

MINUTES  
BROOKINGS COMMON COUNCIL  
CITY OF BROOKINGS  
January 27, 1981

I. CALL TO ORDER

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

Those present were: Mayor Kerr; Councilmen Gil Batty, John Geraghty, Walt Lovejoy and Ray Nidiffer.

Staff present were: City Manager Lynn Stuart, City Recorder Steve Herman, Secretary Praecilla Pruitt and City Attorney John Coutrakon.

IV. MINUTES FOR APPROVAL

MOTION by Councilman Nidiffer, seconded by Councilman Lovejoy that the minutes of the January 13, 1981 meeting be approved. Motion carried unanimously.

V. COMMUNICATION AND ANNOUNCEMENTS

A. Mayor Announcements

1. Elected Official's Workshop

The Mayor announced that there would be an elected official's workshop in Grants Pass on February 7th. Councilman Lovejoy was to attend the meeting.

2. Gravel permit hearing (Curry County Planning Commission hearing)

The Mayor announced that the hearing would be held February 5th in Gold Beach on a conditional use permit for gravel removal and there would be Council representation.

B. Manager Announcements

1. Comprehensive Plan Review

The City Manager announced that Sandy Dietrich of CCOG had prepared a summary of the plan review which was given to all Council members. Sandy Dietrich made a presentation which defined the insufficiencies that LCDC had identified which included: Major partitioning; specified acreage and uses in forest lands areas; protection of historical sites; adequate multi-family and alternative type housing, incorporating the Brookings Airport into the Plan; statistical documentation of the urban growth boundary; clarification that Brookings has no dunes area; completion of estuary and shorelands prior to the County completing its Plan. Out of the 18 goals the City of Brookings had less than 50% of the goals to address and correct. She urged the City to be represented at the hearing in order to respond to the items in the Staff report. Mr. Glen Hale, LCDC field representative explained the hearing procedures and he felt that the City did not have clear enough information in the inventory on some items and needed to be clarified. The City Manager, Mayor Kerr, Councilmen Lovejoy and Nidiffer were to be in attendance at the hearing. It was Council concurrence that we present the letter prepared by Sandy Dietrich at the LCDC hearing on January 29th.

2. Zwagg Rock replat

Marshall Ferg informed the Council that the Planning Commission was requesting the Council to confirm the replat of Lots 10 and 11 located on Sandy Lane in Zwagg Rock Subdivision.

MOTION by Councilman Lovejoy, seconded by Councilman Batty that we approve the replat of Lots 10 and 11 in Zwagg Rock Subdivision. Motion carried unanimously.

3. Darnell major land partition

Marshall Ferg informed the Council that this was a request by Florence Darnell



on Tax Lot 2200 on Pioneer Lane for a major land partition which would be served by a 25 foot roadway. The Planning Commission was requesting the Council to confirm their action. The property owners had been notified that they could not split the property again.

MOTION by Councilman Batty, seconded by Councilman Lovejoy that we confirm the approval of the Planning Commission on TL 2200 on Pioneer Lane. Motion carried unanimously.

4. Planning Commission residency requirement

The City Manager informed the Council that at Council's request the Planning Commission had recommended that a minimum of 2 members be allowed outside the City Limits or two members living within the urban growth boundary. The City Manager desired to receive direction from the Council since one of the Planning Commissioners had moved outside the City. The Mayor felt that he would have no objection to allow the Commissioner to finish out his term and during that time the Council would review our ordinances and make the necessary changes.

MOTION by Councilman Lovejoy, seconded by Councilman Batty that the Planning Commissioner remain on the Planning Commission for the remainder of his term. Motion carried unanimously.

5. Special City Allotment

The City Manager informed the Council that he had received a packet from the State for a special City Allotment program in the sum of \$25,000 for streets. The City Staff had recommended several proposed projects which were: Easy Street from Fifth Street to Highway 101; Fifth Street from Highway 101 to Easy Street; Mill Beach Road by Zwagg Rock up to Highway 101; Ransom and Fern Street intersection; and Elk Street behind City Hall which connects to Fern Street. Mayor Kerr directed Staff to make a traffic study of these areas for evaluation purposes.

MOTION by Councilman Nidiffer, seconded by Councilman Lovejoy that the City Manager be given authority to proceed with this project. Motion carried unanimously.

6. Cameron project

The City Manager informed the Council that this regarded points raised by Mr. Cameron on Seaview Heights Subdivision No. 2 on Lilac Lane. The sidewalks and two water meters were located on private property. Only one lot did not have sidewalks constructed, and the builder had agreed to construct a sidewalk as a part of his residence construction work. The City Manager desired Council authorization to go to the property owners and ask for an easement across their property for utility purposes.

MOTION by Councilman Lovejoy, seconded by Councilman Geraghty that the City Manager be given authority to contact the owners to obtain easements. Motion carried unanimously.

7. 1979-80 audit report

The City Manager stated that the report had been distributed to the Council. He was asking for acceptance of this document and be directed to forward the document to the State Division of Audits with a cover letter indicating that the management letter resolution would be forthcoming.

