

MINUTES
BROOKINGS COMMON COUNCIL
CITY OF BROOKINGS
JANUARY 13, 1976

The meeting was called to order at 8:00 p.m. by Mayor Robert L. Kerr. Councilmen present were William Guthrie, Jack Ross, Ellis Dowden, and Darrell Allsup. Also present was City Manager Al R. Hooten.

APPROVAL OF MINUTES:

MOTION was made by Councilman Ross, seconded by Councilman Guthrie and carried unanimously that the minutes of regular meeting December 8, 1975, and special meeting December 23, 1975, be approved as posted.

MONTHLY REPORTS:

City Engineer Gary Dyer gave the following report:

1. Bids will be opened on January 27, 1976, at 2:00 p.m. on the water line, a 14" line from North Bank Chetco Road to Reservoir, 16" line from Reservoir down Pacific Avenue to Oak Street, 12" line from Pacific Avenue to Easy Street and one block on Easy Street. Engineer's bid estimate, \$204,000.
2. The water filtration line up the North Bank of Chetco has been completed.
3. Water reservoir is complete and the water filtration plant 20% complete.
4. Change Order No. 1. Contract with S-2 Contractors in the net amount of \$1,268.00 credit to the City, tabled from December 8, 1975, Council meeting.

MOTION was made by Councilman Guthrie, seconded by Councilman Allsup and carried unanimously that Change Order No. 1 with S-2 Contractors be approved.

City Attorney - No report.

PUBLIC HEARING:

ALLEY-WAY VACATION BETWEEN TAX LOTS 10400 AND 10900, MAP NO. 41-13-5CB, WOODLAND PARK ADDITION, ON PETITION FILED BY RICHARD D. KERR.

This public hearing was called for the purpose of receiving any objections or remonstrance to said alley-way vacation. There were no objections or remonstrance to this alley-way vacation.

Ordinance No. 266, an Ordinance vacating that certain alley described above was read in full.

Page 2 - Minutes
Brookings Common Council
City of Brookings
January 13, 1976

MOTION was made by Councilman Allsup and seconded by Councilman Guthrie that Ordinance No. 266 be read the second time by title only.

Roll call was as follows:

Mayor Kerr	Yea
Councilman Guthrie	Yea
Councilman Dowden	Yea
Councilman Ross	Yea
Councilman Allsup	Yea

Ordinance No. 266 was then read the second time by title only.

MOTION was made by Councilman Allsup and seconded by Councilman Guthrie that Ordinance No. 266 be adopted.

Roll call was as follows:

Mayor Kerr	Abstained from voting
Councilman Guthrie	Yea
Councilman Dowden	Yea
Councilman Ross	Yea
Councilman Allsup	Yea

Ordinance No. 266 was then delcared adopted.

LEGISLATIVE ACTION:

1. AUTHORIZATION TO ADVERTISE FOR DIESEL FUEL AND STOVE OIL.

MOTION was made by Councilman Guthrie, seconded by Councilman Ross and carried unanimously that City Recorder be authorized to advertise for fuel and stove oil.

Councilman Dowden then brought to the attention of the Council that due to the fact the City of Brookings is on allocation for diesel fuel and stove oil with Arco, it is possible that the City would be unable to purchase this fuel elsewhere.

City Recorder was instructed to check with Arco bulk plant.

2. APPLICATION FOR COUNCIL APPROVAL FOR BUSINESS LICENSE AS A WRECKER OF MOTOR VEHICLES OR SALVAGE POOL OPERATORS BY RED'S BODY SHOP.

After some discussion a MOTION was made by Councilman Guthrie, seconded by Councilman Ross and carried unanimously that this be tabled, and to advise applicant that the application has to be completed and this place of business must meet State and City regulations.

3. REQUEST BY BROOKINGS FIRE CHIEF FOR ANNEXATION OF CERTAIN TERRITORY TO THE DAWSON TRACT RURAL FIRE PROTECTION DISTRICT.

Mayor Kerr advised that after talking to the City Attorney, the City must first check out the fire rating class this would put the City in.

Fire Chief Frank advised that area involved is approximately 4 square miles.

MOTION was made by Councilman Ross, seconded by Councilman Allsup and carried unanimously that this request be tabled until the City Council and Manager can meet with representatives of the Dawson Fire Tract and further discuss the matter.

4. REQUEST FOR PROCLAMATION FOR JAYCEE WEEK FROM JANUARY 18 THROUGH JANUARY 24, 1976.

This Proclamation was read by Stafford Hazelett, President of the Jaycees. Mayor Kerr signed the Proclamation and along with the Council agreed to honor this Proclamation.

5. DISCUSSION OF ACCESS ROAD TO SWAGG ROCK SUBDIVISION, FRANK CEBELLIN, OWNER.

Mr. Cembellin displayed and explained his proposed Swagg Rock Subdivision which involves approximately 6 acres off of Mill Beach Road, in the City of Brookings. Section A-A of this subdivision had been approved by the Planning Commission in 1973 for a tract consisting of 12 single family dwellings. Section B-B has to be first approved for a zone change by the Planning Commission and City Council.

