

MINUTES
BROOKINGS COMMON COUNCIL
FEBRUARY 9, 1971

The regular meeting of the Common Council was held in the Council Chambers of the City Hall on the above date. The meeting was called to order at 8:00 p.m. by Mayor Lester R. Williams. Members present were: Councilwoman Wilma Kemp and Councilmen Bill Higham and Rush Long.

APPROVAL OF MINUTES

It was moved by Councilwoman Kemp, seconded by Councilman Higham, and carried that the minutes of January 12, 1971 be amended as follows: Page No. 4, Item No. 8 - the last sentence should read: Mayor Williams was given permission to write letter requesting more information.

It was then moved by Councilwoman Kemp, seconded by Councilman Higham, and carried that the minutes of January 12 and 18, 1971, be approved as amended.

LEGISLATIVE ACTION

1. MAYOR'S APPOINTMENT OF PRESIDENT OF COUNCIL.

MOTION was made by Councilwoman Kemp, seconded by Councilman Higham, and carried that Councilman Rush Long be appointed as President of Council.

2. GASOLINE BIDS FOR CITY OWNED VEHICLES.

One bid was received from Brookings Shell Service which was \$0.03 less per gallon per pump price. MOTION was made by Councilman Long, seconded by Councilman Higham and carried unanimously that the bid from Brookings Shell Service be accepted. This bid expires January 15, 1972.

3. DIESEL FUEL AND STOVE OIL BIDS FOR CITY EQUIPMENT AND BUILDINGS.

One bid was received from Union Oil Company of California which was as follows:

	Unit	
	<u>Price Bid</u>	<u>Quantity</u>
Diesel fuel	\$.154 per gal.	400+
Stove oil	\$.162 per gal.	400+

MOTION was made by Councilman Higham, seconded by

Councilman Long and carried unanimously that the bid of Union Oil Company be accepted. This bid expires February 15, 1972.

4. MATOT-OXFORD-CEDAR STREET SANITARY SEWER.

Mr. Edward W. Riley, City Engineer, recommended to the Council that the Ferry Creek Rock & Concrete Co. bid of January 12, 1971, with the change order, be accepted.

MOTION was made by Councilman Higham, seconded by Councilman Long that the bid of Ferry Creek Rock & Concrete Co. for the total amount of \$18,106.50 be accepted. This total consists of:

Schedule A	\$ 1,305.00
Unit Price	14,537.50
Fixed Price	2,000.00
Unit Price	<u>264.00</u>
Total	\$18,106.50

Motion carried unanimously.

MOTION was made by Councilman Long, seconded by Councilman Higham that the Mayor and City Recorder be authorized to obtain interim monies for the Matot-Oxford-Cedar Street Sanitary Sewer. Motion carried unanimously.

5. GRADING PROJECT OF CYPRESS, MAPLE, AND PORTION OF CEDAR AND OXFORD.

This project had been held in abeyance for the probability of readvertising.

MOTION was made by Councilman Higham, seconded by Councilman Long that the above named project be re-advertised for bids to be considered at the next regular Council meeting of March 9, 1971. Motion carried unanimously.

6. SUPPLEMENTAL AGREEMENT - STATE OF OREGON AND CITY OF BROOKINGS. SEWER SERVICES AT HARRIS BEACH STATE PARK.

It was moved by Councilman Higham, seconded by Councilman Long that this Agreement be accepted. Motion carried unanimously.

7. APPOINTMENT OF BUDGET COMMITTEE MEMBERS.

It was MOVED by Councilman Higham, seconded by Councilman Long and carried unanimously that the following be appointed as Budget Members:

Ben Franklin, Jr.	for the term ending 2-1-73
Howard Graves	for the term ending 2-1-74
Henry Kerr	for the term ending 2-1-74

8. APPOINTMENT OF PARKS & RECREATION MEMBERS.

It was MOVED by Councilman Higha, seconded by Councilman Long and carried unanimously that the following be appointed as Parks & Recreation Members:

Ron Westernen, Mrs. Tom Short, James Barrett,
Mrs. Dallas Weir, Mrs. Lottie Clark, Delbert
Slack and Don Murray.

9. ORDINANCE REGULATING STREET EXCAVATIONS.

Ordinance No. 221 was read in full.

It was MOVED by Councilwoman Kemp, seconded by Councilman Long that Ordinance No. 221 be read the second time by title only. Roll call was as follows:

Councilman Higham	Yes
Councilwoman Kemp	Yes
Councilman Long	Yes
Mayor Williams	Yes
None	Noes
One	Absent

Motion carried unanimously.

Ordinance No. 221 was read by title only.

It was MOVED by Councilman Long, seconded by Councilwoman Kemp that Ordinance No. 221 be adopted. Motion carried unanimously.

10. ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF CITY OF BROOKINGS SEWER BONDS IN THE PRINCIPAL SUM OF \$485,000.00.

Ordinance No. 222 was read in full.

