

MINUTES
BROOKINGS COMMON COUNCIL
CITY OF BROOKINGS
JUNE 12, 1984
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 John Geraghty and Walt Lovejoy.

Council Absent: Councilman Ray Nidiffer.

Staff Present: City Manager Lynn Stuart, City Attorney John
Coutrakon, Planning Director Chuck Rhodaback, Engineering
Technician Leo Lightle, Executive Secretary Donna Van Nest,
City Recorder/Treasurer Naomi Bradfield.

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

IV. CEREMONIES/APPOINTMENTS

None.

V. MINUTES FOR APPROVAL/ACCEPTANCE

A. Approval of Council Meeting Minutes

1. May 8, 1984 Regular Council Meeting Minutes

There was a MOTION by Councilman Lovejoy, seconded by
Vice Mayor Batty, to approve the minutes of the May 8,
1984 Regular Council Meeting Minutes; MOTION carried
unanimously.

B. Acceptance of Planning Commission Minutes

1. March 6, 1984 Regular Planning Commission Meeting Minutes
2. May 9, 1984 Special Planning Commission Meeting Minutes

There was a MOTION by Vice Mayor Batty, seconded by
Councilman Lovejoy, to accept the minutes of the March
6, 1984 Regular Planning Commission Meeting and the May 9,
1984 Special Planning Commission Meeting; MOTION carried
unanimously.

VI. SCHEDULED PUBLIC APPEARANCES

Mrs. Crystal Cole made a brief presentation to the Council concerning the Azalea Community Center, Inc., and their efforts to bring a community conference center to Brookings. Mrs. Cole introduced Burney Moore, who outlined for the Council the proposed plans for the center, and Mr. Jim Cole, who outlined for the Council the proposed land uses at Azalea State Park, the site of the proposed community center and golf course. Mrs. Cole requested the support of the City Council in this endeavor.

Councilman Geraghty made a MOTION, seconded by Vice Mayor Batty, to express the Council's support to the Azalea Community Center, Inc.; MOTION carried unanimously.

VII. COMMUNICATIONS/ANNOUNCEMENTS

A. Mayor Announcements

Mayor Kerr announced that he had attended the OCZMA meeting in Eugene this last week and briefed the Council and the audience on the contents of the meeting.

Mayor Kerr expressed his appreciation to the citizens of Brookings for the successful tax levy base election held on May 15, 1984.

B. Council Announcements

Vice Mayor Batty also expressed his appreciation for the support shown to the City by the voters.

C. Manager Announcements

1. Liquor License Renewal Applications

Mr. Stuart presented liquor license renewal requests from the Cliff House Restaurant, the Christmas Tree Restaurant, 2 from the Touch of the Past Restaurant, Pickle Barrel Deli and the Coast House Restaurant. Mr. Stuart explained that the police department has researched each of these requests and has found no objections to the granting of these liquor licenses and would recommend that these licenses be renewed.

A MOTION was made by Councilman Lovejoy, seconded by Councilman Geraghty, to grant the renewal of the liquor licenses; MOTION carried unanimously.

VII. C. Manager Announcements

2. Liquor License Application - Thomas J. Whiteley, Inc.

Mr. Stuart explained that this application was reviewed by the Council at the May 8 meeting, and at that time the staff was directed to go back and review three issues.

1. The issue of parking - Mr. Stuart presented a memo from Chuck Rhodaback, Planning Director, indicating that there would be no violation of any parking restrictions of the City of Brookings, but rather a concern due to the fact that there is a senior center facility directly behind the proposed "Mini-Mart", which could possibly cause some traffic congestion.
2. The issue of who was going to be running the operation - a copy of the resume of the manager was enclosed in the packets.
3. The issue of a possible deed restriction - Mr. Stuart explained that there is an apparent deed restriction on the property, which restricts the sale of alcoholic beverages on the property.

Mr. Coutrakon expressed concern due to the deed restriction, and concern that if the City granted this license that the City could be liable if this deed restriction was not removed prior to granting of the license.

Mr. Ernest Francis, Jr., manager of the Brookings Shell Station, spoke in favor of the proposed "Mini-Mart", and explained that the owner of the property, Mr. Thomas E. Whiteley, is at the present time attempting to have the deed restriction removed from the deed document in question.

