

MINUTES  
BROOKINGS COMMON COUNCIL MEETING  
JANUARY 13, 1986  
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 John Geraghty, Ray Nidiffer, Bob Rogers

Council Absent: President of the Council Gil Batty

Planning Commission Present: Chairman Leo Appel II

Staff Present: City Manager Lynn Stuart, City Attorney John Coutrakon, City Recorder Judy Pectol, Police Chief Sam Dotson, Communications Sergeant Cameron Lynn, Public Works Director Cecil Smith, Assistant Public Works Director Dennis Barlow, Engineering Technician Leo Lightle, Planning Director Chuck Rhodaback, Book-keeper Beverly Shields

Media Present: Bob Rodriguez, Curry Coastal Pilot; Marge Barrett, KURY Radio

IV. CEREMONIES/APPOINTMENTS

None

V. MINUTES FOR APPROVAL/ACCEPTANCE

A. Approval of Council Meeting Minutes

1. December 9, 1985 Regular Council Meeting
2. December 31, 1985 Special Council Meeting

There was a MOTION by Councilman Rogers, seconded by Councilman Geraghty, to approve the Regular Council Meeting minutes of December 9, 1985, and the Special Council Meeting Minutes of December 31, 1985, as presented; MOTION carried unanimously.

B. Acceptance of Planning Commission Meeting Minutes

1. December 3, 1985 Regular Planning Commission Meeting

Councilman Nidiffer made a MOTION, seconded by Councilman Rogers, to accept the minutes of the Regular Planning Commission Meeting of December 3, 1985; MOTION carried unanimously.

VI. SCHEDULED PUBLIC APPEARANCES

A. Marvin Pope Request

Mayor Kerr turned the meeting to Mr. Marvin Pope, 714 Fifth Street, for his presentation. Mr. Pope submitted, for the record, a copy of a sketch prepared by him, regarding the drainage problem that he is requesting be resolved on Ransom Street. He outlined for the City Council numerous activities conducted in the area which, in his view, have created drainage problems at his property situated between Ransom Street and Easy Street and between Fifth Street and Sixth Street. He alleges the City created a ditch along the Northerly boundary of Ransom Street, from Fifth Street to Sixth Street, and installed a culvert under Fifth Street at Ransom Avenue, this causing his property North of Ransom Avenue, East of Fifth Street, to be inaccessible.

There was a lengthy discussion, during which City Manager Lynn Stuart agreed with the fact that the City did place a culvert under Fifth Street at Ransom Avenue as pointed out by Mr. Pope. However, it was connected to an existing ditch along the North side of Ransom Avenue. This being the point of contention, Mr. Pope indicated that the ditch was not there prior to the placement of the culvert. Following the lengthy discussion, the City staff was directed to meet with Mr. Pope and the Public Works Committee in an effort to attempt to resolve the apparent concern of Mr. Pope, and place the item on the February Council agenda.

B. Enterprise Zone

Mayor Kerr turned the meeting to City Manager Lynn Stuart to outline for the City Council the Enterprise Zone application.

Mr. Stuart indicated that the deadline for filing Enterprise Zone applications was extended through January 31, 1986, and within 45 days of filing the application, the State will notify whether or not the City is a successful applicant. Should the application be accepted, the term of the Enterprise Zone Designation would continue for ten consecutive years. He then outlined the minimum qualifications for creating an Enterprise Zone, those being a total of 30 zones collectively may be appointed by the Governor, with only 10 of those 30 being named in 1986. The Enterprise Zones must be no more than 12 square miles and must contain a high rate of low income people, high unemployment, declining population, and a recent history of business closures. If more than 10 applications are filed in 1986, the competitive considerations will involve the City's participation in education and training opportunities presently available, increased level of public services including water, sewer, fire and police, potential regulatory flexibility

proposals, tax relief proposals, marketing and management plans, evidence of broad based support, and availability of commercial and industrial lands. Some of the benefits of the program are any land owned by the State or local governments not specifically identified for public use shall be leased or sold for commercial or industrial purposes on request. Tax exemptions can be provided under separate ordinance equal to but not greater than 100% of the true cash value for the first year; 80% for the second year, 60% for the third year, 40% for the fourth year, and 20% for the fifth year. Additional benefits would be preferential consideration for either industrial development revenue bond programs or Oregon State Business Development Fund loan programs.

