption of codes. From the effective date of this ordinance, the construction, alteration, repair, demolition, moving, use or occupancy of a structure within the jurisdiction of the city of Brookings shall comply with the standards and requirements of the following codes, as now exist or as hereafter amended, each of which are hereby adopted by this reference into the ordinances of the city of Brookings:

A. The 1996 Oregon Structural Specialty Code, including the appendices and Chapter 33, provided however that ORS 455.320 shall not be applicable.

B. The 1996 Oregon Mechanical Specialty Code;

C. The 1996 Oregon Plumbing Specialty Code;

D. The 1996 Oregon 1 and 2 Family Dwelling Specialty Code;

- E. The 1996 Oregon Uniform Fire Code;
- F. The 1996 Uniform Code for the Abatement of Dangerous Buildings;
- G. The 1996 Manufactured Dwelling Standards;
- H. The 1996 Parks and Camps Rules.

Section 4. Remainder of Ordinance No. 81-O-349 to remain unchanged and in full force and effect. The rest and remainder of Ordinance No. 81-O-349 shall remain unchanged and in full force and effect.

First Reading: _____

Second Reading: _____

Passage: _____

Effective Date: _____

Signed by me in authentication of its passage this _____ day
of _____, 1996.

Tom Davis
Mayor

ATTEST:

Beverly S. Adams
Finance Director/Recorder

ORDINANCE NO. 81-0-349

AN ORDINANCE ADOPTING THE STATE OF OREGON STRUCTURAL SPECIALTY CODE AND FIRE AND LIFE SAFETY CODE, THE STATE OF OREGON MECHANICAL SPECIALTY CODE AND MECHANICAL FIRE AND LIFE SAFETY CODE, AND THE UNIFORM CODE FOR THE ABATEMENT OF DANGEROUS BUILDINGS, AND REPEALING PRIOR ORDINANCES INCONSISTENT THEREWITH. [Effective March 24, 1981]

WHEREAS, the city of Brookings does wish to provide a program of specialty code administration, including plan checking, permit issuing and inspection, as provided by the state regulations for building code administration. [As amended by Ordinance No. 90-O-349.A, effective March 28, 1990]

Sections:

- | | |
|------------|--|
| Section 1. | Adoption of codes. |
| Section 2. | Repeal of prior inconsistent ordinances. |
| Section 3. | Violations. |
| Section 4. | Penalties. |
| Section 5. | Filing of infractions. |
| Section 6. | Emergency clause. |

The city of Brookings ordains as follows:

Section 1. Adoption of codes. From the effective date of this ordinance, the construction, alteration, repair, demolition, moving, use or occupancy of a structure within the jurisdiction of the city of Brookings shall comply with the standards and requirements of the following codes, they being hereby adopted by these references into the ordinances of the city of Brookings:

A. The State of Oregon Structural Specialty Code including all appendix chapters therein contained, as adopted by the Building Codes Agency authorized by ORS 455.020 and 455.010 through 455.090, and further, adopting Chapter 70, Excavation and Grading, of the 1993 State of Oregon Structural Specialty Code, based on the 1991 edition of the Uniform Building Code, except Chapter 3, Section 301(c) of the 1993 State of Oregon Structural Specialty Code, published by the International Conference of Building Officials; and further, the foregoing is to be referred to as the "Structural Specialty Code", being a part of the code for the city of Brookings for all matters concerning structures mentioned and stated therein. [Ordinance No. 81-O-349, Section 1, Subsection A as amended by Ordinance No. 90-O-349.A, effective March 28, 1990] [Ordinance No. 81-O-349, Section 1, Subsection A as amended by Ordinance No. 93-O-349.C, effective February 23, 1993]

B. The State of Oregon Mechanical Specialty Code, including its' appendices, being composed of the 1991 edition of the Uniform Mechanical Code, based on the 1991 edition of the Uniform Mechanical Code, with said appendices, as published by the International Conference of Building Officials and as modified by the Building Codes Agency, authorized by ORS 455.020 and 455.010 through 455.090; and further, the foregoing is to be referred to as the "Mechanical Specialty Code", being a part of the code for the city of Brookings for all matters concerning structures mentioned and stated therein. [Ordinance No. 81-O-349, Section 1, Subsection A as amended by Ordinance No. 90-O-349.A, effective March 28, 1990] [Ordinance No. 81-O-349, Section 1, Subsection B as amended by Ordinance No. 90-O-349.A, effective March 28, 1990] [Ordinance No. 81-O-349, Section 1, Subsection A as amended by Ordinance No. 93-O-349.C, effective February 23, 1993]

