

City of Brookings
CITY COUNCIL MEETING MINUTES
City Hall Council Chambers, 898 Elk Drive, Brookings, OR 97415
Monday, March 28, 2016

The City Council met in Executive Session at 6:00 PM, in the City Manager's office, under the authority of ORS 192.660(2)(h), "to consult with counsel concerning the legal rights and duties of a public body with regard to current litigation or litigation likely to be filed," under ORS 192.660 (2)(e), "to conduct deliberations with persons designated by the governing body to negotiate real property transactions," and under ORS 192.660(2)(f), "to consider information or records that are exempt by law."

Call to Order

Mayor Hedenskog called the meeting to order at 7:00 PM.

Roll Call

Council present: Mayor Ron Hedenskog, Councilors Jake Pieper, Brent Hodges, Bill Hamilton and Dennis Triglia; a quorum present. Ex Officio Nastassia Carrasco was absent.

Staff present: City Manager Gary Milliman, Public Works & Development Director LauraLee Snook, Parks & Technical Services Supervisor Tony Baron, Planning Manager Donna Colby-Hanks, City Attorney Martha Rice and City Recorder Joyce Heffington.

Others Present: Management Analyst Chrissy Bevins, Lead Treatment Operator Mark Haglund, Curry Coastal Pilot Report Jane Stebbins and approximately 5 others.

Ceremonies/Appointments/Announcements

Appoint Teresa Davis as City Recorder effective May 1, 2016.

Councilor Pieper moved, a second followed and Council voted unanimously to appoint Teri Davis as City Recorder effective May 1, 2016.

Public Hearings/Ordinances/Resolutions

Legislative public hearing on CP-2-15, approval of the 2015 Waste Water Facilities Plan and revisions to the Public Facilities Plan and Goal 11 of the Comprehensive Plan.

Mayor Hedenskog opened the legislative public hearing in the matter of file CP-2-15 at 7:04 PM.

Under ex parte Mayor Hedenskog said he had reviewed the plan. Hearing no other declarations of ex parte, conflict or personal interest, nor objections as to jurisdiction, Mayor Hedenskog reviewed the guidelines and Director Snook reviewed the staff report.

Councilor Triglia pointed out that the plan indicated that the Harbor Sanitary District Master Plan was to be completed in 2010. Snook was directed to follow up and revise the date accordingly.

The hearing was closed at 7:10 PM.

Councilor Pieper moved, a second followed and Council voted unanimously to approve the 2015 Wastewater Facilities Plan developed by Dyer Partnership Engineers and Planners, Inc. as well as the revisions to the Public Facilities Plan and Goal 11 of the Comprehensive Plan and direct Staff to draft the adopting ordinance.

Ordinance 16-O-754, adding Sections 9.10.345, Abusive solicitation, and 10.20.145, Unlawful transfer, to the Brookings Municipal Code.

Councilor Hodges moved, a second followed and Council voted unanimously to do a first reading of Ordinance 16-O-754.

Mayor Hedenskog read the title.

Councilor Hodges moved, a second followed and Council voted unanimously to do a second reading of Ordinance 16-O-754.

Mayor Hedenskog read the title.

Councilor Hodges moved, a second followed and Council voted unanimously to adopt Ordinance 16-O-754 [adding solicitation language to the Brookings Municipal Code].

Resolution 16-R-1074, establishing a policy for the use of event proceeds from events supported by the City's Transient Occupancy Tax Funds.

City Manager Milliman provided the staff report.

Councilor Pieper said it needed to be clear that it's okay to use funding to pay a group that is helping with the event and Milliman said that would be a cost of the event.

Councilor Pieper moved, a second followed and Council voted unanimously to adopt Resolution 16-R-1074, establishing a policy regarding the use of event proceeds for events supported by the City's Transient Occupancy Tax Funds.

Oral Requests and Communications from the audience

Planning Commission Annual Report – Chair

Planning Commission Chair Bryan Tillung presented the Commission's annual report. A copy of the report is included with the agenda packet.

Mayor Hedenskog thanked Tillung and the Commissioners for their efforts.

Public Comments on non-agenda items

Gordon Clay, Brookings, presented statistical for incidences of suicide, bullying and other factors, in Brookings schools. He said Brookings students were rated higher than most other Oregon cities, across the board and asked Council to create more programs to help students.

Councilor Hamilton asked how many students reported these incidents to the school and Clay said he didn't have that information but statistics indicate that 74% go unreported. Clay added that he knows of several families who are moving or have moved elsewhere due to conditions in our schools. Hamilton then asked Clay if he had shared this information with the schools and Clay said he had.

Staff Reports

Authorization to execute a cost-sharing agreement with the Friends of the Brookings Harbor Aquatic Center (FBHAC) for the schematic design of a Community Recreation Center.

Supervisor Baron presented the staff report.

Mayor Hedenskog said the recreation center would help Brookings kids.

Councilor Hodges asked about the feasibility study FBHAC was going to have done and Baron said there was one proposed, but they were now doing their own. Hodges then asked what the City would get for \$8,000 and Baron said pictures help sell the idea as a lot of people are visual.

Councilor Hamilton said he supported the idea but, because of the decline he'd seen in participation in outdoor programs due to video games, he was concerned that it wouldn't be used as it should be.

Councilor Hodges said the skate park is frequently used but bicyclists wish they could use it too and he would like to see that discussed again.

Councilor Hodges moved, a second followed and Council voted unanimously to authorize the City Manager to execute an agreement with the Friends of the Brookings Harbor Aquatic Center to share the cost of schematic design for a Community Recreation Center.