Mr. Stuart indicated that the City of Brookings and all of Curry County had been acknowledged as an economically lagging area, being sixth from the bottom of the annual income rate, in a total of 36 counties. The purpose of this evenings agenda item was to request the Mayor and City Council's authority to officially submit the proposed application, and authorize the City Manager to proceed with acquiring as much local support as possible, but specifically to allow him to approach Curry County Commissioners for the purpose of acquiring their support. The area for the Enterprise Zone Designation would include the incorporated limits of the City and not go beyond the Urban Growth Boundary but include all of the Urban Growth Boundary.

Mr. Sid Beeching, resident of the Winchuck River area, made a presentation to the City Council expressing his concern regarding the inclusion of any County areas in the Enterprise Zone. He felt as though the City has specific control over these activities and any inclusion in the County areas would release the City's right, and therefore cause problems for residents of that area.

Following a brief discussion, there was no further public input, and the Mayor and City Council agreed to authorize the City Manager to proceed with the Enterprise Zone application, (see Resolution No. 380 - agenda item XI. D.).

## VII. COMMUNICATIONS/ANNOUNCEMENTS

### A. Mayor Announcements

#### 1. Community Day - Expo '86

Mayor Kerr outlined for the City Council and audience the potential for a community day at Expo '86, to be conducted in Vancouver, British Columbia, Canada, which will run from May 2 through October 13, 1986. Following a brief discussion, the Mayor and City Council directed the City Manager to discuss the potential of a community day at Expo '86, on behalf of the City of Brookings and encourage any local participation possible.

B. Council Announcements

Mayor Kerr requested any input from members of the Council. There were none.

C. Planning Commission Announcements

Planning Commission Chairman Leo Appel II indicated to the City Council that both major projects of the Planning Commission are ongoing. The Operation Bootstrap program is continuing at a rapid pace and the Development Code program has slowed to a snail's pace due to the lack of Planning Commission and staff hours. The City Council was assured that the Development Code activities would increase dramatically once the Bootstrap committee activities had slowed down.

D. Manager Announcements

1. Year End Report

Mr. Stuart outlined for the Mayor, City Council and audience the year end reports as prepared by each department of the City. He highlighted the specific activities of each department and a copy of the year end report has been placed in the Central File. No action required.

2. Facilities Plan Request for Proposals

Mr. Stuart outlined the fact that the City of Brookings is in the process of updating its wastewater treatment facilities to satisfy all requirements of DEQ, EPA, etc. One step in the process is to proceed with a budgeted request for proposals to prepare a Facilities Plan for the wastewater treatment facility. Monies will be coming from the Federal Revenue Sharing budget as well as from an Intergovernmental Relations Division Technical Assistance Grant through the infrastructure project of the lottery monies. The grant application has been submitted and the money from Federal Revenue Sharing has been budgeted. Assuming the City Council authorizes the staff to proceed with the request for proposals, the staff would propose to mail RFPs to all qualifying engineering firms in the State of Oregon and qualified to work in the State of Oregon, and once applications are received the Mayor would be requested to name a review committee for reviewing verbal presentations from the most qualified applicants. Following that, the selection committee would be making a recommendation to the City Council regarding final selection of the engineering firm.

Following a brief discussion, Councilman Nidiffer made a MOTION, seconded by Councilman Geraghty, to authorize the City staff to proceed with the Request for Proposals, as outlined; MOTION carried unanimously.

3. Liquor License Request - Jim's Exquisite Dining

Mr. Stuart outlined the application as being a "Restaurant - New Outlet" application for Jim's Exquisite Dining, located at 624 Railroad Avenue, Brookings, Oregon, past owners Pasquale Spada, present applicants Jimmy D. and Robin Askew. The City staff has reviewed the application and would have no objections to the City Council recommending approval to OLCC.

