

MINUTES
BROOKINGS COMMON COUNCIL MEETING
JUNE 9, 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, Vice Mayor Gil Batty,
Councilmen Ray Nidiffer, John Geraghty, Bob Rogers

Council Absent: None

Planning Commission Present: Chairman Leo Appel II

Staff Present: City Manager Lynn Stuart, Executive Secretary
Donna Van Nest, Engineering Technician Leo Lightle, Recorder/
Treasurer Judy Pectol, Utilities Services Director Cecil Smith

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

IV. CEREMONIES/APPOINTMENTS

None.

V. MINUTES FOR APPROVAL/ACCEPTANCE

A. Approval of Council Meeting Minutes

1. May 12, 1986 Regular Council Meeting
2. May 19, 1986 Special Council Meeting - Budget Hearing

Vice Mayor Batty made a MOTION, seconded by Councilman Rogers to approve the May 12, 1986 Regular Council Meeting minutes and the May 19, 1986 Budget Hearing minutes; MOTION carried unanimously.

B. Acceptance of Planning Commission Meeting Minutes

1. May 6, 1986 Regular Planning Commission Meeting Minutes

Councilman Rogers made a MOTION, seconded by Vice Mayor Batty to accept the May 6, 1986 Regular Planning Commission Meeting minutes; MOTION carried unanimously.

VI. SCHEDULED PUBLIC APPEARANCES

A. Curry Pacific Investors Development

1. Public Hearing - Comprehensive Plan Amendment

Mayor Kerr explained that this public hearing would be conducted under the guidelines of Resolution No. 213, and the City Attorney would act as hearing officer.

City Attorney John Coutrakon explained the procedures to be followed during the public hearing process.

Mr. Stuart explained to the audience that the applicant, Curry Pacific Investors, requested a Comprehensive Plan amendment from commercial to residential to allow for the construction of a 44-unit apartment complex behind Brookings Supply. Mr. Stuart indicated that the matter had come before the Planning Commission for review and the Planning Commission had recommended that the City Council hold a public hearing to consider the request.

Mr. Stuart read into the record the findings of facts that had been adopted by the Planning Commission, which included a condition that the emergency roadway access that had been originally requested through a portion of Easy Manor Park be denied.

Mr. Coutrakon opened the public hearing at 7:20 p.m. and asked if any member of the Council wished to declare a conflict of interest. There being no response, he asked if any member of the audience felt that any member of the Council had a conflict of interest. Again, there was no response.

Mr. Coutrakon requested that the applicant or his representative come forward to give a brief presentation of the proposal to the Council and the audience. There was no one present at the meeting representing Curry Pacific Investors. Mr. Stuart indicated that the applicant had been advised of the meeting date and time, and he advised the hearings officer that it was the responsibility of the applicant, not the City staff, to present the proposal. After a brief discussion, Mr. Coutrakon recessed the public hearing to July 14, 1986 at 7:00 p.m. The public hearing was recessed at 7:29 p.m.

2. Public Hearing - Zone Change

same as above (recessed to July 14, 1986 at 7:00 p.m.)

VI. SCHEDULED PUBLIC APPEARANCES

B. Seashore Real Estate - Wharf Street Property

Mr. Stuart, under ORS 244, declared a conflict of interest in this matter, due to the fact that his wife is affiliated with the real estate firm that is involved in this agenda item. Mr. Stuart turned the matter over to the City Attorney and the Engineering Technician, and he left the bench.

Mr. Lightle explained that this matter is a request from Seashore Real Estate, representing Mr. Al Kernutt, to proceed with the filing of a Quitclaim Deed, followed by the vacation of property originally intended to be the Wharf Street alignment, and in return Mr. Kernutt, owner of the adjacent property, will dedicate to the City the present alignment of Wharf Street. Mr. Lightle indicated that City staff has reviewed the request and recommends that the request be approved.

Mr. Coutrakon agreed with the recommendation of City staff. Vice Mayor Batty made a MOTION, seconded by Councilman Rogers, to authorize the Mayor to proceed with the transaction; MOTION carried unanimously.

Mr. Stuart returned to the bench at this time.

C. Extension Services Service District - Resolution No. 386

Marilyn Shipley, representing the Extension Services, gave a brief presentation of the services provided by the Extension Service. She indicated that due to budgetary cuts in the County, the Extension Service will not receive adequate funds with which to operate. The Extension Service is proposing to set up a service district in Curry County. Ms. Shipley explained that ORS 198.720 requires that the governing body of each city within the district approve the petition for the formation of a district, and requested that the Mayor and City Council approve such a Resolution for the formation of the district. Ms. Shipley introduced Kay Lathrop who spoke briefly on the hospice services, and Gladys Mann who spoke on the youth programs. Several young people brought in small animals that they are growing in conjunction with 4-H programs.