Approval to grant fee waiver request from the Pelican Bay Arts Association for the Festival of Art in Stout Park.

Supervisor Baron provided the staff report.

Councilor Hodges asked what the City's involvement was with the festival and Baron said it was minimal. Hodges then asked if we shouldn't do away with fees since the Council always seemed to be waiving them.

Councilor Hamilton asked if Tourism Occupancy Tax funds could be used for this and Councilor Pieper said this was not a big deal; these types of requests are annual. Hodges then said the City should either use the fee schedule or get rid of it.

Councilor Hodges moved, a second followed and Council voted unanimously to approve waive picnic table use fees for the Pelican Bay Arts Association sponsored Festival of Art in Stout Park.

Approval to amend the agreement for funding assistance to assist the 2016 Wild Rivers Music Festival.

City Manager Milliman presented the staff report.

Councilor Pieper asked if last year's event had been for one or two days and Baron said it was two days.

Councilor Hamilton asked how much time staff spent on this event and Baron said he'd had one seasonal employee available all weekend and clean-up was about two hours. Baron added that it was not much different from staff's participation in one of the summer concerts in the park.

Mayor Hedenskog said the funding was supposed to be for start-up events and these events should begin to pay for themselves after a while. Milliman pointed out that the agreement had already been approved and the amendment was simply to reduce the event from one day to two days, as approved by the Tourism Promotion Advisory Committee.

Councilor Pieper moved, a second followed and Council voted unanimously to approve an amendment to the agreement with Stagelights Musical Arts Community for funding to assist the 2016 Wild River Music Festival, indicating that it will be a one-day event.

Approval to allocate Transient Occupancy Tax and General Funds for the Nature's Coastal Holiday Avenue of Arches at Azalea Park.

City Manager Milliman provided the staff report.

Mayor Hedenskog said the light festival was becoming really well known.

Councilor Triglia said TOT funds were to be used to drive tourism and he didn't see this specific Avenue of Arches project doing that. He said he would rather the group did their own fundraising to support the project and Mayor Hedenskog pointed out that the entire event was volunteer driven.

Councilor Hodges asked if Council had approved funding for this last year and Councilor Triglia said they had, for a temporary version.

Councilor Pieper said he would support funding the TOT portion but nothing from the General Fund.

Councilor Hodges moved, a second followed and Council voted, 4 -1, with Mayor Hedenskog and Councilors Pieper, Hodges and Hamilton voting "Yes," and Councilor Triglia voting "No," to allocate \$2,363 in Transient Occupancy Tax revenues to fund the Nature's Coastal Holiday Avenue of Arches project at Azalea Park in accordance with the proposal dated January 28, 2016, with the provision that payment would not be made until after July 1, 2016.

Authorization to issue a Request for Proposals for food and beverage promotional video and allocate Transient Occupancy Tax revenue for the project.

City Manager Milliman gave the staff report.

Councilor Pieper moved, a second followed and Council voted unanimously to authorize the City Manager to issue a Request for Proposals for a food and beverage promotional video and allocate Transient Occupancy Tax revenue for funding this project.

Authorization for staff to identify and gather information and costs associated with establishing and administering a Sales Tax collection system.

City Manager Milliman reviewed the staff report, stating that the item was on the agenda at the Mayor's request.

Councilor Hamilton said he would support looking into it but it would need to be fine-tuned so it didn't have anything to do with the Emergency Room. He said he didn't think any tax supporting that would work, at least for a year or two.

Councilor Hodges said he didn't like the idea at all. Statewide, he said, a sales tax might be okay, but not locally. His concern, Hodges said, was about what it would do to development. He said he wasn't interested in spending money on this and there must be a better way.

Mayor Hedenskog said there may be a better way, but the City was falling further behind, financially. He said they could possibly defer the System Replacement Fee on the utility bill with the sales tax, and the measure could include a sunset clause.

Councilor Pieper said he'd been publicly outspoken against a sales tax but he was not opposed to putting it to the voters. He said that, while he was happy to support the Mayor's passion, the Mayor would not be on the Council next year. Without the Mayor, Pieper said, this wouldn't

even have come up for consideration and if a majority of Council was against a sales tax, it would be a worthless exercise.

Councilor Triglia said he was opposed to a sales tax as being not "Oregonian," but having heard both sides would be willing to put it to the voters.

Councilor Piper said that even with Council backing, it would be tough to pass and Mayor Hedenskog said if Council didn't want to support it or didn't think it would pass, then he would not want to move forward with it. However, he said, the Council needs to come up with ideas for obtaining alternative funding sources.

No action was taken.

Adoption of 2016 Economic Development Strategy and Action Plan.

City Manager Milliman reviewed the staff report.

Councilor Pieper moved, a second followed and Council voted unanimously to adopt the 2016 Economic Development Strategy and Action Plan.

Consent Calendar

1. Approve Council minutes for March 14, 2016.
2. Approve reinstatement of the Yard of the Month Program for 2016.
3. Accept Public Art Committee minutes for February 2, 2016.
4. Accept Tourism Promotion Advisory Committee minutes for February 18, 2016.
5. Receive monthly financial report for February 2016.

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

Remarks from Mayor and Councilors

Mayor Hedenskog thanked the Council for its respectful and courteous manner of conducting business.

Councilor Hamilton congratulated Ex Officio Carrasco for being the Elks student of the month.

Adjournment

Mayor Hedenskog moved, a second followed and Council voted unanimously by voice vote to adjourn at 8:56 PM.

Respectfully submitted:

ATTESTED:
this _____ day of _____ 2016:

Approved by Council 4-11-2016

Ron Hedenskog, Mayor

Joyce Heffington, City Recorder