

MINUTES
BROOKINGS COMMON COUNCIL MEETING
MAY 11, 1987
7:00 P.M.

I. CALL TO ORDER

Mayor Kerr called the meeting to order at 7:00 p.m.

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

Council Present: Mayor Bob Kerr, Councilmen Ray Nidiffer, Doug Peterson

Council Absent: Councilman Gil Batty

Planning Commission Present: Chairman Leo Appel II

Staff Present: City Manager Roy Rainey, City Attorney John Babin, Executive Secretary Donna Van Nest, Engineering Technician Leo Lightle, Planning Director Richard Ullian, Recorder/Treasurer Beverly Shields, Chief of Police Sam Dotson, Communications Sergeant Cameron Lynn, Building/Fire Safety Officer Marshall Ferg

Media Present: Joe Heitz, Curry Coastal Pilot; Marge Barrett, KURY

IV. CEREMONIES/APPOINTMENTS

A. National Teacher Week

Mayor Kerr proclaimed the week of May 10 through May 16, 1987 as National Teacher Week in Brookings.

V. MINUTES FOR APPROVAL/ACCEPTANCE

A. Approval of Council Meeting Minutes

1. April 13, 1987 Regular Council Meeting

Councilman Nidiffer made a MOTION, seconded by Councilman Howell, to approve the minutes of the April 13, 1987 Council Meeting; MOTION carried unanimously.

2. April 23, 1987 Special Council Meeting

Councilman Howell made a MOTION, seconded by Councilman Peterson, to approve the minutes of the April 23, 1987 Special Council Meeting; MOTION carried unanimously.

B. Acceptance of Planning Commission Meeting Minutes

1. April 7, 1987 Regular Planning Commission Meeting

Councilman Nidiffer made a MOTION, seconded by Councilman Howell, to accept the minutes of the April 7, 1987 Regular Planning Commission Meeting; MOTION carried unanimously.

VI. SCHEDULED PUBLIC APPEARANCES

A. 1987-88 Budget - Public Hearing

Mayor Kerr opened the public hearing at 7:07 p.m. and turned the floor to Budget Officer Leo Lightle. Mr. Lightle presented a brief overview of the approved 1987-88 fiscal year budget, outlining for the Council and the audience the resources and expenditures proposed.

Mayor Kerr requested questions or comments from the general public or the Council. There being no response, Mayor Kerr closed the public hearing at 7:18 p.m.

Councilman Peterson made a MOTION, seconded by Councilman Nidiffer, to adopt the 1987-88 fiscal year budget; MOTION carried unanimously.

Mayor Kerr announced a public hearing at 7:19 p.m. for the purpose of discussing the 1987-88 Federal Revenue Sharing expenditures. Mr. Lightle indicated that there are no resources or expenditures for Federal Revenue Sharing in the 1987-88 budget. Mayor Kerr closed the hearing at 7:20 p.m.

B. Alley Vacation - Pacific Avenue

Planning Director Richard Ullian explained to the Council that one of the stipulations for approving this alley vacation was that a quitclaim deed would be presented to the City for a portion of right-of-way on Pacific Avenue. Mr. Ullian indicated that the deed has not been received yet, due to the owner of that property being out of State. Mr. Ullian requested that this agenda item be continued to the June 8, 1987 Council meeting.

Councilman Peterson made a MOTION, seconded by Councilman Nidiffer to continue the public hearing to the June 8, 1987 Council meeting; MOTION carried unanimously.

VII. COMMUNICATIONS/ANNOUNCEMENTS

A. Mayor Announcements

Mayor Kerr read portions of a letter from the Pelican Bay Arts Association, requesting permission to utilize a portion of Stout Park for their gallery, the reason being that the State of Oregon is contemplating charging the Association \$100 per month for their land rent in Harbor. The Pelican Bay Arts Association is a non-profit organization and they have said that they cannot afford the rent requested.

Mayor Kerr indicated that since the Manley Arts Center is being used already for the arts he saw no problem in working with the Arts Association on their proposed project.

After a brief discussion, Councilman Nidiffer made a MOTION, seconded by Councilman Howell, to grant approval to the Arts Association to use a portion of the Stout Park property and to enter into negotiations with the Association for that purpose; MOTION carried unanimously.

B. Council Announcements

Councilman Howell announced that the Curry County Strategy Committee has submitted their final strategy proposal to the Governor and they have been told that the report is excellent.

