

R E S O L U T I O N = No. 43

WHEREAS, Section 2, Chapter 371, Oregon Laws 1943, as amended by Section 1, Chapter 149, Oregon Laws 1949, provides that:

"Beginning with the year 1949 and annually thereafter there shall be and hereby is appropriated out of the state highway fund such sums of money as will equal 10 per cent of all moneys credited to the state highway fund by the state treasurer between January 1 and December 31 of each year and which have accrued from funds transferred to the state highway fund by the state treasurer under the provisions of section 115-135, O.C.L.A.; section 15, chapter 413, Oregon Laws 1945, as amended by section 4, chapter 114, Oregon Laws 1947; and section 29, chapter 467, Oregon Laws 1947; and from fines and penalties collected for violations of the motor vehicle and transportation laws. Such appropriation shall be distributed among the several cities as provided in this act."

and

WHEREAS, Section 3, Chapter 371, Oregon Laws 1943, as amended by Section 2, Chapter 149, Oregon Laws 1949, provides that:

"Such appropriation shall be allocated to the cities as follows: The sum of two hundred fifty thousand dollars (\$250,000) shall be withdrawn from such appropriation each year and set up in a separate account to be administered by the state highway commission. Such account shall be spent each year by such commission upon streets not a part of the state highway system within cities which are receiving excessive wear through sudden increases in population in the area or heavy and unusual industrial traffic. Such commission shall determine the distribution of such expenditures after considering applications made to it therefor from the cities. The balance remaining in such appropriation after the withdrawal of said two hundred fifty thousand dollars (\$250,000) shall be distributed to all of the cities. Each city shall receive such share of the balance as its population bears to the total population of the cities."

and

WHEREAS, the City of BROOKINGS is an incorporated city of the State of Oregon, and has a population of 3250, as given by the latest official census, and

WHEREAS, the following streets of said city, _____

FERN AVENUE FROM PACIFIC AVENUE SOUTHERLY TO CHETCO AVENUE

(U. S. HIGHWAY 101) A DISTANCE OF APPROXIMATELY 720 FEET

are not a part or parts of the state highway system, but are streets under the jurisdiction and control of said city which are "receiving excessive wear through sudden increase in population in the area, or heavy and unusual industrial traffic," and

WHEREAS, said streets are and each of them is in need of repair, reconditioning and other major improvement,

NOW, THEREFORE, the members of the City Council, in regular or special session assembled, do hereby find, declare and resolve:

1. That the following named streets of said city, to wit:

FERN AVENUE FROM PACIFIC AVENUE SOUTHERLY TO CHETCO AVENUE

(U. S. HIGHWAY 101) A DISTANCE OF APPROXIMATELY 720 FEET

are in need of repair, reconditioning, and other major improvement.

2. That said streets are in their present state and condition of disrepair by reason of excessive wear through sudden increases in population in the area, or heavy and unusual ~~industrial~~ traffic.

3. That the Oregon State Highway Commission hereby is respectfully

requested to consider and declare said streets as qualified for reconditioning, repair, and other improvement out of funds allocated and made available by and through the said \$250,000 appropriation of state highway revenues which is to be administered and spent by the Highway Commission.

4. That the City of BROOKINGS does hereby offer to the State Highway Commission, and does hereby pledge complete cooperation and assistance to the end that said city may share and participate in the use and benefit of said special fund and appropriation; and therefore does designate H. E. ECHOLS as the official representative of the city in all negotiations resulting from this request.

Passed and approved this 14TH day of MAY, 1959.

There is attached hereto and made a part hereof, a city map on which is indicated the street, streets, road, or roads described in this resolution.

I hereby certify that the foregoing resolution was passed and approved by the City Council of the City of BROOKINGS at a ~~regular~~ or special meeting of said Council, held on the 14TH day of MAY, 1959, and the above copy is a true and correct copy of the original and of the whole thereof.

Dated this 14TH day of MAY, 1959.

Bernice M. Huddleston
City Recorder

