

MINUTES
BROOKINGS COMMON COUNCIL
CITY OF BROOKINGS
June 25, 1980

The meeting was called to order by Mayor Elmer Hitchcock at 8:01 p.m.

I. PLEDGE OF ALLEGIANCE

II. ROLL CALL

Members present were: Councilman Darrel Allsup, Robert Earle, Roy Brimm & Ralph Cheney.

Staff present were: Praecilla Pruitt, Secretary and Lucile Peterson, City Recorder. Also present was City Attorney John Coutrakon.

III. APPROVAL OF MINUTES

MOTION by Councilman Allsup, seconded by Councilman Earle that the minutes of the June 5, 10, 12 and 17, 1980 meetings be approved. Motion carried unanimously.

IV. COMMUNICATIONS

1. Presentation by Tony Anusich concerning City Housing Authority Co-operation Agreement.

Tony Anusich who was in attendance at the meeting stated that under the program a contractor was not involved other than building the project. The Housing Authority applies to the Federal Government to build the units and they are put out on a bid basis and are owned and operated by the Housing Authority. The Co-operation Agreement can be amended but it is subject to approval by HUD. The shelter rent per annum in the agreement was based on 25% of the income and was the rent the people actually pay, which would amount on the average to \$50.00 a month. The payment in lieu of taxes in North Bend has amounted to just what the City would have gotten back in their fair share of taxes, if the taxes had been paid. The City has the option to keep the payment in lieu of taxes or they can turn it over to the County to be distributed like the other taxes would have. The City would lose tax money on a project of this type, but if the City elected to keep taxes it would be less than the taxes you would have received if it were on the tax roll. Councilman Earle and Cheney stated their concern that a low cost housing area could become a slum area over a period of years. Mr. Anusich stated that this program was not Section 8 housing but is called a conventional turn key. The Mayor, Councilman Cheney and Earle all stated that they were in favor of Senior Citizens housing and not family type housing. Mr. Anusich stated that HUD only gives a 30 day period from the date they send out a letter in which to apply and the City could apply for Senior Citizens units only. He did not know when there would be any other opportunity to apply for a grant. There was money available through the State Housing Division under Section 8 new construction, but they would only make a 90% loan to a Housing Authority and the Housing Authority would have to make up the other 10%. The City could apply for a block grant fund to buy property to set aside for later on. The Housing Authority could use that as their interest in applying to the State for money. Also a citizen could donate land for this purpose which could be used. There is 100% money available from Farmers Home Administration but the Housing Authority must come up with an option on a piece of property for at least two years. Mr. Anusich recommended that the City Attorney look over the co-operation agreement so that when an opportunity arises all the

problems can be ironed out. Bill Durrell, President of the Senior Citizens group asked if there were any funds available and exactly what had transpired. Councilman Earle replied that the agreement that was sent to the Council was contradictory as it stated it was for low cost housing and not for Senior Citizens. The Mayor stated that possibly we could obtain FHA or Section 8 funds if we could obtain some property. Mr. Durrell also asked the City Attorney why he had not sent a report to the Senior Citizens as requested. The Attorney stated that he had been requested to look at the contract and he never knew that any citizens desired his comments. Mr. Anusich stated that the Coos-Curry Housing Authority Board consisted of four members appointed by the Coos County Commissioners and four members appointed by the Curry County Commissioners. The ninth member was appointed by the other 8 appointed members. In Curry County the Board consisted of Ted Mattson, Les Williams, Richard Rees, III and Toby Dillingham.

2. Request from Ray Kemp relating to Bancroft Assessment on North Brookings Sewer District. (John Spicer, bonding attorney has been contacted and will handle the matter along with other bond matters.

Mayor Hitchcock informed the Council that the bonding attorney had informed the Council at the time that the bids were opened that anyone that had not applied would have to pay the full amount.

3. Request from Eugene Wood on North Brookings Sewer District.

Councilman Cheney stated that he should have made his objection earlier as no action could be taken at this time.