Vice Mayor Batty, at this time abstained from any further participation in this matter due to a conflict of interest.

Mr. Mel Pyne, owner of the Local Market, spoke in opposition of the proposed liquor license. Mr. Pyne indicated that he felt that there were enough places in Brookings at this time selling alcoholic beverages.

Mayor Kerr stated that he felt that the matter of the deed restriction must be resolved before the City Council can take action on this liquor license.

Councilman Geraghty voiced his concern about the deed restrictions, and expressed concern about parking problems but primarily the many alcoholic beverage outlets already operating in the City.

A MOTION was made by Councilman Geraghty, seconded by Councilman Lovejoy to deny the liquor license application; MOTION passed with Vice Mayor Batty abstaining.

10. Liquor License Review Process

Mr. Stuart offered to move item No. 10 up to this time due to the fact that it has to do with liquor license review processes. Mr. Stuart pointed out that more and more the burden of reviewing and granting liquor licenses is becoming the responsibility of the municipalities rather than the State of Oregon. Mr. Stuart requested that the City Council direct the staff to prepare review process documents and then review them with an ad hoc committee. Mr. Stuart also requested that the Council name an ad hoc committee to review the documents.

A MOTION was made by Councilman Lovejoy, seconded by Councilman Geraghty to direct staff to prepare the criteria and the Mayor to name the ad hoc committee to do the review.

3. 1985 Special City Allotment Program

Mr. Stuart explained that this program is set up through the State of Oregon to be used for streets. This year the City has made application for this special allotment to be used to connect Highway 101 and Fifth Street directly. Mr. Stuart requested that The City Council authorize staff to submit the application for the Special City Allotment Program.

A MOTION was made by Councilman Lovejoy, seconded by Vice Mayor Batty, to resubmit the application for the 1985 Special City Allotment Program; MOTION carried unanimously.

4. Municipal Audit Contract

Mr. Stuart presented the Municipal Audit Contract proposal from Gerald Burns. There was a brief discussion concerning the low cost of present auditing services versus auditing services back in 1980.

Vice Mayor Batty made a MOTION, seconded by Councilman Lovejoy, to authorize the Mayor to execute the audit agreement; MOTION carried unanimously.

5. State Parks Permit Requirements

Mr. Stuart explained the basic changes in the State Parks Permit Requirements to the Council, and advised that there was no action requested on this item.

6. Cable Franchise Fee Adjustment

Mr. Stuart presented a request from Skyline Cable for a rate increase adjustment. The following is the proposed rate changes:

	<u>PRESENT</u>	<u>PROPOSED</u>
Monthly Basic Service	\$ 8.00	\$ 9.50
Additional Outlets	1.00 ea.	1.00 ea.
Pay Channel	8.50	8.50
Normal Installation		
Aerial	17.50	25.00
Underground		50.00
Reconnect	15.00	15.00
Service Call	15.00	15.00

Mr. Roy Garvin, representing Skyline Cable, Inc., briefly apprised the Council as to the reasons for the request for rate changes.

A MOTION was made by Councilman Lovejoy, seconded by Councilman Geraghty, to grant the rate changes to Skyline Cable, Inc., to be effective August 1, 1984; MOTION carried unanimously.

7. Bicycle Path Acceptance - Railroad Avenue

Mr. Stuart presented a map showing the completed bicycle path on Railroad Avenue from Wharf Street to Oak Street. Mr. Stuart indicated that the project has been constructed to the standards and within the confines of the agreement, and stated that the total cost that the City can receive refund on is \$13,314.65, of which 50% is reimbursible from the State Parks and Recreation Department from an approved grant.

Mayor Kerr explained that the other monies involved are monies which the City receives from gasoline taxes and the City is required to spend a percentage of this money on bicycle paths.

Councilman Lovejoy made a MOTION, seconded by Vice Mayor Batty, to accept the bicycle path on Railroad Avenue; MOTION carried unanimously.

