

MINUTES
City of Brookings
Common Council Meeting
Brookings City Hall Council Chambers
898 Elk Drive, Brookings, Oregon 97415
Monday, July 27, 2009

Call to Order

Mayor Anderson called the meeting to order at 7:00pm.

Roll Call

Council Present: Mayor Larry Anderson, Councilors Hedenskog, Gordon, Kitchen and Pieper; a quorum present.

Staff Present: City Manager Gary Milliman, Planning Director Dianne Morris, Administrative Services Director Janell Howard, and City Recorder Joyce Heffington.

Other Present: Curry Coastal Pilot Reporter Arwyn Rice and approximately 4 public.

Councilor Gordon moved a second followed and Council voted unanimously to change the order of items under Ceremonies, Appointments and Announcements.

Ceremonies/Appointments/Announcements

Councilor Gordon moved, a second followed and Council voted unanimously to accept the resignation of Jan Willms' from the Public Art Committee.

Mayor Anderson proclamation the week of August 10-14 as Oregon Code Enforcement Officers Recognition Week.

Mayor Anderson announced the 10 year anniversary of LauraLee Gray, Building Official.

Public Hearings/Ordinances

Mayor Anderson opened the legislative public hearing at 7:08pm, in the matter of File LDC-9-09, a proposed amendment to Chapter 17.136, Conditional Use Permits, of the Brookings Municipal Code, City initiated. Criteria used to decide this matter is found in Chapter 17.140, Amendments, of the Brookings Municipal Code.

There were no exparte, or other declarations of personal bias, interest or conflict.

Hearing no objections as to jurisdiction, Director Morris reviewed the proposed changes, generally stating that Councilor Hedenskog had suggested additional changes, which she then reviewed.

There was no public testimony and the hearing was closed at 7:23pm.

Mayor Anderson read the changes as proposed by Councilor Hedenskog. LIST CHANGES>>>

Councilor Hedenskog moved, a second followed and Council voted unanimously to adopt proposed amendments as presented by staff and ... with changes as read by the Mayor.

Mayor Anderson introduced Ordinance 09-O-641.

A motion and second were made to do a first reading on Ordinance 09-O-641 and then withdrawn when the City Recorder pointed out that in order to proceed with a title only first reading of the ordinance, the changes approved during the public hearing needed to be read into the record.

Mayor Anderson read the changes.

Councilor Hedenskog moved, a second followed and Council voted unanimously to do a first reading by title only of Ordinance 09-O-641.

Mayor Anderson read the title.

A motion and second were made to do a second reading and then withdrawn when the City Recorder pointed out that there had been no vote.

Councilor Hedenskog moved, a second followed and Council voted unanimously to do a second reading by title only of Ordinance 09-O-641.

Mayor Anderson read the title.

Councilor Hedenskog moved, a second followed and Council voted unanimously to adopt Ordinance 09-O-641, an ordinance amending Chapter 17.136, Conditional Use Permits, Title 17, Land Development Code, of the Brookings Municipal Code, in its entirety.

Mayor Anderson opened the legislative public hearing at 7:37pm, in the matter of File LDC-10-09, proposing amendments to Chapter 17.124, Specific Standards Applying to Conditional Uses of the Brookings Municipal Code, City initiated. Criteria used to decide this matter is found in Chapter 17.140, Amendments, of the Brookings Municipal Code.

There were no exparte, or other declarations of personal bias, interest or conflict.

Hearing no objections as to jurisdiction, Senior Planner Colby-Hanks reviewed the proposed changes.

There was no public testimony and the hearing was closed at 7:45pm.

CHANGES ... Mayor Anderson read the change

Councilor Hedenskog moved, a second followed and Council voted unanimously to approve revisions to Section 17.124.100 and 17.124.120, striking

Mayor Anderson introduced Ordinance 09-O-640 and read the change approved under the hearing.

Councilor Hedenskog moved, a second followed and Council voted unanimously to do a first reading of Ordinance 09-O-640 by title only with the

Councilor Hedenskog moved, a second followed and Council voted unanimously to do a first reading of Ordinance 09-O-640 by title only.

Mayor Anderson read the title.

Councilor Gordon moved, a second followed and Council voted unanimously to do a second reading of Ordinance 09-O-640 by title only.

Mayor Anderson read the title.

Councilor moved, a second followed and Council voted unanimously to adopt Ordinance 09-O-640, an ordinance amending Section 17.124.100, Churches, hospitals, other religious or charitable institutions, and Section 17.124.100, Community buildings, social halls, lodges, fraternal organizations, and clubs in an "R" district, of Chapter 17.124, Specific Standards Applying to Conditional Uses, Title 17, Land Development Code, of the Brookings Municipal Code.

Regular Agenda

Continuation of appeal regarding use of a recreational vehicle at 241 Chetco Avenue.

Councilor Hedenskog made a motion to 1) extend the abatement for this hearing until December 31, 2009, 2) revise our code to clearly define developed lot, and 3) add in flexibility for parcels rural in nature, larger than ordinary in size, unique, private, remote, no impact on the neighborhood, second followed, and after some discussion, the motion and second were withdrawn.

Councilor Hedenskog made a second motion to 1) extend the abatement for this hearing until December 31, 2009, 2) revise our code to clearly define developed lot, and 3) add in flexibility for parcels rural in nature, larger than ordinary in size, unique, private, remote, no impact on the neighborhood, limit the number of RV's to two, sanitation must be self-contained, lot size 1 acre or better....a second followed. The motion failed, 2 to 3, with Councilor's Hedenskog and Pieper voting "Yes" and Mayor Anderson, Councilor Kitchen and Councilor Gordon voting "No."

Councilor Kitchen moved to uphold staff's interpretation of BMC [Brookings Municipal Code] 8.15.087, a second followed and the vote passed, 4 to 1, with Mayor Anderson, and Councilors Gordon, Kitchen and Pieper voting "Yes," and Councilor Hedenskog voting "No."

Installation of pedestrian signs at six City locations.

Councilor Gordon moved, a second followed and Council voted unanimously to authorize the Public Works Department to proceed with the project to install at six locations as outlined in the staff report.

Tower Lease Site Management Service agreement.

Councilor Kitchen moved, a second followed and Council voted unanimously to

Consent Calendar

Approval of Council Minutes for June 29 and July 13, 2009.

Councilor moved, a second followed and Council voted unanimously to

Adjournment

Councilor moved, a second followed and Council voted unanimously by voice vote to adjourn at

Respectfully submitted:

ATTESTED:

this _____ day of _____ 2009:

Larry Anderson, Mayor

Joyce Heffington, City Recorder