MINUTES
City of Brookings
Common Council Meeting
Brookings City Hall Council Chambers
898 Elk Drive, Brookings, Oregon 97415
Monday, July 14, 2008

Council met for a workshop at **6:00pm** to discuss downtown street projects.

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, Building Official LauraLee Gray, Public Works Director John Cowan, Treatment Plants Chief Operator Ray Page, Public Works Utility Worker Sam Prudden, Public Works Equipment Operator/Utility Worker Clay Nading, Administrative Services Director Patti Dunn, Administrative Services Assistant Vicki Merrill, Accounts Receivable Clerk Robin Clyde, Accounts Payable Clerk Rhonda Gardiner, City Attorney John Trew and City Recorder Joyce Heffington.

Other: Curry Coastal Pilot Reporter Kurt Madar and approximately 11 public.

Councilor Hedenskog moved, a second followed and Council voted unanimously to remove Item VII-H, Charter Amendment, from the agenda.

Ceremonies/Appointments/Announcements
Public Works Director Cowan introduced new employees, Sam Prudden, Public Works Utility Worker; Clay Nading, Public Works Equipment Operator/Utility Worker and Ray Page, Treatment Plants Chief Operator.

Administrative Services Director Dunn and Administrative Services Assistant Vicki Merrill, introduced new employees, Rhonda Gardiner, Accounts Payable Clerk and Robin Clyde, Accounts Receivable Clerk

Councilor Gordon moved, a second followed and Council voted unanimously to approve City Manager Milliman as Board alternate to the Border Coast Airport Authority.

Mayor Anderson announced July "Yard of the Month" Award winners:

1. Yard of the Month: 636 Hawthorne, Delma Olsen, owner.
2. Most Improved Property: 317 Spruce Drive, Jana Ritz and Linda Thomas, owners.
3. Commercial Property: 549 Chetco Avenue, Mark Gleason, owner.

Council Liaison Reports
Councilor Gordon attended a Border Coast Airport Authority meeting.

Councilor Hedenskog attended one City meeting.

Council Kitchen attended four Coos Curry Electric Cooperative meetings and one City meeting.

Councilor Pieper attended five City meetings.

Mayor Anderson attended one school and ten City affiliated meetings.

Ordinances

Councilor Hedenskog moved, a second followed and Council voted unanimously to do a first reading of Ordinance 08-O-617 by title only.

Mayor Anderson read the title.

Councilor Hedenskog moved, a second followed and Council voted unanimously to do a second reading of Ordinance 08-O-617 by title only.

Mayor Anderson read the title.

Councilor Hedenskog moved, a second followed and Council voted unanimously to adopt Ordinance 08-O-617, amending Chapter 17.128, Interpretations and Exceptions, of the Brookings Municipal Code.

Resolution

City Manager Milliman reviewed the staff report regarding the ballot title for the proposed police tax levy.

Mayor Anderson generally stated that the measure was being submitted not to force a decision upon Brookings' residents, but rather to allow the City's citizens to decide what level of police service they wanted.

Councilor Hedenskog moved, a second followed and Council voted unanimously to adopt Resolution 08-R-898, a resolution submitting a ballot measure for a five-year police tax levy to the Curry County Elections Department for inclusion in the November, 2008 ballot.

Regular Agenda

Building Official Gray reviewed staff's recommendation to uphold the decision of the Systems Development Review Board to charge a $12,392.60 Systems Development Charge for the requested expansion of the business located at 604 Railroad Street.

Mayor Anderson generally stated that he felt a workshop was needed to discuss the process being used to determine business use and type as it relates to the application of System Development Charges and asked the applicant if they would like to wait for a decision until after the workshop was conducted.

Noah Bruce, PO Box 61, and Cindy Thomas, PO Box 4331, the applicant and owner of the Health Food Shop, requested the opportunity to speak briefly to the issue, and generally stated that they felt that the proposed changes were minor and did not justify the application of additional charges.

After some discussion, Council and the applicant mutually agreed that a decision on this issue would be postponed until after the workshop.

City Manager Milliman reviewed the request by local growers to hold a Wednesday, Farmer's Market on City property.