Mayor Kerr asked the City Council if they had any questions of Mr. and Mrs. Askew. There being none, he asked Mr. Askew for comments. There being none, there was a MOTION by Councilman Nidiffer, seconded by Councilman Rogers, to recommend liquor license approval for Jim's Exquisite Dining as outlined; MOTION carried unanimously.

Mr. and Mrs. Askew expressed their appreciation to the Mayor and City Council.

4. Paving Report

Mr. Stuart outlined for the Mayor and City Council the fact that all paving projects authorized by the City Council in the November meeting have been completed. The work, however, did not extend onto Ransom Avenue which would be included in the next call for bids, in conjunction with the County paving project of Parkview Drive.

Mr. Stuart indicated that we had had numerous messages from residents of the areas receiving the paving, expressing their appreciation for the City's assistance in maintaining the roadways. The number of appreciative calls far and away outnumbered the complaints. No action requested.

5. Special City Allotment Grant Report

Mr. Stuart indicated that the Special City Allotment Grant request for paving Oak Street had been denied by the State. He indicated that due to the continuing loss of the Special City Allotment Grant funds, the City staff is proposing to go to the State Highway Division and identify the major problems that we are experiencing. This is the fifth application in a row that has been denied by the SCA application process, and the City of Brookings feels as though we are not receiving full benefit from the program and need to identify the problem. No action requested.

6. Stout Park Report

Mr. Stuart outlined for the Mayor and City Council the activities already taking place at Stout Park. The City has experienced a substantial amount of vandalism in the park and in an effort to resolve that, on Christmas Eve the Public Works crew installed a gravel drive, as approved by the Parks committee of the City Council, and signs indicating "Official Vehicles Only" at the entrances. Subsequent to that, the vandals have broken off the wooden signposts, which have been replaced with metal. The roadway has been littered with nails and the City crews are attempting to clean that portion of the problem. The police department feels as though "Day Use Only" signs in the area would assist them a great deal in enforcing the necessary restrictions to limit the vandalism. A substantial amount of cleaning has been conducted in the area in cooperation with various service clubs and volunteers from the community, but the "Day Use Only" designation would greatly enhance the maintenance of the park.

Following a brief discussion, there was a MOTION by Councilman Rogers, seconded by Councilman Nidiffer, to authorize the City Manager to proceed with installing and enforcing "Day Use Only" signs in the Stout Park area; MOTION carried unanimously.

7. Telephone Services

Mr. Stuart indicated that the City staff has reviewed the feasibility of replacing the existing telephone equipment with new telephone equipment. Three companies were surveyed, GTE, Mytel, and Westel. Mytel chose not to propose. Westel indicated that cash cost of the equipment for the City would be \$17,628 and the GTE proposal was \$17,395. Mr. Stuart indicated that of the three year, four year and five year lease/purchase of the equipment, in all three cases, GTE was the lesser cost. In comparing the three year lease/purchase of \$1,080.45 with the existing cost of \$1,046.00 per month, the City staff has chosen to proceed with the three year lease/purchase program with GTE.

Mayor Kerr asked as to the interest costs for the program, and Mr. Stuart indicated that he was not sure of the exact interest rates. However, sufficient money has not been budgeted for a cash purchase, but the City had two alternatives: 1. They could budget for purchasing the equipment for next fiscal year without penalty charges for payout, or 2. At the end of the three year lease/purchase term the City could purchase the equipment for \$1.00.

There was a MOTION by Councilman Nidiffer, seconded by Councilman Rogers, to accept the GTE proposal of \$1,080.45 per month; MOTION carried unanimously.

8. Street Light Request - Mill Beach Road, Hub Street

Mr. Stuart outlined for the City Council a request for street lights in the area of Mill Beach Road and Hub Street. The City Council discussed the need for street lights in numerous other locations around town, and directed the police department to assemble a list of such locations and present proposals to the City Council for this type of security lighting in the City.

