

MINUTES
City of Brookings
Common Council Meeting
Brookings City Hall Council Chambers
898 Elk Drive, Brookings, Oregon 97415
Monday, January 12, 2009

Call to Order

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

Swearing in Ceremony

Municipal Court Judge Pro Tem swore in newly elected Mayor Larry Anderson, Councilor David Kitchen and re-elected Councilor Gordon.

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, Public Works Director John Cowan, Chief Water Treatment Plants Operator Ray Page, City Attorney John Trew and City Recorder Joyce Heffington.

Other Present: Curry Coastal Pilot Reporter Arwyn Rice and approximately 17 public.

Mayor Anderson moved Ordinance 09-O-624 up on the agenda.

Public Hearings / Ordinances / Final Order

Public Works Director Cowan reviewed Ordinance 09-O-624 amending Chapter 12.10, Sidewalks, of Title 12, Streets, Sidewalks and Public Places, of the Brookings Municipal Code in its entirety.

Councilor Hedenskog moved, a second followed and Council voted unanimously to do a first reading of Ordinance 09-O-624 by title only.

Councilor Hedenskog moved, a second followed and Council voted unanimously to do a second reading of Ordinance 09-O-624 by title only.

City Attorney Trew read both titles.

Councilor Hedenskog moved, a second followed and Council voted unanimously to adopt ordinance 09-O-624, amending Chapter 12.10, Sidewalks, of Title 12, Streets, Sidewalks and Public Places, of the Brookings Municipal Code, in its entirety.

Mayor Anderson opened the public hearing at 7:10pm in the matter of File #ANX-1-08; a request to annex a 9,610 square foot parcel of land; a portion of Tax Lot 1700 of Assessor's Map 40-13-31B; located at 97015 Park Lane; zoned R-2 (Curry County Residential), Robert & Michelle Lea, Applicants.

Hearing no ex parte, conflicts, or objections, City Attorney Trew reviewed the guidelines and Planning Director Morris briefly reviewed the staff report.

The applicant, Robert Lea, 97015 Park Lane, took the podium but provided no additional testimony. No other testimony was offered and the hearing was closed at 7:20pm.

Councilor Pieper moved, a second followed and Council voted unanimously to approve the application for ANX-1-08 based on the findings and conclusions, staff report analysis, and

oral and written evidence presented at the hearing, and direct staff to prepare the findings of facts and adopting ordinance.

Councilor Hedenskog moved, a second followed and Council voted unanimously to approve the final order and findings of facts for ANX-01-08.

Councilor Hedenskog moved, a second followed and Council voted unanimously to do a first reading of Ordinance 09-O-625, by title only.

Councilor Hedenskog moved, a second followed and Council voted unanimously to do a second reading of Ordinance 09-O-625, by title only.

Mayor Anderson read both titles.

Councilor Hedenskog moved, a second followed and Council voted unanimously to adopt Ordinance 09-O-625, amending the zoning map of the City of Brookings by annexing a 9,610 square foot area, designating the area Residential and applying the R-1-6, Single Family Residential, 6,000 square foot minimum lot size, on that certain property described.

City Attorney Trew opened the public hearing at 7:30pm in the matter of File No. LDC-14-08, amending Chapter 17.68, General Industrial (M-2), of the Brookings Municipal Code; City Initiated and hearing no ex-parte, conflicts or objections, Senior Planner Colby-Hanks gave the staff report.

No public testimony was offered and the hearing was closed at 7:35pm.

Councilor Hedenskog moved, a second followed and Council voted unanimously to approve amendments to Chapter 17.68 General Industrial of the Brookings Municipal Code.

Councilor Hedenskog moved, a second followed and Council voted unanimously to do a first reading of Ordinance 09-O-628 by title only.

Councilor Hedenskog moved, a second followed and Council voted unanimously to do a second reading of Ordinance 09-O-628 by title only.

Mayor Anderson read both titles.

Councilor Hedenskog moved, a second followed and Council voted unanimously to adopt Ordinance 09-O-628, an ordinance amending Chapter 17.68, General Industrial (M-2) District, of the Brookings Municipal Code, in its entirety.

City Attorney Trew opened the public hearing at 7:38pm in the matter of File No. LDC-13-08, an amendment to Chapter 17.64, Industrial Park (IP), of the Brookings Municipal Code; City Initiated and Planning Director Morris gave the staff report.

No public testimony was offered and the hearing was closed at 7:40pm.

Councilor Hedenskog moved, a second followed and Council voted unanimously to approve revisions to Chapter 17.64, Industrial Park, of the Brookings Municipal Code.

Councilor Hedenskog moved, a second followed and Council voted unanimously to do a first reading of Ordinance 09-O-627 by title only.

Councilor Hedenskog moved, a second followed and Council voted unanimously to do a second reading of Ordinance 09-O-627 by title only.

Mayor Anderson read both titles.

Councilor Hedenskog moved, a second followed and Council voted unanimously to adopt Ordinance 09-O-627, Chapter 17.64, Industrial Park (IP) District, of the Brookings Municipal Code, in its entirety.

City Attorney Trew opened the continuation of the public hearing at 7:45pm in the matter of proposed amendments to the City's Comprehensive Plan and Public Facilities Plan to provide for adoption of the Storm and Surface Water Facilities Plan for Brookings Harbor Area begun on December 8, 2008 and announced that the public testimony portion of the hearing was closed.

Councilor Hedenskog moved, a second followed and Council voted unanimously adopt the "Storm and Surface Water Facilities Plan for the Brookings-Harbor Area," the facts and findings of the staff report dated November 24, 2008 and December 8, 2008, making revisions as stated in the staff report to the Brookings Comprehensive Plan, Public Facilities Plan, and "Storm and Surface Water Facilities Plan for the Brookings-Harbor Area, and direct staff to prepare an adopting ordinance.