Mrs. Van Nest read into the record Resolution No. 386, which approves a petition to form an agricultural educational extension service district. Vice Mayor Batty made a MOTION, seconded by Councilman Nidiffer, to adopt Resolution No. 386; MOTION carried unanimously.

VII. COMMUNICATIONS/ANNOUNCEMENTS

A. Mayor Announcements

Mayor Kerr announced that he had attended the Oregon Conference on Small Business in Portland, and gave a brief overview of the conference highlights.

B. Council Announcements

None.

C. Planning Commission Announcements

None.

D. Manager Announcements

1. Brown and Caldwell Contract - Facilities Plan

Mr. Stuart presented the final draft of the contract and indicated that staff feels that the contract will stay within the proposed contract initially presented to the selection committee, with the exceptions outlined in the final document. Mr. Stuart indicated that this contract includes the first of a series of activities that are going to take place, which is the preparation of a facilities plan for the City. Mr. Stuart indicated that it is the intention of City staff to stay with the firm of Brown and Caldwell during the other stages of the project if possible, which include the design and construction phases.

Mr. Sidney Beeching suggested several items which he felt should be included in the contract. Mr. Stuart indicated that those items suggested have already been considered in the contract negotiations.

Councilman Nidiffer made a MOTION, seconded by Councilman Rogers, to authorize the Mayor to execute the Brown and Caldwell contract, as presented; MOTION carried unanimously.

2. Special City Allotment Program Grant - 1987

Mr. Stuart presented the Council with a copy of the proposed application for a project qualifying under the 1987 Special City Allotment Program. Mr. Stuart indicated that City staff proposes to apply for the same project we applied for last year, but did not receive. The project is for improvements to Oak Street from Chetco Ave. to Railroad Avenue. Mr. Stuart did indicate that last year there was

an amount of \$250,000 available statewide, with the maximum application amount per city \$25,000. This year the total amount has been raised to \$500,000 with the maximum application amount being \$50,000. Mr. Stuart requested that the City Council authorize staff to proceed with the application, in the amount of \$50,000.

Councilman Rogers made a MOTION, seconded by Councilman Nidiffer to authorize the City Manager to complete the 1987 Special City Allotment Program application; MOTION carried unanimously.

3. Liquor License Renewals

Mr. Stuart indicated that the following businesses have applied for renewal of their existing liquor licenses, and the police department has reviewed the applications and has no objections to the granting of the licenses.

Ron & Frances Alden, dba The Tea Room

Antonia Vallejo, dba Mama's Authentic Italian Food

Vice Mayor Batty made a MOTION, seconded by Councilman Geraghty, to approve the liquor licenses; MOTION carried unanimously.

4. Bureau of Census Extension Request

Mr. Stuart indicated that City staff has just learned that the 1990 census approach has been changed over previous years. The Census Bureau is identifying block numbering areas with block groups that cross municipal boundaries and if this continues to be the fact, we will have 1990 census data that is in no way useful for our very stringent State planning processes. Mr. Stuart requested that the City Council request a 90-day extension for the final determination as to the approach to the 1990 census.

Councilman Nidiffer made a MOTION, seconded by Councilman Geraghty, to request that the Census Bureau provide a 90-day extension to identify the specific approach being taken to the 1990 census; MOTION carried unanimously.

E. Attorney Announcements

None.

F. Contract Review Board

None.

VIII. CALL FOR BIDS

A. Angler Access

Mr. Stuart presented to the Council copies of the proposed Angler Access improvements to be placed upon the City's property at Social Security Bar. He indicated that the budgeted money for this proposed improvement is:

Local Share (private donation)	\$ 2,000
State Marine Board	\$ 8,000
O.D.F.&W. (Dingle-Johnson)	\$30,000
TOTAL	<u>\$40,000</u>

Mr. Stuart indicated that the City Engineer has prepared the necessary plans and specifications which are presently being reviewed by the Oregon Department of Fish and Wildlife and the State Marine Board. At the last contact, it was indicated that the City still qualifies for the monies outlined in the above budget, and Mr. Stuart requested that the Mayor and City Council authorize the call for bids.

Councilman Nidiffer made a MOTION, seconded by Councilman Rogers, to authorize the City Manager to proceed with the call for bids on the Angler Access project, as outlined; MOTION carried unanimously.

IX. REPORT ON BIDS

None.