There was a MOTION by Councilman Nidiffer, seconded by Councilman Geraghty, to authorize the City Manager to proceed with the installation of street lights at the intersection of Sandy Lane and Mill Beach Road and at the end of Hub Street, as proposed; MOTION carried unanimously.

9. Mr. Stuart indicated that Mr. Lyle Stewart of Patterson, Stewart and Associates, will be in Brookings on the evening of February 11, 1986, to make a presentation to the Bootstrap committee general assembly, for the purposes of discussing and understanding tax increment financing, and asked that the City Council mark their calendars for 7:00 p.m. that evening.

E. Attorney Announcements

Mr. Coutrakon outlined for the City Council's information a proposed ODF & W supplemental agreement to the Angler Access Agreement already in place between the City of Brookings and the State Department of Fish and Wildlife. Mr. Coutrakon indicated that there was no need to adopt a resolution (see XI. C.). He outlined for the City Council the fact that this supplemental agreement would allow the City to receive \$30,000 Federal money, \$8,000 State Marine Board money, and combine it with the existing \$2,000 already in place at the Angler Access project, for a total of \$40,000. The agreement has been modified to allow the City to continue to use the Angler Access properties for its originally intended water intake facility, without jeopardizing or repaying the grant.

There was a MOTION by Councilman Nidiffer, seconded by Councilman Rogers, to authorize the Mayor to sign the supplemental agreement with the Oregon Division of Fish and Wildlife, as outlined; MOTION carried unanimously.

F. Contract Review Board

None

VIII. CALL FOR BIDS

A. 9-1-1 Radio Equipment - Police Department

Mr. Stuart outlined the request for a call for bids for four 4-channel portable radios, to be situated at each of the following locations:

1. Brookings Police Department dispatch center
2. Upper Chetco Volunteer Fire Department
3. Cape Ferrelo Volunteer Fire Department
4. Winchuck Volunteer Fire Department

and 3 multi-channel mobile radios to be situated at the following locations:

1. Upper Chetco Volunteer Fire Department
2. Cape Ferrelo Volunteer Fire Department
3. Winchuck Volunteer Fire Department

The call for bids has been reviewed and authorized by the Local Jurisdiction Communications Committee, and they recommend the City Council, as lead agency, to call for bids on the equipment.

There was a MOTION by Councilman Geraghty, seconded by Councilman Rogers, to authorize the City staff to proceed with the call for bids for radio equipment, with bid opening at 10:00 a.m., Friday, January 31, 1986, followed by a review by the Local Jurisdiction and then authorization of the final bid review at the February 10, 1986 Council meeting; MOTION carried unanimously.

B. Lawn Mower

Mr. Stuart outlined the specifications for the bid call on a lawn mower for a budgeted public works item. The bid specs would include 4-horsepower 4-cycle engine, electronic engine, mechanical governor, air cleaner, commercial quality engine, 21-inch cutting diameter, recoil starter, grass catcher, steel ball bearing wheels front and rear, solid steel axles and individual wheel height setting. The bids would be for commercial heavy-duty equipment only, and would be received through 10:00 a.m. through January 31, 1986, and reviewed by City Council February 10, 1986.

There was a MOTION by Councilman Nidiffer, seconded by Councilman Geraghty, to authorize the City Manager to proceed with the call for bids on the above outlined equipment; MOTION carried unanimously.



IX. REPORT ON BIDS

None

X. ORDINANCES

A. Ordinance No. 397 - Amendment to Ordinance No. 371

City Recorder Judy Pectol read Ordinance No. 397 into the record, which reverses the original bequest to the Chetco Community Public Library Department of the City.

There was a MOTION by Councilman Rogers, seconded by Councilman Nidiffer, to adopt Ordinance No. 397 by first reading; MOTION carried unanimously. Mayor Kerr indicated a unanimous vote and asked the Recorder to read Ordinance No. 397 by title only.