8. Worker Compensation Insurance

Mr. Stuart indicated that the City Recorder had sent out 3 requests for insurance coverage for fiscal year 1984-85, and had received 2 proposals, one from the SAIF Corporation of Oregon and from Liberty Northwest. City staff recommended that the City accept the proposal from Liberty Northwest. The total premium from SAIF was \$21,932.10, and from Liberty Northwest was \$19,466.00.

Vice Mayor Batty made a MOTION, seconded by Councilman Batty, to accept the proposal for 1984-85 Worker Compensation Insurance coverage from Liberty Northwest; MOTION carried unanimously.

9. Oregon Downtown Development Association

Mr. Stuart presented a brief overview of a seminar which he attended in Eugene, Oregon, which was sponsored by the Oregon Downtown Development Association. He spoke of two programs which were presented at the seminar, one of which is "Main Street '84" and the other is "Small Towns '84". Mr. Stuart indicated that there is no action requested; that this is only for informational purposes.

D. ATTORNEY ANNOUNCEMENTS

Mr. Coutrakon explained that the City Manager Ordinance which is being presented tonight is necessary only to correct a situation which was created in 1980 by creating the positions of City Administrator and City Finance Officer.

Mr. Stuart also explained that this ordinance, if adopted by the City Council, will make the City eligible for membership in the International City Management Association.

Mr. Coutrakon then outlined the Taxicab ordinance which is being presented tonight.

VIII. CALL FOR BIDS

None.

IX. REPORT ON BIDS

None.

X. ORDINANCES

A. Ordinance No. 386 - City Manager

Ordinance No. 386 was read into the record by Donna Van Nest. Vice Mayor Batty made a MOTION, seconded by Councilman Lovejoy to adopt Ordinance No. 386 by first reading; MOTION carried unanimously.

Ordinance No. 386 was then read into the record by Donna Van Nest, by title only. Vice Mayor Batty made a MOTION, seconded by Councilman Lovejoy, to adopt Ordinance No. 386 by second reading; MOTION carried unanimously.

B. Ordinance No. 387 - Taxicab Licensing

Ordinance No. 387 was read into the record by Donna Van Nest. The words "in the City Jail" were deleted from Section 12, lines 6 and 7. Councilman Lovejoy made a MOTION, seconded by Vice Mayor Batty, to adopt Ordinance No. 387 by first reading; MOTION carried unanimously.

Ordinance No. 387 was then read into the record by Donna Van Nest by title only. Councilman Lovejoy made a MOTION, seconded by Councilman Geraghty, to adopt Ordinance No. 387 by second reading; MOTION carried unanimously.

XI. RESOLUTIONS

A. Resolution No. 348 - Acceptance of Abstract of Votes

Resolution No. 348 was read into the record by Donna Van Nest. Councilman Lovejoy made a MOTION, seconded by Councilman Geraghty, to adopt Resolution No. 348; MOTION carried unanimously.

B. Resolution No. 349 - 1984-85 Budget Appropriation

Resolution No. 349 was read into the record by Donna Van Nest. Vice Mayor Batty made a MOTION, seconded by Councilman Lovejoy, to adopt Resolution No. 349; MOTION carried unanimously.

C. Resolution No. 350 - Declaration of 1983-84 Bad Debt

Resolution No. 350 was read into the record by Donna Van Nest. Councilman Lovejoy made a MOTION, seconded by Vice Mayor Batty to adopt Resolution No. 350; MOTION carried unanimously.

D. Resolution No. 351 - Transfer of Fire Department Funds

Resolution No. 351 was read into the record by Donna Van Nest. Councilman Lovejoy made a MOTION, seconded by Councilman Geraghty, to adopt Resolution No. 350; MOTION carried unanimously.

XI. RESOLUTIONS

- E. Resolution No. 352 - Support for Federal Flight Service Stations

Resolution No. 352 was read into the record by Donna Van Nest. Vice Mayor Batty made a MOTION, seconded by Councilman Lovejoy, to adopt Resolution No. 352; MOTION carried unanimously.

- F. Resolution No. 353 - 1985 Special City Allotment Program

Resolution No. 353 was read into the record by Donna Van Nest. Councilman Lovejoy made a MOTION, seconded by Councilman Geraghty, to adopt Resolution No. 353; MOTION carried unanimously.