X. ORDINANCES

A. Ordinance No. 401 - State Revenue Sharing

Mr. Stuart indicated that each year the City must adopt an ordinance declaring their intention to receive State Revenue Sharing, according to Oregon State Statutes.

Mrs. Van Nest read Ordinance No. 401 into the record.

Councilman Rogers made a MOTION, seconded by Vice Mayor Batty, to adopt Ordinance No. 401 by first reading; MOTION carried unanimously.

Mrs. Van Nest read Ordinance No. 401 into the record by title only. Vice Mayor Batty made a MOTION, seconded by Councilman Rogers, to adopt Ordinance No. 401 by second reading; MOTION carried unanimously.

X. ORDINANCES

B. Ordinance No. 402 - Brookings Sanitary Service Franchise

Mr. Stuart indicated that due to the fact that Mr. Cal Gorte, owner of Brookings Sanitary Service, is selling his business to Cal-Ore Sanitation, a new franchise ordinance is necessary.

Mrs. Van Nest read Ordinance No. 402 into the record. Councilman Rogers made a MOTION, seconded by Vice Mayor Batty, to adopt Ordinance No. 402 by first reading; MOTION carried unanimously.

Mrs. Van Nest read Ordinance No. 402 into the record by title only. Councilman Nidiffer made a MOTION, seconded by Councilman Geraghty, to adopt Ordinance No. 402 by second reading; MOTION carried unanimously.

Mr. Pete Smart, owner of Cal-Ore Sanitation, requested that the Council adopt a resolution approving of the transfer of the franchise from Brookings Sanitary Service to Cal-Ore Sanitation, Inc. Mrs. Van Nest read Resolution No. 387 into the record. Vice Mayor Batty made a MOTION, seconded by Councilman Rogers, to adopt Resolution No. 387; MOTION carried unanimously.

C. Ordinance No. 403 - Zoning Ordinance Amendment

Councilman Nidiffer commented that this is a very complex matter, and since we don't have a planning director at this time, he felt that the agenda item should be tabled until more research could be done. Councilman Nidiffer made a MOTION, seconded by Vice Mayor Batty, to table this agenda item until further notice; MOTION carried unanimously.

XI. RESOLUTIONS

A. Resolution No. 384 - 1986-87 Budget Appropriation

Mrs. Van Nest read Resolution No. 384 into the record. Councilman Rogers made a MOTION, seconded by Councilman Nidiffer, to adopt Resolution No. 384; MOTION carried unanimously.

B. Resolution No. 385 - 1987 Special City Allotment

Mrs. Van Nest read Resolution No. 385 into the record. Vice Mayor Batty made a MOTION, seconded by Councilman Rogers, to adopt Resolution No. 385; MOTION carried unanimously.

XII. UNSCHEDULED PUBLIC APPEARANCES

A. Irrigation Rate

Mr. Stuart read a letter into the record from Mr. Ken MacLeod requesting that the City initiate the irrigation rate for the summer months, as was done last year.

Mr. Stuart gave a brief presentation on the program as it was handled last year during the months of July, August, and September.

Vice Mayor Batty made a MOTION, seconded by Councilman Rogers to initiate the residential irrigation rate for the billing months of July, August and September, to be implemented the same as last year; MOTION carried unanimously.


XIII. PAYMENT OF VOUCHERS

Councilman Nidiffer made a MOTION, seconded by Councilman Rogers to approve the vouchers in the amount of \$25,643.01; MOTION carried unanimously.

XIV. ADJOURNMENT

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

Mayor Kerr adjourned the meeting at 9:13 p.m.



Bob Kerr
Mayor

ATTEST:



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 0 4 1)