Joyce Tromblee, 825 Midland, discussed the proposal and addressed Council's concerns, a particular concern of which was the apparent lack of agreement by Dr. Rush and a few of the other business owners who might be impacted by the market. Tromblee generally stated that her statement of support for the market had been distributed to all businesses in the immediate area but not all businesses had signed or returned it.

Tim Patterson, 621 Chetco, said that he was in favor of the market, but expressed concern that the agreement with Dr. Rush for the public's use of his parking area could be placed in jeopardy if Dr. Rush did not sign off in support of the market.

Peter Mitchell, PO Box 1666, generally stated that the market would be similar to that held at Caldwell Bank, and was especially important to local growers, who need a local venue to sell their produce, as well as the elderly, many of whom have limited means of travel and are the market's primary buyers. Mitchell also stated that time was of the essence in determining the market's local, as the season was well underway.

After some discussion, Council generally agreed that a more comprehensive buy-in from surrounding businesses was needed, and in particular, written support of the proposed market from Dr. Rush and Dr. Walker.

Councilor Hedenskog moved, a second followed and Council voted unanimously to authorize the City Manager to execute an operating agreement contingent upon written consent from the other merchants, and specifically the eye center, and that staff review the parking agreement with the eye center to determine if there was a conflict.

Public Works Director Cowan reviewed the staff report regarding the Seacrest Reservoir project change order.

Councilor Gordon moved, a second followed and Council voted unanimously to approve the Contract Change Order No. 1, for Alternative 2A-1.6 Million Gallon Reservoir.

City Manager Milliman reviewed the staff report regarding the construction and financing of a communications tower.

Councilor Kitchen moved, a second followed and Council voted unanimously to authorize the City Manager to enter into agreement with Motorola and Dooling Lease Management Corporation for furnishing, constructing and financing a communications tower at the civic center under the financing plan proposed by the City Manager.

City Manager Milliman reviewed the staff report regarding the collective bargaining agreement for police employees.

Councilor Gordon moved, a second followed and Council voted unanimously to ratify the Collective Bargaining Agreement between the City of Brookings and Teamsters Local 223 for police employees for the period of July 1, 2008 to June 30, 2010.

City Manager Milliman reviewed the staff report regarding the cost sharing agreement with the Oregon Department of Transportation for the appeal of the County's weigh station decision.

Councilor Hedenskog moved, a second followed and Council voted unanimously to authorize the Mayor to sign the Intergovernmental Agreement with the Oregon Department of Transportation regarding cost sharing for the appeal of the Curry County Planning Commission decision on the conditional use permit application for the weigh station on Highway 101 near McVay Lane.

City Manager Milliman reviewed the staff report regarding the construction of the U.S. 101 and Constitution Way agreement.

Councilor Kitchen moved, a second followed and Council voted unanimously to authorize the Mayor to execute the Cooperative Improvement Agreement with the Oregon Department of Transportation for construction of the U.S. 101 and Constitution Way intersection.

Mayor Anderson reviewed the results of City Manager Milliman's annual evaluation.

Councilor Gordon moved, a second followed, and Council voted unanimously that the City Council finds that the performance of the City Manager has met or exceeded expectations during his first 12 months of employment, fulfilling the criteria for a salary increase of

$5,000 annually, effective with his first anniversary date. Further, the Council moves to extend a cost of living salary increase of 4.0 percent to the City Manager and agrees to pay the medical premium cost for the participation of the City Manager and his spouse in the California Public Employees Retirement System medical insurance program in an amount not to exceed the same premium amount paid by the City for other City employees and spouses.

Consent Calendar

A. Approval of Council Minutes for June 23 and July 7, 2008.
B. Acceptance of Planning Commission Minutes for June 3 and June 17, 2008.
C. Acceptance of Parks and Recreation Minutes for May 22, 2008.
D. Approval of vouchers for June, 2008 in the amount of $130,555.09.

Councilor Hedenskog moved, a second followed and Council voted unanimously to approve the Consent Calendar as written.

Remarks from Mayor and Councilors

Mayor Anderson thanked the Pilot for the article on the KASPER program and stated that more than 80 children were reported to be participating in the program.

Adjournment

Councilor Kitchen moved, a second followed and Council voted unanimously to adjourn by voice vote at 8:35pm.

Respectfully submitted:

Larry Anderson, Mayor

ATTESTED:
this 29th day of July 2008:

Joyce Heffington, City Recorder