C. The State of Oregon Plumbing Specialty Code, including its appendices, being comprised of the 1988 edition of Uniform Plumbing Code, based on the 1991 edition of the Uniform Plumbing Code, with said appendices, as published by the International Conference of Building Officials, and as modified by the Building Codes Agency, authorized by ORS 455.020 and ORS 455.010 through 455.090; and further, the foregoing is to be referred to as the "Plumbing Specialty Code" being a part of the code for the city of Brookings for all matters concerning structures mentioned and stated therein. [Ordinance No. 81-O-349, Section 1, Subsection A as amended by Ordinance No. 90-O-349.A, effective March 28, 1990] [Ordinance No. 81-O-349, Section 1, Subsection C as amended by Ordinance No. 90-O-349.A, effective March 28, 1990] [Ordinance No. 81-O-349, Section 1, Subsection A as amended by

D. The State of Oregon 1993 Edition One and Two Family Dwelling Specialty Code, based on the 1991 Edition One and Two Family Dwelling Specialty Code, as authorized by CABO (Council of American Building Officials). [Subsection D as added by Ordinance No. 91-O-349.B, effective May 8, 1991] [Ordinance No. 81-O-349, Section 1, Subsection D as amended by Ordinance No. 90-O-349.A, effective March 28, 1990] [Ordinance No. 81-O-349, Section 1, Subsection D as amended by Ordinance No. 93-O-349.C, effective February 23, 1993]

Section 2. Repeal of prior inconsistent ordinances. The following ordinances shall be and hereby are repealed in their entirety, to-wit: Ordinances No. 55-O-069, 55-O-077, 61-O-156, 61-O-164, 67-O-192, 68-O-197, 68-O-202, 70-O-218, 70-O-219, 71-O-225, 74-O-253, 74-O-255, 75-O-257, 75-O-262, and 77-O-282.

Section 3. Violations.

A. No person shall violate or aid in the violation of a final order concerning the application of a code provision herein adopted in any particular case made by the city administrative officer, appeals board, building official or inspector, or their designated representatives.

B. No person shall engage in or aid a person in the activity for which an authorization is required by a code provision herein adopted or other regulation established by this ordinance without first obtaining authorization.

Section 4. Penalties. A violation of Section 3 by any person is an infraction and punishable, as a civil penalty, by a fine not to exceed \$100.00 per violation. In the case of a continuing violation, every day's continuance of the violation is a separate violation.

Section 5. Filing of infractions. The building official, enforcement officials designated by the building official, and the city attorney may sign any infraction and file such in the municipal court of the city of Brookings.

Section 6. [Emergency clause.]

RESOLUTION NO. 96-R-608

A RESOLUTION AUTHORIZING THE CITY OF BROOKINGS TO PARTICIPATE IN THE CITY/COUNTY INSURANCE SERVICES TRUST.

WHEREAS, the City/County Insurance Services Trust (CIS) offers pooled self-insurance offering cost stability and the potential for long-term savings; and

WHEREAS, CIS is sponsored by the League of Oregon Cities and the Association of Oregon Counties as a service to Oregon cities and counties; and

WHEREAS, the City of Brookings finds that membership in CIS is of benefit in managing the risks involved in providing services to its citizens; and

WHEREAS, the City of Brookings has been provided with an opportunity to review the Trust Agreement, Bylaws and Rules of CIS; and

WHEREAS, the City of Brookings has reviewed the Trust Agreement Bylaws and Rules of CIS for compliance with the Charter and Ordinances of the City of Brookings;

NOW, THEREFORE, BE IT RESOLVED that the City of Brookings does hereby enter into a contract with CIS and becomes a member of the CIS Trust for property for a three-year period commencing July 1, 1996 and agrees to abide by the terms of the Trust Agreement, Bylaws and Rules of CIS which, along with this Resolution, constitutes the contract between the City of Brookings and CIS. The City Manager is hereby authorized to execute such documents as are necessary pursuant to this Resolution.

PASSED by the Council and signed by the Mayor this 14th day of October, 1996.

Tom Davis, Mayor

ATTEST:

Beverly S. Adams
City Recorder

BROOKINGS MUNICIPAL COURT MONTHLY REPORT

SEPTEMBER 1996

	BAILS	TRAFFIC	OTHERS	DUII CON	DUII DIV	TOTALS
COLLECTED	<u>\$989.00</u>	<u>\$3,013.50</u>	<u>\$941.00</u>	<u>\$381.00</u>	<u>\$589.00</u>	<u>\$5,913.50</u>
FINES	\$291.00	\$1,586.50	\$265.00	\$175.00	\$124.00	\$2,441.50
COSTS	\$30.00	\$189.00	\$136.00	\$0.00	\$0.00	\$355.00
LEMA	\$8.00	\$41.00	\$0.00	\$5.00	\$0.00	\$54.00
INTX	\$0.00	\$0.00	\$0.00	\$75.00	\$117.00	\$192.00
D.M.V.	\$0.00	\$0.00	\$0.00	\$72.00	\$0.00	\$72.00
M.H.	\$0.00	\$0.00	\$0.00	\$0.00	\$209.00	\$209.00
COUNTY	\$94.00	\$401.00	\$18.00	\$54.00	\$0.00	\$567.00
CFAA	\$175.00	\$796.00	\$287.00	\$0.00	\$139.00	\$1,397.00
REST.	\$0.00	\$0.00	\$235.00	\$0.00	\$0.00	\$235.00
DUE CITY						\$2,796.50
REFUND	\$309.00	\$0.00	\$0.00	\$0.00	\$0.00	\$309.00