DATE 06-06-86

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BANK CHECK NO	PAYEE	AMOUNT
01 00002968	1ST IMPRESSIONS	26.50
01 00002969	A & W RESTAURANT	23.40
01 00002970	AKIN MOTOR COMPANY	515.70
01 00002971	AMERICAN SCIENTIFIC PRODUC	315.62
01 00002972	AMSTERDAM PRINTING CO	32.14
01 00002973	BARLOW, DENNIS	19.39
01 00002974	BECCO INC	95.00
01 00002975	BLUE STAR GAS, NORTHWEST	3,056.03
01 00002976	BROOKINGS INN/FLYING GULL	127.20
01 00002977	BROOKINGS OFFICE SUPPLIES	241.50
01 00002978	BROOKINGS SANITARY	55.00
01 00002979	BROOKINGS SUPPLY	164.57
01 00002980	BROOKINGS VOL FIREFIGHTERS	1,035.00
01 00002981	BROWN, GOLDIA	27.00
01 00002982	CARPETLAND	13.50
01 00002983	CHAMBERS HEATING & PLUMBIN	1,444.82
01 00002984	CHETCO REXALL DRUGS	54.38
01 00002985	COAST TO COAST	12.22
01 00002986	COLUMBIA EQUIPMENT	400.00
01 00002987	CONANT JANITORIAL	475.00
01 00002988	COOPER, MICHAEL	16.59
01 00002989	COOS-CURRY COUNCIL OF GOV	51.75
01 00002990	COOS-CURRY ELECTRIC CO-OP	488.84
01 00002991	COUTRACKN & BABIN ATTYS	2,208.50
01 00002992	CULLEY, RICH	30.62
01 00002993	CURRY COASTAL PILOT	47.20
01 00002994	CURRY EQUIPMENT COMPANY	4.50
01 00002995	CURRY GENERAL HOSPITAL	138.50
01 00002996	D&H CHEVRON SERVICE	1,507.93
01 00002997	DAHLSTROM & WATT	59.63
01 00002998	DANS AUTO & MARINE ELECTRI	211.74
01 00002999	DOMINY, GEORGE	16.59
01 00003000	DOTSON, SAMUEL	9.84
01 00003001	DOYLE ELECTRIC	201.00
01 00003002	ENTENMANN ROVIN COMPANY	11.20
01 00003003	EXECUTIVE DEPARTMENT	270.00
01 00003004	F & C CONSTRUCTION	23.50
01 00003005	FEENAUGHTY MACHINERY CO	123.77
01 00003006	FIRE ENGINEERING	28.00
01 00003007	FISHER SCIENTIFIC	1,108.06
01 00003008	FOLEY & MICKELSON ATTYS	435.00
01 00003009	GA INDUSTRIES INC	224.98
01 00003010	GRANTS PASS WATER LABORATO	45.00
01 00003011	GREYHOUND BUS LINES	37.15
01 00003012	HARBOR LOGGING SUPPLY CO	5.00
01 00003013	HGE	450.00
01 00003014	HOOK, JEAN	12.43
01 00003015	HORTON BROTHERS INC	844.00
01 00003016	INDEPENDENT BUSINESS FORMS	764.28
01 00003017	INDUSTRIAL ELECTRIC CO	50.04

A C C O U N T S P A Y A B L E
CHECK REGISTER (AP041)

DATE 06-06-86

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BANK CHECK NO	PAYEE	AMOUNT	
01	00003018	INT'L CONFERENCE OF BLDG O	115.19
01	00003019	JOBS AVAILABLE	54.40
01	00003020	KERR ACE HARDWARE	215.79
01	00003021	KERR ACE HARDWARE	107.01
01	00003022	LEAGUE OF OREGON CITIES	1,006.30
01	00003023	LYNN, CAMERON G	19.54
01	00003024	MORYS OFFICE SUPPLIES	197.36
01	00003025	MPH INDUSTRIES	40.85
01	00003026	MURRAY, LES	27.84
01	00003027	NORWEST SAFETY	126.78
01	00003028	O'NEALE SUPPLY COMPANY	493.00
01	00003029	OREGON DEPT OF COMMERCE	45.00
01	00003030	OREGONIAN	297.25
01	00003031	OWENS, KENT	19.54
01	00003032	PACIFIC WATER WORKS SUPPLY	1,789.43
01	00003033	PARAMOUNT PEST CONTROL	17.00
01	00003034	PAULS TRACTOR SERVICE	100.00
01	00003035	POLICE BOOKS INC	7.95
01	00003036	QUILL CORPORATION	17.18
01	00003037	RADIO SHACK	6.90
01	00003038	RAY'S SENTRY MARKET	86.00
01	00003039	RED JORDAN FOODS INC	46.05
01	00003040	REPUBLIC POWDERED METALS I	544.00
01	00003041	SINGLETON PLUMBING	115.99
01	00003042	SMITH, CECIL SR	33.46
01	00003043	SQUARE DEAL BUILDERS SUPPL	98.34
01	00003044	STAMPER'S J & J TIRE	9.00
01	00003045	STATESMAN/JOURNAL	207.72
01	00003046	TEMPRESS MEASUREMENT & CON	38.13
01	00003047	THAT SPECIAL TOUCH	15.00
01	00003048	TIDEWATER CONTRACTORS	686.75
01	00003049	U S NATIONAL BANK - VISA	291.29
01	00003050	WALKER, RONNEL	15.59
01	00003051	WILSON DISTRIBUTING CO.	863.77
01	00003052	XEROX CORPORATION	328.00

TOTAL CHECKS

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25,643.01