

City of Brookings

MEETING MINUTES

CITY COUNCIL

Monday, September 28, 2009

City Hall Council Chambers, 898 Elk Drive, Brookings, OR 97415

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, Public Works Director John Cowan, Fire Chief Bill Sharp, City Attorney Martha Rice, Senior Planner Donna Colby-Hanks and City Recorder Joyce Heffington.

Others Present: Approximately one member of the public; no media was present.

Ceremonies/Appointments/Announcements

Mayor Anderson proclaimed the week of October 4th, 2009, as Fire Prevention Week.

Public Hearings/Ordinances/Resolutions/Final Orders

City Manager Milliman reviewed the staff report regarding Resolution 09-R-929.

Councilor Gordon moved, a second followed and Council voted unanimously to adopt Resolution 09-R-929, accepting a land dedication of right of way from Brookings-Harbor Christian Church and to authorize the City Manager to sign as "Grantee" on behalf of the City.

Mayor Anderson introduced Ordinance 09-O-648, proposing amendment to Section 15.15.070, of the Brookings Municipal Code and read the ordinance in full.

Councilor Gordon moved, a second followed and Council voted unanimously to do a second reading of Ordinance 09-O-648 by title only.

Mayor Anderson read the title.

Councilor Kitchen moved, a second followed and Council voted unanimously to adopt Ordinance 09-O-648, amending Section 15.15.070, Basis for establishing the areas of special flood hazards, Chapter 15.15, Flood Damage Prevention, to Title 14, Building and Construction, of the Brookings Municipal Code.

Mayor Anderson opened the public hearing at 7:14pm in the matter of File No. LDC-11-09, proposed amendments to Chapter 17.152, Appeals to City Council, of the Brookings Municipal Code.

Sr. Planner Colby-Hanks reviewed the staff report and changes suggested by Councilor Ron Hedenskog to the proposed language to add, in parenthesis, *Make the forms available at office or on City web page*, to Section 17.152.010, after, *The appeal shall be made on forms*, and, *The appeal fee should be paid by the appellant*, at the end of the sentence.

Hearing no declarations of ex-parte, personal bias, interest, or conflicts of interest, and no objections as to jurisdiction, Mayor Anderson reviewed the guidelines.

There were no comments offered by the public and the hearing was closed at 7:19pm.

Councilor Hedenskog moved, a second followed and Council voted unanimously to approve amendments to Chapter 17.152, Appeal to the City Council, BMC, and changes [additions] as read by staff.

Mayor Anderson introduced Ordinance 09-O-645, amending Chapter 17.152, Appeal to the City Council, of the Brookings Municipal Code.

Councilor Hedenskog moved, a second followed and Council voted unanimously to do a first reading of Ordinance 09-O-645 by title only.

The City Recorder pointed out that the motion had to include the changes as approved during the hearing and the first and second were removed.

Councilor Hedenskog moved, a second followed and Council voted unanimously to do a first reading of Ordinance 09-O-645 by title only including changes, additions, as staff read into the [record].

Mayor Anderson read the title.

Councilor Hedenskog moved, a second followed and Council voted unanimously to do a second reading [of Ordinance 09-O-645] by title only.

Mayor Anderson read the title.

Councilor Hedenskog moved, a second followed and Council voted unanimously to adopt Ordinance 09-O-645.

Mayor Anderson opened the public hearing in the matter of File No. LDC-12-09, proposed amendment to Chapter 17.156, Appeals to Planning Commission of the Brookings Municipal Code at 7:27pm.

Hearing no declarations of ex-parte, personal bias, interest, or conflicts of interest, and no objections as to jurisdiction, Mayor Anderson reviewed the guidelines.

Senior Planner Colby-Hanks reviewed the staff report and changes suggested by Councilor Hedenskog, to include replacing, *this Code*, in Section .010, with, *Title 17 of the Land Development Code of the Brookings Municipal Code*, and in Section .020, after, *Planning Department on forms*, the words, *available at office or on the City's web page*.

There were no public comments and the hearing was closed at 7:31pm.

Councilor Hedenskog moved, a second followed and Council voted unanimously to approve revisions to Chapter 17.156, Appeal to the Planning Commission, BMC, with changes to 17.156.010, Generally, first sentence to be changed to, *in the event of an ambiguity in Title 17, Land Development Code, of the Brookings Municipal Code*, and another change in 17.156.020, after the sentence, *Planning Department on forms, provided by*, insert the words, *Planning Department on forms, available at Planning Department or at the City web page*.

Mayor Anderson introduced Ordinance 09-O-646, amending Chapter 17.156, Appeal to the Planning Commission, Title 17, Land Development Code, 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-646 by title only with motion to include the changes as made in 17.156.010, Generally, addition of the words, *Title 17, Land Development of the Brookings*

Municipal Code, and in 17.156.020, insertion of the words, *at the department or on the City web page*, in the correct place of the sentence.

Mayor Anderson read the title.

Councilor Hedenskog moved, a second followed and Council voted unanimously to do a second reading of Ordinance 09-O-646 by title only.

Mayor Anderson read the title.

Councilor Hedenskog moved, a second followed and Council voted unanimously to adopt Ordinance 09-O-646.

City Manager Milliman reviewed the proposed changes to Ordinance 09-O-644, An ordinance amending Section 1.05.010(A), Violations, of Chapter 1.05, General Penalty, Title 1, General Provisions, of the Brookings Municipal Code.

Councilor Gordon moved, a second followed and Council voted unanimously to do a first reading of Ordinance 09-O-644 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 09-O-644 by title only.

Mayor Anderson read the title.

Councilor Hedenskog moved, a second followed and Council voted unanimously to adopt Ordinance 09-O-644.

Consent Calendar

1. Approval of City Council minutes for August 24, September 8 & 14, 2009.
2. Ratification of amendment to the current Collective Bargaining Agreement for Police Department employees adding a seventh step in the Police Officer salary range, effective July 1, 2010.
3. Receive monthly financial report for August, 2009.

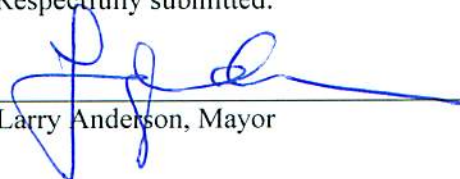
Councilor Pieper requested that the City Manager provide clarification for the public regarding Item 2 under the Consent Calendar. City Manager Milliman reviewed the staff report.

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

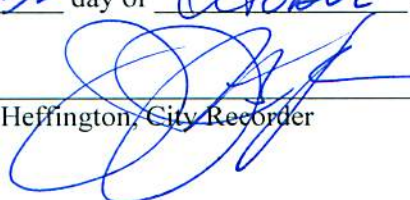
Adjournment

Councilor moved, a second followed and Council voted unanimously to adjourn by voice vote at 7:45pm.

Respectfully submitted:


Larry Anderson, Mayor

ATTESTED:
this 13th day of October 2009:


Joyce Heffington, City Recorder