City Recorder Judy Pectol read Ordinance No. 397 by title only. There was a MOTION by Councilman Nidiffer, seconded by Councilman Geraghty, to adopt Ordinance No. 397 by second reading; MOTION carried unanimously.

B. Ordinance No. 398 - removed from agenda

XI. RESOLUTIONS

A. Resolution No. 378 - Citizen Involvement Committee

City Recorder Judy Pectol read Resolution No. 378 into the record. There was a brief discussion regarding the rewriting of Resolution No. 378, as directed by Councilman Rogers and Councilman Geraghty. They indicated unanimous support of the way the Resolution has been restated.

There was a MOTION by Councilman Geraghty, seconded by Councilman Rogers, to adopt Resolution No. 378; MOTION carried unanimously.

B. Resolution No. 379 - 1984-85 Audit

City Recorder Judy Pectol read Resolution No. 379 into the record. There was a MOTION by Councilman Nidiffer, seconded by Councilman Rogers, to adopt Resolution No. 379; MOTION carried unanimously.

C. Resolution No. 380 (see Attorney Announcements, VII. E.)

D. Resolution No. 382 (renumbered to 380) - Enterprise Zone

City Recorder Judy Pectol read Resolution No. 380 into the record. There was a MOTION by Councilman Rogers, seconded by Councilman Nidiffer to adopt Resolution No. 380; MOTION carried unanimously.

XII. UNSCHEDULED PUBLIC APPEARANCES

Mr. Fred Hummel, 202 Alder Street, presented a comparison of AT & T common stocks for November, 1983 to January, 1986, to the City Council for their review and information. He suggested that the City Council proceed with reviewing the retention of the AT & T stocks.

It was pointed out that Mr. Batty's illness kept him from this evening's meeting, which was unfortunate because Mr. Batty has been reviewing the issue of the AT & T stocks very closely. He, as Finance Commissioner of the City Council, will continue to review the AT & T stocks on a regular basis, and will be making specific recommendations to the City Council.

Mr. Hummel asked if any investment counselor had been retained. The response was to the negative, due to the cost of investment counseling. This is not to say that the potential of hiring an investment counselor at the appropriate time is being ruled out; however, none has been retained at this point.

Mayor Kerr indicated to Mr. Hummel that it is unfortunate that the individuals originally objecting to divestiture of the stocks are now requesting the divestiture. He assured Mr. Hummel and the audience that the City Council was watching the investments very closely, and were planning to work with the Chetco Community Public Library District on the matter.

XIII. PAYMENT OF VOUCHERS

Councilman Nidiffer made a MOTION, seconded by Councilman Rogers, to pay the vouchers in the amount of \$47,979.11; MOTION carried unanimously.

XIV. ADJOURNMENT

Councilman Nidiffer made a MOTION, seconded by Councilman Geraghty, to adjourn the January 13, 1986 Council Meeting; MOTION carried unanimously.

Mayor Kerr adjourned the meeting at 9:22 p.m.

  
\_\_\_\_\_  
Vice Mayor Gilbert Batty

ATTEST:

  
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Judy Pectol, 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 01-09-86