MOTION by Councilman Batty, seconded by Councilman Lovejoy that we accept the audit report and authorize the City Manager to submit the audit to the State Division of Audits with a letter indicating that the resolution will



follow.

Mayor Kerr stated that the motion should be "acknowledge receipt" rather than "acceptance" which was stated in the motion. Councilman Batty and Lovejoy withdrew their motion and it was restated as follows:

MOTION by Councilman Batty, seconded by Councilman Lovejoy that we acknowledge receipt of the audit report and authorize the City Manager to submit the audit to the State Division of Audits with a letter indicating that the resolution will follow. Motion carried unanimously.

8. Federal Revenue Sharing Entitlement 12 report

The City Manager informed the Council that the President had signed the Act which extended the Federal Revenue Sharing program for another 3 years.

9. Beachcomber Festival request

The City Manager was requesting the Council to release the Samurai Sword Display located in the Police Department to the Beachcomber Festival committee for the period of the Festival. There would be 24 hour security at the Festival.

MOTION by Councilman Nidiffer, seconded by Councilman Geraghty that we release the Samurai Sword to the Beachcomber Festival committee during the duration of their Festival. Motion carried unanimously.

10. Request for workstudy

The City Manager was requesting the City Council to consider the possibility of having a workstudy session in which the City Staff could get into a discussion regarding the matters which would be facing the Council. He suggested an abbreviated Agenda on the 4th Tuesday and then adjourn to a workstudy session. Mayor Kerr mentioned having a lunchtime meeting as there would be a heavy load on our Agenda right now.

MOTION by Councilman Nidiffer, seconded by Councilman Batty that on Tuesday, February 24, 1981 we have a work study session after the regular Council meeting. Motion carried unanimously.

D. Attorney Announcements

1. McKernan litigation

The City Attorney stated that he was requesting the Council to approve a settlement agreement that the case be settled for the total sum of \$17,500, of which sum the City's share would be \$11,500. The City Attorney requested that the sum of \$11,500 be withdrawn from the City treasury. The plaintiff was to sign a full and complete release of all claims of the law suit and any claims with regards to her employment with the City.

MOTION by Councilman Nidiffer, seconded by Councilman Batty that the settlement of the McKernan case as stated by our City Attorney be accepted, ratified and approved. Motion carried unanimously.

2. Civil Action No. 81-6005E

The City Attorney informed the Council that a civil rights suit had been filed in the Eugene Federal District Court naming two Police officers of the City.

3. Pope minor partition

The City Manager informed the Council that at Council's request he had obtained the Planning Commission's basis for recommending rescission of Mr. Pope's last minor partition, which was that they were following the direction of the City Attorney as expressed by Marshall Ferg. He stated further that there were two



basic options, to either rescind Mr. Pope's minor partition and all similarly situated partitions, or to ratify the Planning Commission's action and never allow this to happen again. It was the City Attorney's recommendation that we allow the approval of the last minor partition based upon the condition that Mr. Pope comply with Section 7.060, Subsection (2) of the Subdivision Ordinance and sign a waiver of protest for street improvements in the future. Mayor Kerr asked if it would be transferable on the title when the property is sold. The City Attorney stated that it would.

MOTION by Councilman Batty, seconded by Councilman Lovejoy that we send the matter back to the Planning Commission that the partition approval remain in effect and that Section 7.060, Subsection (2) of the Subdivision Ordinance concerning a waiver of protest for future improvements be followed. Motion carried unanimously.

VIII. CALL FOR BIDS

1. Transfer pump - Fire Department

Fire Chief Gay informed the Council that the transfer pump was inoperable and was requesting bids. The City Manager stated that all necessary advertising would be completed and the bid opening set for February 17, 1981 at 10:00 a.m. with the bid award before the Council at the February 24th Council meeting.

MOTION by Councilman Lovejoy, seconded by Councilman Geraghty that we call for bids for a 300 g.p.m. transfer pump with an alternate for a larger size pump. Motion carried unanimously.

IX. PAYMENT OF VOUCHERS

MOTION by Councilman Nidiffer, seconded by Councilman Batty that we pay the vouchers in the amount of \$9,806.74. Motion carried unanimously.

X. OTHER BUSINESS

1. Mayor Kerr suggested that the accountant that set up the books check to see if they are being kept properly and felt that there should be a pencil bookkeeping system kept for a minimum of six months along with the computer so that we know that the computer is operating correctly. The Mayor was desiring to know the City's financial status. The accountants had stated that it would cost less than \$500 to have an unaudited check of the books.

MOTION by Councilman Batty, seconded by Councilman Lovejoy that we authorize an expenditure of an amount up to \$500 to have the accountant check the City's set of books. Motion carried unanimously.

The Mayor requested that the Finance Director be instructed to work with the City Manager and obtain additional help or use present City personnel in getting our bookkeeping current and that the computer be used at an alternate time with the water billing to accomplish this.