C. Planning Commission Announcements

Chairman Leo Appel II announced that the next CAC meeting will be held in the City Manager's Office on February 21, at 7:00 p.m. and he invited all to attend.

D. Manager Announcements

City Manager Roy Rainey indicated that this is the time of year when the local vendors must renew liquor licenses and the Council, according to OLCC, must recommend granting or denial. Mr. Rainey indicated that the Police Department has reviewed the renewal applications and has no objections to the recommendation to grant the following renewals:

Alliance Fast Mart	Ray's Sentry Market #1
BPO Elks #1934	Coast House Restaurant
Pine Cone Tavern	Mama's Authentic Italian Food
Ken's Tavern	Brookings Market & Gifts
Local Market	O'Hollerans, Inc.
Azalea Lanes of Brookings	Dotson's Sandwiches
Brookings Shell	Flying Gull Restaurant

Councilman Nidiffer made a MOTION, seconded by Councilman Howell to recommend approval of the liquor license renewal applications; MOTION carried unanimously.

D. Manager Announcements (continued)

2. Insurance Proposal Update

Mr. Rainey indicated that Recorder/Treasurer Beverly Shields has been attempting to gather insurance quotes for fiscal 1987-88, but at this time the insurance carriers either do not have final quotes available or prefer not to give quotes this far in advance of the July 1 renewal date, primarily because of the possibility of rate changes between now and July 1.

Mr. Rainey indicated that staff should be able to present several insurance quotes at the June Council Meeting.

3. Irrigation Rate - 1987

Mr. Rainey indicated that staff recommends that the summer water irrigation rate be handled as it has in the past two years and the rates stay the same. Staff also recommends that the irrigation rate be in effect during the billing months of July, August and September.

Councilman Nidiffer made a MOTION, seconded by Councilman Howell, to initiate the summer water irrigation rate for the summer months of 1987; MOTION carried unanimously.

4. Membership Fees - Coos-Curry Council of Governments

Mr. Rainey indicated that the dues for the 1987-88 membership in CCCOG are \$1,318 and requested Council rejection or approval for paying the dues.

Councilman Howell made a MOTION, seconded by Councilman Nidiffer to approve payment of \$1,318 in dues to the CCCOG for 1987-88; MOTION carried unanimously.

5. Bylaw Amendment Proposal - CCCOG

Mr. Rainey indicated that the City received a letter from Marlyn Schafer, Chairman of CCCOG, proposing to amend the bylaws of the CCCOG by enlarging the Executive Committee from 7 to 9 members, five of which will be elected from General Purpose members and 4 from Special Purpose members, and a quorum would consist of not fewer than 4 members.

Mr. Rainey presented a letter which he had written to Ms. Schafer, outlining some concerns about the proposed amendment. Mr. Rainey was concerned that the Executive Committee "could conceivably become totally representative of either General or Special Purpose Units of Government". Mr. Rainey indicated that this was not the intent or the purpose in establishing Councils of Government originally and makes little sense. Mr. Rainey indicated to Ms. Schafer that he would recommend to the Brookings City Council that the proposal be rejected.

After a brief discussion, Councilman Nidiffer made a MOTION, seconded by Councilman Peterson to hold this matter over for consideration. Councilman Howell asked about the problems of holding up payment of the dues. Ms. Shields informed the Council that the dues are not due until after July 1st. Councilman Nidiffer amended his MOTION to say that the dues payment should be held over until the Council has objected to the bylaw amendment proposed to see the outcome of the proposed amendment. Councilman Howell seconded the amended MOTION; MOTION carried unanimously.

6. Audit Contract Proposal

Mr. Rainey presented the Council with a proposed contract from Gerald Burns, City Auditor. The proposed contract is for 3 years. City Attorney John Babin raised some questions concerning the wording of the contract. Mr. Rainey suggested a 1-year audit contract rather than the proposed 3 years.

Councilman Howell made a MOTION, seconded by Councilman Nidiffer, to table this agenda item until the June Council Meeting, thereby giving the City Attorney time to negotiate with the auditing firm; MOTION carried unanimously.

7. Harbor Sanitary District Letter

Mr. Rainey informed the Council that a letter has been drafted to the Harbor Sanitary District requesting a meeting with their Board of Directors regarding the proposed wastewater treatment facilities plan.