Councilor Gordon moved, a second followed and Council voted unanimously to do a first reading of Ordinance 09-O-626 by title only.

Councilor Hedenskog moved, a second followed and Council voted unanimously to do a second reading of Ordinance 09-O-626 by title only.

Mayor Anderson read both titles.

Councilor Hedenskog moved, a second followed and Council voted unanimously to adopt revisions to the City of Brookings Comprehensive Plan and the Public Facilities Plan for Urban Growth Expansion for the Brookings and Harbor Study Areas and by adopting a New Storm and Surface Water Facilities Plan for Brookings-Harbor Area, and declaring an emergency.

Resolutions

City Manager Milliman presented the staff report regarding the adoption of a Master Fee Schedule.

James Benson, 315 Memory Lane, generally commented that copying fees are high and the proposed increase of the appeal fee is unreasonable and prohibitive and asked Council to replace the proposed fee with a reasonable one.

City Manager Milliman commented that Council had discussed the increase in the appeal fee as being something that should be recovered from the appellant. Planning Director Morris pointed out that the appellant would make a deposit, staff would then track actual costs and the appellant's fee would then be adjusted accordingly.

Councilor Kitchen moved, a second followed and Council voted unanimously to adopt 09-R-910, [the Brookings Master Fee Schedule and repeal 06-R-760 in its entirety].

Reports

Council accepted the Planning Commission's 2008 Annual Report as presented in the packet in the absence of the Chair being present.

Planning Director Morris briefly reviewed the Committee for Citizens Involvement 2008 Annual Report.

Councilor Kitchen moved, a second followed and Council voted unanimously to accept the Committee for Citizens Involvement Annual Report for 2008 and forward to the County Planning Coordinator and State's Citizen Involvement Advisory Committee as required by Resolution 399.

Council Liaisons

- Mayor Anderson attended six City meetings.
- Councilor Gordon attended one American Music Festival, one City and one Border Coast Airport Authority meeting.
- Councilor Hedenskog attended three City and one County meeting.
- Councilor Kitchen attended one City meeting.
- Councilor Pieper attended two City meetings.

Public Comments

Tony Parrish, 437 Redwood, generally urged Council to create a committee with a goal of forming a parks district.

Agatha Conrad, 407 Knoll Lane, generally commented that people are feeding the deer behind Fred Meyers and the City needs an ordinance that prohibits the feeding of wildlife to help reduce the number of deer in the area.

Tim Patterson, 621 Chetco, generally commented that parking signs limiting hours on Chetco Avenue should either have the time limit lengthened or be removed as they do not deter local residents from parking, only tourists.

Regular Agenda

City Manager Milliman briefly presented the staff report of the amended water conservation plan.

Council Hedenskog noted that the water usage data reported may be inaccurate and suggested that a way be found to increase accuracy.

Councilor Gordon moved, a second followed and Council voted unanimously to direct the City Manager to proceed with the water conservation plan as outlined in the Council Agenda Report with all items requiring new funding appropriations to be considered in the 2009-2010 budget.

City Manager Milliman presented the staff report on the Community Relations Program.

Mayor Anderson asked Council if they felt the program is worthy and wanted it continued.

Generally, Councilor Kitchen stated that while the program was worthy, this may not be the right economic climate; Councilor Hedenskog stated that he was not in favor of using tax dollars for gift giving, but would like to see the City continue to support the Volunteer Picnic, Azalea Festival, and Veterans 4th of July fireworks; Councilor Gordon stated that he would like to continue to support events that support the local economy such as the Azalea Festival and 4th of July fireworks; and Councilor Pieper stated that he felt the program was worthy and that the amount was a “drop in the bucket,” compared to the financial issues the City is dealing with.

Councilor Gordon moved, a second followed and the motion to announce availability of applications for the 2009 Community Relations Fund grant program and have the Mayor appoint the Chair for the screening, passed, 3 to 2, with Councilor Hedenskog and Councilor Kitchen voting “No” and Councilor Pieper, Councilor Gordon and Mayor Anderson voting “Yes.”

Consent Calendar

- Approval of Council minutes for December 3, December 8 and December 30, 2008.
- Approval of Joint City/County Public Hearing minutes for December 8, 2008.
- Acceptance of Planning Commission minutes for December 2, 2008.

- Acceptance of Parks and Recreation Commission Minutes for November 13, 2008.
- Approval of vouchers for December, 2008 in the amount of \$1,367,512.85.
- Receive and file General Fund financial summary for November, 2008.

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

Remarks

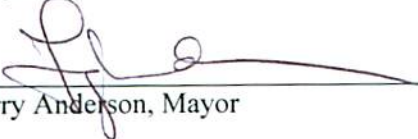
Mayor Anderson complemented the new owner of McDonalds on the renovations they were making.

Adjournment

Councilor Hedenskog moved, a second followed and Council voted unanimously by voice vote to adjourn at 8:33pm.

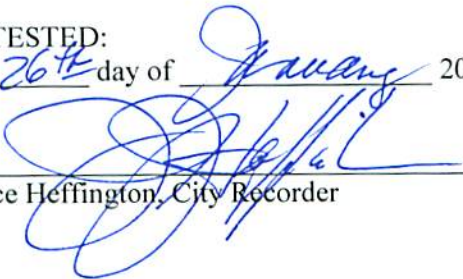
A meeting of the Urban Renewal Agency immediately followed.

Respectfully submitted:



Larry Anderson, Mayor

ATTESTED:
this 26th day of January 2009:



Joyce Heffington, City Recorder