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BANK CHECK NO	PAYEE	AMOUNT	
01	00002182	1ST IMPRESSIONS	61.00
01	00002183	A & W RESTAURANT	40.70
01	00002184	AMERICAN SCIENTIFIC PRODUC	19.70
01	00002185	AMERICAN SECURITY PRODUCTS	248.20
01	00002186	ARREST LAW BULLETIN	39.95
01	00002187	B & E DEPARTMENT STORE	30.75
01	00002188	BARLOW, DENNIS	15.11
01	00002189	BECCO INC	223.80
01	00002190	BLUE STAR GAS, NORTHWEST	193.52
01	00002191	BROOKINGS GLASS	47.45
01	00002192	BROOKINGS INN/FLYING GULL	7.65
01	00002193	BROOKINGS OFFICE SUPPLIES	16.20
01	00002194	BROOKINGS SANITARY	55.00
01	00002195	BROOKINGS SUPPLY	239.92
01	00002196	BROOKINGS VOL FIREFIGHTERS	1,035.00
01	00002197	BROOKSIDE FLORIST	39.98
01	00002198	BROWN, GOLDIA	27.00
01	00002199	BUDGE-MCHUGH SUPPLY COMPAN	449.88
01	00002200	BURROUGHS CORPORATION	7,910.76
01	00002201	CHANDLER SHEET METAL	150.00
01	00002202	CHETCO REXALL DRUGS	71.68
01	00002203	COAST AUTO CENTER	7.95
01	00002204	COLVIN OIL COMPANY	1,017.74
01	00002205	CONANT JANITORIAL	475.00
01	00002206	COUTRAKON & BABIN ATTYS	1,095.80
01	00002207	CURRY COASTAL PILOT	18.06
01	00002208	CURRY EQUIPMENT COMPANY	60.00
01	00002209	D&H CHEVRON SERVICE	373.33
01	00002210	DANS AUTO & MARINE ELECTRI	3.56
01	00002211	DANS PHOTO & CAMERAS	38.12
01	00002212	DOMINY, GEORGE	13.11
01	00002213	DOTSON, SAMUEL	9.84
01	00002214	DOYLE CONSTRUCTION	1,100.26
01	00002215	DOYLE ELECTRIC	934.35
01	00002216	ENGINEERED CONTROL PRODUCT	47.55
01	00002217	EXECUTIVE DEPARTMENT	270.00
01	00002218	FOX, CURTIS H	27.16
01	00002219	GRANTS PASS WATER LABORATO	22.50
01	00002220	GREYHOUND BUS LINES	16.35
01	00002221	HACH COMPANY	41.57
01	00002222	HANSCAMS CENTER	38.19
01	00002223	HGE	450.00
01	00002224	HOOK, JEAN	9.95
01	00002225	JKA SYSTEMS	435.00
01	00002226	KERR ACE HARDWARE	202.72
01	00002227	LEGISLATIVE COUNSEL COMMIT	188.00
01	00002228	LORINGS SPORTING GOODS	62.00
01	00002229	LYNN, CAMERON G	18.06
01	00002230	MORYS OFFICE SUPPLIES	83.56
01	00002231	MURRAY, LES	24.84

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 01-09-86

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BANK CHECK NO	PAYEE	AMOUNT	
01	00002232	NADING PLUMBING & HEATING	20.00
01	00002233	NEWMAN SIGNS	254.60
01	00002234	NUDELMAN BROTHERS	78.05
01	00002235	O'NEALE SUPPLY COMPANY	47.90
01	00002236	OREGON COAST ASSOCIATION	100.00
01	00002237	OREGON STATE HEALTH DIVISI	100.00
01	00002238	OWENS, KENT	18.06
01	00002239	PACIFIC WATER WORKS SUPPLY	1,680.84
01	00002240	PARAMOUNT PEST CONTROL	17.00
01	00002241	PENNWALT CORPORATION	365.00
01	00002242	QUILL CORPORATION	90.81
01	00002243	RED JORDAN FOODS INC	110.35
01	00002244	SEARCH & SEIZURE BULLETIN	36.89
01	00002245	SHEFFEL, WAYNE	27.35
01	00002246	SMITH, CECIL SR	33.46
01	00002247	SPARLING INSTRUMENT COMPAN	2,017.44
01	00002248	SQUARE DEAL BUILDERS SUPPL	55.97
01	00002249	STAMPER'S J & J TIRE	20.50
01	00002250	STEINER CORPORATION	11.92
01	00002251	THAT SPECIAL TOUCH	20.00
01	00002252	TIDEWATER CONTRACTORS	22,675.69
01	00002253	TRAFFIC SAFETY SUPPLY CO	39.98
01	00002254	U S NATIONAL BANK - VISA	936.10
01	00002255	WALKER, RONNEL	13.59
01	00002256	WEBFOOT TRUCK & EQUIPMENT	18.03
01	00002257	WILSON DISTRIBUTING CO.	1,181.76
*TOTAL CHECKS*			47,979.11