BUILDING DEPARTMENT ACTIVITIES SUMMARY **For Month of September, 1996**

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
0	Single Family Dwelling	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	23	\$2,941,029.10	40	\$4,698,069.00
2	Single Family Addition	\$113.00	\$52.00	\$5.65	\$0.00	\$11,384.00	33	\$452,713.00	24	\$290,466.00
2	Single Family Garage-Carport	\$242.00	\$157.38	\$12.10	\$0.00	\$34,358.07	11	\$124,423.07	21	\$216,930.76
0	Two Family Residential	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	1	\$154,370.00	8	\$1,341,211.00
1	Multi-Family Residential Apts	\$2,385.00	\$1,550.00	\$119.25	\$51,024.00	\$880,494.00	4	\$2,368,379.00	1	\$345,673.00
0	Commercial New	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	6	\$855,432.00	2	\$54,455.00
1	Commercial Addition-Change	\$30.00	\$0.00	\$1.50	\$0.00	\$0.00	16	\$485,111.76	19	\$325,514.00
1	Churches	\$2,260.50	\$1,469.00	\$113.03	\$2,500.00	\$830,822.00	1	\$830,822.00	0	\$0.00
0	School Repair-Addition	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0	\$0.00	7	\$34,300.00
0	Building Removal	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	5	\$0.00	5	\$0.00
0	Misc.-Retaining Wall-Fence	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	5	\$10,000.00	3	\$9,300.00
7	Total Building Permits	\$5,030.50	\$3,228.38	\$251.53	\$53,524.00	\$1,757,058.07	105	\$8,222,279.93	130	\$7,315,918.76
6	Mechanical Permits	\$252.00	N/A	\$12.60		N/A	30		35	
2	Plumbing Permits	\$216.65		\$10.83	\$0.00	N/A	18		49	
2	Manufactured Home Permits	\$210.00		\$10.50	\$5,114.00	N/A	4		3	
17	TOTAL PERMITS	\$5,709.15	\$3,228.38	\$285.46	\$58,638.00	\$1,757,058.07	157	\$8,222,279.93	217	\$7,315,918.76

During the Month of September, 1996, permits were issued for 27.00 new sewer connections. The City of Brookings now has 32.00 EDU Units connected to the Brookings Wastewater System since the signing of the MAO.

Memorandum

TO: Mayor, Council
FROM: William Sharp, Fire Chief
THROUGH: Tom Weldon, City Manager
DATE: 9-10-96



Issue: Awarding of generator bid

Synopsis

The City council directed me to contact Cummins Northwest concerning the generator bid. I was to question Cummins to find out if they were going to charge extra for the start up of the generator. I contacted Neil Carter, who is the Cummins representative for our area, and he stated that it is their policy to be involved in the start up of the generators and that there is no extra charge for that service. I asked Mr. Carter to fax us a statement to that effect and copy of that fax is included with this memo.

Recommendation

I recommend we award the bid for the emergency generator to Cummins Northwest of Central Point. They have been servicing our current generator satisfactorily. They are also planning to open a service shop in Brookings and thus we can expect quick and competent assistance when needed. The accurate and complete prices bid for the generator are shown below and include all costs (including start up).

Cummins Northwest - Medford- \$11,270.00

Pacific Detroit Diesel- Allison Company -Medford. \$11,275.00

Stadelman Electric- Brookings \$17,400.00

OK purchase Cummins *Tom*



**Cummins
Northwest, Inc.**

4045 Crater Lake Highway
Medford, OR 97504-9796
(503) 779-0151, FAX 772-2395

Tuesday, September 10, 1996

William Sharp
City Of Brookings Fire Dept.
898 Elk Drive
Brookings, OR 97415

Dear William:

Thank you for the opportunity to bid on the generator last month. The bid that you received was missing one key component that I would like to cover in this letter.

After delivery and installation of the generator by that Electrical Contractor of your choice, please let us know. Cummins Northwest, Inc. will then dispatch our Industrial Three Certified Onan Technician to the sets location to perform a thorough and professional systems check and start up at no cost to the City of Brookings.

This critical start up and systems check provides Cummins Northwest, Inc. the opportunity to make fine adjustments to the set, check alarm circuits, safeties and fuel delivery for proper operation.

Thank you again for the opportunity to bid on this project and I look forward to working with you more in the future.

Sincerely,

A handwritten signature in black ink, appearing to read 'Neil Carter'.

Neil Carter
South Coast Territory Manager

Onan

Anchorage, AK
Missoula, MT
Bend, OR

Eugene, OR
Medford, OR
Norm Bend, OR

Pendleton, OR
Portland, OR
Chenais, WA

Longview, WA
Seattle, WA
Spokane, WA

Tacoma, WA
Yakima, WA