- G. Resolution No. 354 - Curb Marking "No Parking", Chetco Federal Credit Union

Resolution No. 354 was read into the record by Donna Van Nest. Councilman Lovejoy made a MOTION, seconded by Vice Mayor Batty, to adopt Resolution No. 354; MOTION carried unanimously.

- H. Resolution No. 355 - Traffic Control Devices - Knoll Lane and Rowland Lane

Resolution No. 355 was read into the record by Donna Van Nest. Mayor Kerr asked that two more stop signs, one at Cypress and Maple and one at Cypress and Memory, be added to the Resolution. Vice Mayor Batty made a MOTION, seconded by Councilman Lovejoy, to adopt Resolution No. 355; MOTION carried unanimously.

XII. UNSCHEDULED PUBLIC APPEARANCES

None.

XIII. PAYMENT OF VOUCHERS

Vice Mayor Batty made a MOTION, seconded by Councilman Lovejoy, to pay the vouchers in the amount of \$25,084.26; MOTION carried unanimously.

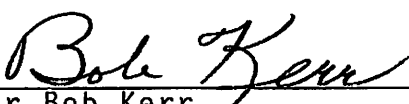
XIV. ADJOURNMENT

Mayor Kerr adjourned the meeting at 9:18 p.m.

EXECUTIVE SESSION ORS 192.660 (1) (h)

To discuss street problems in Marina Heights area.

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June 12, 1984
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Mayor Bob Kerr

ATTEST:



Naomi Bradfield, City Recorder

VOUCHERS PAYABLE

June 12, 1984

Vouchered in May - Payable in June

<u>VOUCHER NO.</u>	<u>CHECK NO.</u>	<u>VENDOR</u>	<u>AMOUNT</u>
3407,3357,3352, 3332,3334	8633	AKIN MOTOR COMPANY	256.53
3358	8634	AMERICAN ARTIST	19.00
3361	8635	AMERICAN SCIENTIFIC PROD.	26.30
3454	8636	B & D SURVEYS	7.50
3413	8637	DENNIS BARLOW	13.70
3444	8638	BECCO, INC.	513.60
3451,3344,3425	8639	BLUE STAR GAS, NW	2,928.01
3398	8640	BRITE SPOT JANITORIAL	175.00
3342	8641	BROOKINGS COMPUTER CONSUL.	40.00
3430	8642	BROOKINGS ELECTRONIC SERV.	35.00
3327	8643	BROOKINGS GLASS	70.00
3428	8644	BROOKINGS OFFICE SUPPLIES	5.60
3397	8645	BROOKINGS SANITARY SERVICE	55.00
3313,3370	8646	BROOKINGS SPORTS UNLIMITED	180.00
3371,3338,3400,3372	8647	BROOKINGS SUPPLY, INC.	196.83
3427	8648	BROOKINGS VOLUNTEER FIRE	1,035.00
3395	8649	GOLDIA BROWN	19.09
3403	8650	BUDGE MCHUGH SUPPLY CO.	296.60
3408	8651	BUDGET WAREHOUSE	29.00
3402	8652	C & K PETROLEUM EQUIP.CO.	1,179.00
3322,3378,3404,3376	8653	CHETCO REXALL DRUGS	76.99
3436	8654	COLVIN OIL COMPANY	450.00
3385,3343	8655	COMMAND ENTERPRISES	96.18
3405	8656	J.CONANT JANITORIAL	475.00
3390	8657	MIKE COOPER	11.31
3453	8658	COUTRAKON & BABIN	1,421.60
3354	8659	L.N. CURTIS & SONS	232.50
3382	8660	D & H AUTO	111.62
3318,3439,3445	8661	DAN'S AUTO & MARINE	151.16
3364	8662	DAN'S PHOTOGRAPHY	43.95
3328	8663	DEL-CUR SUPPLY CO-OP	21.00
3315	8664	DEPT. OF COMMERCE	45.00
3392	8665	GEORGE DOMINY	11.70
3387	8666	SAM DOTSON	9.84
3450,3317	8667	DOYLE ELECTRIC	1,235.65
3349	8668	EXECUTIVE DEPARTMENT	302.00
3341	8669	FARWEST STEEL CORPORATION	709.80
3366	8670	FRANK'S OFFICE EQUIPMENT	24.30
3391	8671	CURT FOX	25.75
3410	8672	GEORGE'S MUFFLER SHOP	129.50
3393	8673	DAVE GILBERT	10.70
3433	8674	GRANTS PASS WATER LAB.	37.50
3455	8675	GREYHOUND LINES, INC.	18.40
3348,3434	8676	GOLDEN PRESS	17.14
3452	8677	HGE, INC.	310.00
3356	8678	HACH COMPANY	91.33
3312	8679	HANSCAMS CENTER	33.50
3347	8680	HARBOR EQUIPMENT COMPANY	67.50
3373,3441	8681	HARBOR PAINT CENTER	570.36
3396	8682	JEAN HOOK	7.95