MOTION by Councilman Batty, seconded by Councilman Lovejoy that we direct the Finance Director to initiate a pencil type set of books. Motion carried unanimously.

2. The Mayor stated that there was a five year lease on the copy machine and there was no maintenance agreement. Under the present lease agreement the copy machine would cost \$8,400, plus 4½¢ per copy through the machine. The Mayor stated that he had checked on another copy machine which could be purchased for \$3,495, plus 2½¢ per copy for paper which included service on the machine.



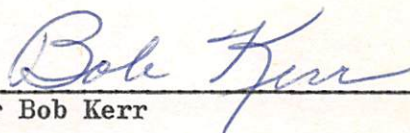
Page 5 - Minutes  
Brookings Common Council  
City of Brookings  
January 27, 1981

MOTION by Councilman Nidiffer, seconded by Councilman Lovejoy that we direct the City Manager to refer this copy machine contract to the City Attorney for his study. Motion carried unanimously.

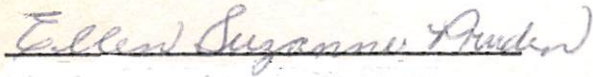
XI. ADJOURNMENT

MOTION by Councilman Lovejoy, seconded by Councilman Nidiffer that the meeting be adjourned. Motion carried unanimously.

This meeting is recorded on tape and is on file in the City Recorder's office.

  
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Mayor Bob Kerr

ATTEST:

  
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Ellen Suzanne Pruden



VOUCHERS PAYABLE  
JANUARY 13, 1981

<u>Voucher #</u>	<u>Check #</u>	<u>Vendor</u>	<u>Amount</u>
1		Abba's Lock and Safe	\$ 352.00
2		B. & L. Kawasaki, Inc.	40.00
3		Robert E. Babb	8.45
4		Samuel W. Dotson	8.55
5		Kent Owens	10.30
6		A. Ray Allyn	10.20
7		Robert Hager	13.20
8		Wayne Sheffel	19.70
9		Baker & Taylor	229.37
10		BECCO, Inc.	2,901.86
11		Blue Star Gas	386.42
12		City of Brookings	69.25
13		Brookings Office Supplies	655.31
14		Brookings Sanitary Service	55.00
15		Brookings Supply, Inc.	20.01
16		Burroughs Corporation	255.55
17		C. & L. Office Supplies	24.65
18		Cantel of Medford, Inc.	19.50
19		Central Pacific Freight Lines	83.33
20		Chetco Rexall Drugs, Inc.	16.58
21		Clerk, Curry County	363.29
22		Coast Auto Center	71.15
23		Coast to Coast Stores	12.52
24		Coos-Curry Elec. Cooperative, Inc.	2,633.44
25		Coutrakon, Hoselton & Babin	1,052.50
26		Curry Coastal Pilot	18.28
27		George Edwards, Sheriff & Tax Collector	77.04
28		Envirotech Corporation	1,043.00
29		Frank's Office Equipment	9.95
30		Al Glasser Janitorial	600.00
31		Bureau of Governmental Research and Service	5.09
32		HGE, Inc.	152.00
33		Hanscam's Center	6.57
34		Harbor Logging Supply, Inc.	128.30
35		Hinds Supply Company	296.47
36		Kerr Ace Hardware	43.80
37		Littrell Parts of Brookings	233.69
38		Lorings Lighthouse Sporting Goods	1.56
39		Christina Lucas	206.50
40		Main Line Book Company	94.77
41		Medford Laboratories, Inc.	18.00
42		MOR-JON, Inc.	488.80
43		Mory's Arts	18.47
44		NAFCO	139.67
45		Northgate Mobil	39.50
SUBTOTAL			\$ 12,933.59



VOUCHERS PAYABLE  
 January 13, 1981  
 Page 2

<u>Voucher #</u>	<u>Check #</u>	<u>Vendor</u>	<u>Amount</u>
46		Northwest Industrial Scrub	\$ 12,575.00
47		Nudelman Brothers	118.50
48		O'Neale Supply Co., Inc.	78.55
49		Kent Owens	45.00
50		P & S Construction	120.00
51		Pacific Northwest Bell	95.33
52		Pacific Pumping Company	2,156.00
53		Paramount Pest Control, Inc.	17.00
54		Publishers Central Bureau	205.47
55		Ray's Auto Supply	2.07
56		Ray's Sentry Market #1	71.47
57		Recreation Specialties, Inc.	25.95
58		Square Deal Builders Supply	255.09
59		Steiner Corporation	272.00
60		3M B.P.S.C. FGL1582	276.53
61		Tidewater Contractors, Inc.	554.77
62		Time/Life	8.53
63		University of Idaho Press	24.63
64		Waterworks Supplies Company	451.35
65		Western Fire Equipment Company	70.63
66		R.G. William, M.D., P.C.	20.00
67		Wilson Tire Service	50.00
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		TOTAL	\$ 30,427.46
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