MOTION by Councilman Earle, seconded by Councilman Cheney that the City Recorder be directed to send the letter up to John Spicer with a cover letter stating that the Council directs Mr. Spicer to inform Mr. Woods that no action can be taken. Motion carried unanimously.

4. A Proclamation was read proclaiming the week of June 22 through June 29th to be known as Southern Curry Ambulance Association Awareness Week as an annual event.

V. CITY ATTORNEY REPORTS

1. Request from Darrell Salisbury for additional water.

The City Attorney informed the Council that he had worked with Mr. Salisbury. The ordinance does not state that you can't have more water than you already have. The solution would be that more water could be passed through the one existing meter and the charge on the existing meter would be an additional \$10.50 times fourteen (the number of additional hookups) per month. The Council expressed their concern about the additional water that would be used. The City Attorney stated that the average consumption for Mr. Salisbury for the last two years was 800 cubic feet per month. Whether it is residential or commercial you pay \$10.50 per month for the first 500 cubic feet; \$1.50 for the next 100 cubic feet for commercial and \$.90 for residential. Mr. Salisbury had offered to pay \$157.50 per month for the basic charge and then pay the highest commercial rate for every 100 cubic feet of usage over fourteen times five-hundred which is the minimum that you get for your basic \$10.50 charge. Councilman Brinn stated that the City did not receive any money from those outside the City to pay the bonds. Councilman Cheney stated that in a short time the City will run out of water in our system and will need another addition to the plant and if those outside the City double up

there will not be enough water available for those people in the City. The City Attorney stated that Ordinance No. 243 states that every separate basic unit of use must have its own meter, but in Subsection D it states that it will not apply to property located outside the City, and the City shall install a meter based on all the water that is furnished and may permit more than one building outside the City Limits to be served by the same meter. The new ordinance states that there cannot be any more meters outside the City Limits so on a case by case basis the Council has the authority to allow someone that already has a meter outside the City to run more units off that meter. Councilman Earle stated that the Council policy could state that we will serve Mr. Salisbury with water at the present time under the existing system and it would not carry forward to other systems or expansion of his system. In the future if his system degenerates or loses its capacity, then we reserve the right to refuse any further service outside the City. In other words we are not establishing a blanket policy for any and all people to come forward at this time.

MOTION by Councilman Earle, seconded by Councilman Allsup that we serve Mr. Salisbury water at the rates recommended by the Attorney with the condition that this is not a general policy motion, and the Council will reserve the right under the Ordinance to discriminate on any future requests of like nature from other users, including Mr. Salisbury. Motion carried unanimously.

2. The City Attorney stated that he had prepared a Refunding Bond to Curry County and a Resolution requesting an extension of time from the County to repay the \$60,000 note. The Resolution would direct the Recorder to pay in this fiscal year \$6,000 on the note and authorize the Council to issue a refunding bond in the amount of \$54,000.00. The refunding bond will be payable in the amount of \$6,000 a year. Councilman Earle stated that the money would be paid from the Water Enterprise Fund.

Resolution No. 255 was read in its entirety.

MOTION by Councilman Cheney, seconded by Councilman Brimm to adopt Resolution No. 255. Motion carried unanimously.

3. The City Attorney asked the Council what they desired him to do on the business license. Councilman Cheney stated that the Citizens Advisory Committee desired to give a report to the Council on this matter. It was the consensus of the Council that a work shop would be held at a later date.

MOTION by Councilman Cheney, seconded by Councilman Allsup to table the matter until after we receive a report from the Citizens Advisory Committee. Motion carried unanimously.

4. Ordinance No. 335 providing that water meters must be installed within one year after approval and payment.

The City Attorney stated that the Ordinance states if meters were not installed within one year from the approval of the application or payment for the service, then the application will become null and void and any funds deposited with the City will become the property of the City. Councilman Brimm and Cheney felt that the time limit should be cut to not more than 60 days. Councilman Earle felt the time should be left at a year. Councilman Allsup felt it should be more than 60 days.

Ordinance No. 335 was read in its entirety.