8. Golf Course Property Assessment

Mr. Rainey advised the Council that the Curry County Assessor, at a meeting of the Curry County Planning Commission in Gold Beach on Thursday, May 7, 1987, had indicated a possibility of reassessing the property taxes for the proposed golf course for the years preceding the date of the property being given to the City. Mr. Rainey quoted from the Oregon State Statutes that the assessment, under Oregon State Law, cannot be reassessed for prior years.

E. Attorney Announcements

1. Chetco Point Properties

City Attorney John Babin advised the Council that an objection to the record had been filed by Mr. Fred Hummel. Mr. Hummel wanted Exhibits P-6 and P-7 stricken from the record of the proceedings. During a conference call, the Land Use Board of Appeals overruled Mr. Hummel's objection and allowed the exhibits to be retained in the record of proceedings.

F. Contract Review Board

None.

VIII. CALL FOR BIDS

None.

IX. REPORT ON BIDS

None.

X. ORDINANCES

A. Ordinance No. 414 - Election to Receive State Revenues

Mrs. Van Nest read Ordinance No. 414 into the record. Councilman Peterson made a MOTION, seconded by Councilman Howell, to adopt Ordinance No. 414 by first reading; MOTION carried unanimously.

Mrs. Van Nest read Ordinance No. 414 into the record by title only. Councilman Peterson made a MOTION, seconded by Councilman Nidiffer, to adopt Ordinance No. 414 by second reading; MOTION carried unanimously.

B. Ordinance No. 415 - Alley Vacation - Pacific Avenue

(Continued to June 8, 1987 Council Meeting; see Item VI(B))

XI. RESOLUTIONS

A. Resolution No. 398 - 1987-88 Budget Appropriation

Mrs. Van Nest read Resolution No. 398 into the record. Councilman Howell made a MOTION, seconded by Councilman Nidiffer, to adopt Resolution No. 398; MOTION carried unanimously.

B. Resolution No. 401 - Deferred Compensation Plan

Mrs. Van Nest read Resolution No. 401 into the record. Councilman Howell made a MOTION, seconded by Councilman Nidiffer, to adopt Resolution No. 401; MOTION carried unanimously.

C. Resolution No. 406 - Prerequisite for CIS Membership

Mrs. Van Nest read Resolution No. 406 into the record. Councilman Howell made a MOTION, seconded by Councilman Nidiffer, to adopt Resolution No. 406; MOTION carried unanimously.

XII. UNSCHEDULED APPEARANCES

Marc Farmer, representing Coos-Curry Electric Cooperative, Inc., introduced himself to the Council and asked Mayor Kerr if the letter from Mr. Rainey to Coos-Curry Electric was done after a vote of the City Council to do so. Mayor Kerr stated that the letter was written because of the concerns of the City Manager and there was no official action or intention.

Mr. Farmer also indicated that he had a party who was interested in discussing some private party funding for the proposed golf course.


XIII. PAYMENT OF VOUCHERS

Councilman Nidiffer made a MOTION, seconded by Councilman Peterson, to approve the vouchers in the amount of \$30,486.48; MOTION carried unanimously.

XIV. ADJOURNMENT

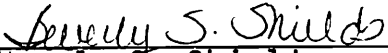
Councilman Nidiffer made a MOTION, seconded by Councilman Howell to adjourn the meeting; MOTION carried unanimously.

Mayor Kerr adjourned the meeting at 8:22 p.m.



Bob Kerr
Mayor

ATTEST:



Beverly S. Shields
City Recorder

A C C O U N T S P A Y A B L E
C H E C K R E G I S T E R (A P O 4 1)