<u>VOUCHER NO.</u>	<u>CHECK NO.</u>	<u>VENDOR</u>	<u>AMOUNT</u>
3310	8683	HUBBARD WRAY COMPANY, INC.	215.00
3381	8684	INDUSTRIAL STEEL & SUPPLY	414.43
3431	8685	RED JORDAN FOODS, INC.	43.95
3414, 3411, 3329, 3360, 3331			
3353, 3308, 3377, 3386	8686	KERR ACE HARDWARE	1,445.12
3336, 3351, 3424, 3401	8687	LITRELL PARTS	248.15
3420	8688	LORINGS SPORTING GOODS	241.35
3394	8689	CAMERON LYNN	16.65
3311		MCNAUGHTON BOOK SERVICE	113.50
3350	8690	MARLING AUTO PARTS	3.69
3335, 3435	8691	MONTGOMERY WARD CATALOG AG.	127.31
3333, 3437	8692	MORY'S OFFICE SUPPLIES	123.59
3362	8693	THE MOTHER EARTH NEWS	18.00
3321	8694	NATIONAL FIRE PROTECTION ASSN.	62.50
3419	8695	JAMES H. NELSON	775.00
3337, 3346, 3363	8696	NEW ERA PRESS	251.50
3367	8697	NORTHWEST COMPUTER RIBBON	50.54
3320, 3448, 3449	8698	NUDELMAN BROTHERS	461.00
3359, 3440, 3399, 3323	8699	O'NEALE SUPPLY INC.	479.70
3384	8700	OREGONIAN-OREGON JOURNAL	8.75
3388	8701	KENT OWENS	12.22
3442, 3418, 3355	8702	PACIFIC WATER WORKS	1,571.98
3324	8703	PARAMOUNT PEST CONTROL	17.00
3340	8704	QUILL CORPORATION	72.21
3446	8705	RADIO SHACK	80.88
3374, 3438	8706	RITZ'S REPAIR	511.69
3339	8707	SARGENT-SOWELL, INC.	77.50
3416	8708	SETON NAME PLATE CORP.	63.67
3423	8709	SEVENTEEN MAGAZINE	13.95
3389	8710	WAYNE SHEFFEL	13.25
3421	8711	SIMMONS SUPPLY COMPANY	29.32
3406	8712	CECIL SMITH	32.05
3314	8713	SOUTHCOAST MEDICAL CENTER	35.00
3429, 3412, 3383, 3325	8714	SQUARE DEAL BUILDERS SUPPLY	190.79
3316, 3365	8715	STAMPERS J & J TIRE COMPANY	139.36
3380, 3379, 3326	8716	STEINER CORPORATION	45.80
3417	8717	SUPERIOR BOOKS INC.	177.99
3368	8718	TIDEWATER CONTRACTORS	308.00
3422	8719	TARTAN BOOKS	194.57
3409	8720	U.S. LEASING CORPORATION	200.00
3443	8721	U.S. NATIONAL BANK-VISA	26.70
3369	8722	WILLIAMETTE VALLEY COMPANY	220.00
3309, 3432	8723	WILSON TIRE SERVICE	1,527.98
3415	8724	WORLTON AUTO BODY	367.65
3345	8725	YELLOW SPRINGS INSTR. COMPANY	224.98

TOTAL \$ 25,084.26