MOTION by Councilman Allsup, seconded by Councilman Earle to adopt Ordinance

No. 335. Councilman Brimm, Cheney and Mayor Hitchcock voted "no". Motion did not carry.

There was considerable discussion about what length of time should be placed in the ordinance. The City Attorney advised the Council to allow sufficient time so that the Council would not have patrons coming before the Council with complaints.

MOTION by Councilman Allsup that we read Ordinance No. 335 and substitute a 90 day period for installing meters. After discussion Councilman Allsup withdrew his motion.

Councilman Brimm and Cheney requested that Ordinance No. 335 be read and substitute a 60 day period for installing meters.

Ordinance No. 335 was read in its entirety substituting the 60 day period.

MOTION by Councilman Brimm, seconded by Councilman Cheney that we adopt Ordinance No. 335 as read. Motion carried. Councilman Earle and Allsup voted "no".

The Ordinance was to be read again at the next Council meeting for passage.

5. The City Attorney stated that Ordinance No. 336 was to establish the 2nd and 4th Tuesday of the month as a regular meeting date.

Ordinance No. 336 was read in its entirety.

MOTION by Councilman Cheney, seconded by Councilman Earle that we adopt Ordinance No. 336. Motion carried unanimously.

MOTION by Councilman Cheney, seconded by Councilman Allsup that we read Ordinance No. 336 by title only. Motion carried unanimously.

Ordinance No. 336 was read by title only.

VII. LEGISLATIVE ACTION

1. Resolution adopting the budget and making the appropriations and levying taxes for the fiscal year 1980-81.

The Finance Director explained that since the budget did not pass that the City must take action so that the City can continue to function. If the Council did not wish to amend the approved budget and adopt a different budget there was a Resolution prepared on the basis that the Council will adopt the budget as approved by the Budget Committee, declaring the anticipated tax levy and making the appropriations. The Finance Director was to ask the County Assessor for an extension of time beyond July 15th, and at some subsequent time establish the amount of money that the Council was to submit to the voters for the next election which would be September 16, 1980.

Resolution No. 256 was read in its entirety.

MOTION by Councilman Allsup, seconded by Councilman Cheney that we adopt Resolution No. 256. Motion carried unanimously.

2. Resolution for interfund transfer of appropriations for the fiscal year 1980-81.
Resolution No. 254 was read in its entirety.

MOTION by Councilman Allsup, seconded by Councilman Cheney that Resolution No. 254 be adopted. Motion carried unanimously.

3. Decision pertaining to method of advertising and filling vacancy of the City Manager/Recorder position.

Mayor Hitchcock stated that it was not necessary that we have a City Manager and suggested the possibility of a City Administrator, and that the Ordinance could be rescinded. Councilman Cheney suggested that it be tabled until the next meeting and prior to that time have a work session to determine if we want a City Manager or City Administrator.

MOTION by Councilman Earle, seconded by Councilman Allsup that the matter be tabled. Motion carried unanimously.

VIII. PAYMENT OF VOUCHERS

MOTION by Councilman Allsup, seconded by Councilman Earle that we pay the bills in the amount of \$74,112.33.

IX. OTHER BUSINESS

1. A letter from Chief Babb concerning stop signs was read by Mayor Hitchcock. The Mayor stated that it was to be given to Councilman Allsup to follow up.

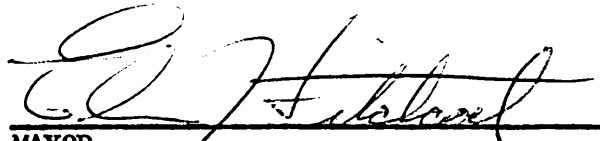
The Mayor asked that the meeting be recessed into an executive session at 10:25 p.m. There were no staff members present during the executive session.

The Council returned to regular session at which time the following motion was made:


MOTION by Councilman Allsup, seconded by Councilman Cheney that the meeting be adjourned.

The meeting was adjourned at 11:00 p.m.

This meeting, with the exception of the executive session, is recorded on tape and is on file in the City Recorder's office.


MAYOR

ATTEST:


CITY RECORDER