Mr. Cembellin inquired from the Council if possibly a sewer district could be formed involving all properties in this area.

Elmer Lee was instructed to check with property owners in this area for the purpose of forming a new sewer district.

After more discussion it was suggested that Mr. Cembellin stop in at the City Hall next morning and further discuss this subdivision.

6. READING OF CORRESPONDENCE.

The following letters were read:

1. John B. Ebinger requested that his property adjacent to Sewer District No. 10 be excluded from said proposed Sewer District No. 5.
2. Allen B. Finch inquiring as to the availability of city water on property located north, directly adjacent to the City of Brookings Water Filtration Plant. Council commented that until the comprehensive water study is completed this

inquiry could not be answered.

3. George E. Sapora, Retired Senior Volunteer, in reference to a Senior Center in Brookings-Harbor area.

Al R. Hooten, City Manager, advised that he had attended a meeting with Mr. Sapora at Bandon on January 12, 1976, for area agency on aging meeting. At this meeting four projects for using up the fund balance of this year in the amount of \$881.00 were discussed and which were as follows:

a. Coos Bay Center	\$200.00
Telephone service for 6 months	
b. Coquille Center	200.00
Telephone service for 6 months	
c. Brookings "Proposed" Center	240.00
Rental for 2 months	
d. Gold Beach Center	160.00
Rent and utilities for 3 months	

Items a, b, and d, were approved. Item c was not approved because of no actual program identified.

Councilman Ross had to leave the Council meeting at this time during the meeting.

7. CITY MANAGER'S REPORT.

Al R. Hooten stated that in the near future he would like for City Hall to make reports over KURY radio to advise citizens what is going on at City Hall.

The Agreement to obtain excess equipment for the City has been signed.

The sewer problem on Redwood Street is being considered for correction.

The final information has been forwarded to CH2M from the City in order for them to complete the water comprehensive study.

The Community Development Block Grant request under Title I of the Housing & Community Development Act for community development programs will be completed in the very near future.

8. APPOINTMENT OF CITY MANAGER AS ALTERNATE TO CCCOG & CGA.

MOTION was made by Councilman Guthrie, seconded by Councilman Dowden and carried unanimously that Al R. Hooten be appointed alternate to CCCOG and CGA, contingent on the by-laws.

Page 5 - Minutes
Brookings Common Council
City of Brookings
January 13, 1976

9. PAYMENT OF VOUCHERS.

MOTION was made by Councilman Allsup, seconded by Councilman Dowden and carried unanimously that vouchers in the amount of \$14,810.91 for the month of December, 1975, be paid.

ADJOURNMENT:

MOTION was made by Councilman Allsup, seconded by Councilman Guthrie and carried unanimously that the meeting be adjourned until January 27, 1976, when it will reconvene in the Council Chambers at 2 p.m. The meeting then adjourned at 9:30 p.m.

This meeting was recorded on tape and is on file in the Recorder's office.

Robert L. Kerr
MAYOR

ATTEST:

Marjorie B. Mc Kernan
RECORDER

AGREEMENT

This agreement made and entered into this _____ day of _____, 1976, by and between Curry County, a political subdivision of the State of Oregon, hereinafter called County, and the City of Brookings, a municipal corporation, hereinafter called City.

WITNESSETH

WHEREAS, Parks and Recreation is a proper function of both City and County; and

WHEREAS, O.R.S. 190.010 authorizes City and County to enter into co-operative agreement for operation and maintenance of park facilities; and

WHEREAS, the people of the County wish to use City facilities; and

WHEREAS, Curry County will endeavor to provide funds for park operation; and

WHEREAS, the Ransom Avenue Park is operated on County property, NOW, THEREFORE IT IS HEREBY AGREED that the Ransom Avenue Park shall be developed subject to the following:

1. City shall use any funds granted pursuant to this agreement solely for the maintenance and operation or betterment of the city park.
2. City Shall operate and maintain the park in a business-like manner for the benefit of the general public, having due regard for the needs of said general public.
3. City does hereby agree to indemnify County against any loss or claim or demand that might be made or brought against City arising out of park operation.

4. This agreement shall terminate on the 30th day of June, 1981.
5. This agreement shall terminate at such time that the City should assume ownership of the property.
6. This agreement can be terminated at any time with the approval of all parties including all affected state and federal agencies.

WITNESS the hands and seals of the parties hereto on the dates indicated below.

Executed this _____ day of _____, 1976.

CURRY COUNTY

Jack R. Waldie, Chairman

L.R. Williams, Commissioner

Glen R. Hale, Commissioner

Executed this 27th day of January, 1976.

CITY OF BROOKINGS

"S"

Robert L. Kerr, Mayor

Jack Ross, Councilman

Wm. J. Guthrie, Councilman

"S"

Darrel Allsup, Councilman

"S"

Ellis Dowden, Councilman