DATE 05-04-87

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BANK	CHECK NO	PAYEE	AMOUNT
01	00004831	1ST IMPRESSIONS	259.40
01	00004832	A & W RESTAURANT	39.00
01	00004833	ADVANCED BUSINESS MG	350.00
01	00004834	AKIN MOTOR COMPANY	202.80
01	00004835	AMERICAN WATER WORKS	48.00
01	00004836	B & D SURVEYS	880.00
01	00004837	BARLOW, DENNIS	18.39
01	00004838	BECCO INC	14.00
01	00004839	BLUE STAR GAS, NORTH	438.81
01	00004840	BROD & MC CLUNG CO'S	700.00
01	00004841	BROOKINGS INN/FLYING	14.90
01	00004842	BROOKINGS OFFICE SUP	19.50
01	00004843	BROOKINGS SPORTS UNL	499.00
01	00004844	BROOKINGS SUPPLY	250.46
01	00004845	BROOKINGS VOL FIREFI	1,035.00
01	00004846	BROOKINGS-HARBOR CHA	1,666.67
01	00004847	BROWN & CALDWELL	3,777.67
01	00004848	BROWN, GOLDIA	18.39
01	00004849	BUDGE-MCHUGH SUPPLY	878.12
01	00004850	BUREAU OF GOVERNMENT	35.00
01	00004851	CASCADE AWARD CENTER	101.20
01	00004852	CHETCO REXALL DRUGS	146.98
01	00004853	COLVIN OIL COMPANY	571.81
01	00004854	CONANT JANITORIAL	475.00
01	00004855	COOPER, MICHAEL	18.39
01	00004856	COOS COUNTY HIGHWAY	147.00
01	00004857	COUTRAKON & BABIN AT	1,652.69
01	00004858	CULLEY, RICH	18.39
01	00004859	CURRY COASTAL PILOT	48.68
01	00004860	CURRY COUNTY CLERK	24.00
01	00004861	CURRY TRANSFER & REC	55.00
01	00004862	D&H CHEVRON SERVICE	6.95
01	00004863	DANS AUTO & MARINE E	91.61
01	00004864	DEAN'S REPAIR	62.50
01	00004865	DEL-CUR SUPPLY CO-OP	34.80
01	00004866	DOMINY, GEORGE	18.39
01	00004867	DOTSON, SAMUEL	18.39
01	00004868	EXECUTIVE DEPARTMENT	324.00
01	00004869	FOX, CURTIS H	18.39
01	00004870	FRANKS OFFICE EQUIPM	1,007.08
01	00004871	FREEMAN ROCK ENTERPR	444.57
01	00004872	G A THOMPSON CO	19.75
01	00004873	GRANTS PASS WATER LA	36.00
01	00004874	HANSCAMS CENTER	29.82
01	00004875	HESSEL TRACTOR	206.65
01	00004876	HGE	66.46
01	00004877	HOOK, JEAN	18.39
01	00004878	ICMA	95.00
01	00004879	INT'L CONFERENCE OF	70.00
01	00004880	KERR HARDWARE	283.22

A C C O U N T S P A Y A B L E
C H E C K R E G I S T E R (A P O 4 1)

DATE 05-04-87

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BANK CHECK NO	PAYEE	AMOUNT
01 00004881	L N CURTIS & SONS	119.33
01 00004882	LEAGUE OF OREGON CIT	1,250.00
01 00004883	LORINGS SPORTING GOO	6.15
01 00004884	LYNN, CAMERON G	18.39
01 00004885	MAC & SON SHARPENING	4.50
01 00004886	MILLS ELECTRIC	350.00
01 00004887	MOORE BUSINESS FORMS	554.13
01 00004888	MORYS OFFICE SUPPLIE	98.03
01 00004889	MOTOROLA INC	5,873.97
01 00004890	MURRAY, LES	18.39
01 00004891	NATIONAL FIRE PROTEC	74.50
01 00004892	O'NEALE SUPPLY COMPA	270.86
01 00004893	OREGON DEPARTMENT OF	25.00
01 00004894	OREGON FIRE EQUIPMEN	1,355.38
01 00004895	OWENS, KENT	18.39
01 00004896	PACIFIC WATER WORKS	636.42
01 00004897	PACO PUMPS	100.24
01 00004898	PARAMOUNT PEST CONTR	17.00
01 00004899	QUILL CORPORATION	32.38
01 00004900	SHEFFEL, WAYNE	18.39
01 00004901	SMITH, CECIL SR	18.39
01 00004902	SQUARE DEAL BUILDERS	79.06
01 00004903	STAMPER'S J & J TIRE	119.32
01 00004904	TUXALL UNIFORM & EQU	267.80
01 00004905	U S NATIONAL BANK -	153.61
01 00004906	UNITED PIPE & SUPPLY	604.80
01 00004907	WALKER, RONNEL	18.39
01 00004908	WILSON DISTRIBUTING	837.44
01 00004909	XEROX CORPORATION	290.00
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TOTAL CHECKS		30,486.48