It was MOVED by Councilman Long, seconded by Councilwoman Kemp that Ordinance No. 222 be read the second time by title only. Roll call was as follows:

Councilman Higham	Yes
Councilwoman Kemp	Yes
Councilman Long	Yes
Mayor Williams	Yes
None	Noes
One	Absent

Motion carried unanimously.

Ordinance No. 222 was read by title only.

It was MOVED by Councilman Long, seconded by Councilwoman Kemp that Ordinance No. 222 be adopted. Motion carried unanimously.

11. LIABILITY INSURANCE BIDS.

It was MOVED by Councilman Higham, seconded by Councilwoman Kemp and carried unanimously that the City Recorder be authorized to advertise for Liability Insurance bids to be opened on March 9, 1971.

12. BUILDING INSPECTOR'S REQUEST FOR CONDEMNATION OF HOUSES AND BUILDINGS WITHIN THE CITY OF BROOKINGS.

MOTION was made by Councilman Higham, seconded by Councilman Long and carried unanimously that Mr. Lee Fountain, Building Inspector, be authorized to proceed with condemnation procedures on the following listed properties:

1. House between machine shop and Curry County Communications on Railroad. Tax Lot 100, Map 41-13-6DD.
2. Clean up Loring's lot at corner of 5th and Easy Streets. Tax Lot 502, Map 41-13-6AC.
3. Clean up Elk's lot on Chetco Avenue. Tax Lot 3000, Map 41-13-6DA.
4. Old shed on Railroad and Wharf Streets.
5. House at 125 Tanbark. Tax Lot 200, Map 41-13-7A.
6. House at 817 Easy Street. State of Oregon. Tax Lot 200, Map 41-13-6AC.

13. INSURANCE FOR LIBRARY BUILDING.

MOTION was made by Councilman Higham, seconded by Councilman Long and carried that the City increase the insurance on the Library Building from \$24,000.00 to \$28,800.00.

14. PAYMENT OF VOUCHERS.

It was MOVED by Councilman Long, seconded by Councilman Higham and carried that the January 1971 vouchers in the amount of \$6,629.10 be paid.

PUBLIC HEARINGS

15. GENERAL - None.

16. ZONE CHANGE FROM RL ZONE TO RT ZONE.

Request for an amendment to the Brookings Zoning Ordinance No. 216 to change from RL Zone to RT Zone to develop land into Mobile Home Subdivision owned by Glenn Rogers and Roy Weideman. Property consists of 14 acres and is bounded by Arnold Lane on the West, Fifield Street on the North and Mill Beach Road on the East and Southerly boundaries. Tax Lot 1300, Map No. 41-13-6CA.

Tom Higashi, attorney for protestants, submitted a written brief to the Council members outlining objections to the Mobile Hom Subdivision. Mr. Higashi stated "there is serious opposition to the rezoning being sought here and you are not following good zoning practices, and you are not keeping faith with the property owners in the area who bought properties to build homes".

Mr. William Cunningham, a resident of the area, presented a map which he said showed in excess of 85 per cent of the property owners in a 250 foot radius of the Weideman property to be opposed to the change. Petitions opposing rezoning were presented to the Planning Commission and the Council.

Mr. Harold Morin, another land owner in this area, expressed strong objection to the zone change.

C. A. Mackenzie expressed concern that home owners may be faced with added tax burdens in the future as tax values on mobile homes decrease and need for city services continue to increase.

Mr. Milton Mittelman, real estate salesman, stated that taxing of mobile homes is changing and even more significant changes are expected when FHA financing becomes available.

Mrs. Tucker Plante, a resident of the area, submitted a letter stating her opposition. She stated that surrounding her home with mobile homes would depreciate the value of her property. Mr. Mittelman made the public statement to Mrs. Plante, that if this zone change is approved, he would offer to pay the profit of \$5,000.00 for her property.

Mr. Glenn Rogers stated that there is no parcel of land in this area which is more ideally situated. It is apparent that residents do not know that this zone change would still provide for low density, the only change is from houses to prefabricated mobile homes. This should be looked at from a standpoint as to the best of the City's interest for progress.

Mr. Roy Weideman stated that this subdivision would not be detrimental but advantageous to the City.

Mr. Richard Davis, Registered Land Surveyor, read the tentative restrictions which are as follows:

1. All lots shall be used only for single family mobile home residences.
2. No lot within this development may be split, or the boundaries changed from the configuration to be shown on the final map.
3. All materials used in construction of cabanas or utility buildings, including garages, must be in accordance with the Uniform Building Code, and must be painted.
4. The exteriors of all mobile homes and additions thereto, (cabanas) and utility buildings shall at all times be maintained in an attractive condition.

5. Setback area to be in lawn and shrubbery except for that portion occupied by driveway. This to be completed within 60 days of placement of mobile home.
6. Auxiliary buildings limited to a 2-car garage or carport plus 1 implement storage building not over 8' by 10' in rear of lot.
7. Each mobile home to be skirted within 60 days of placement on lot. This includes removal of moving mechanism or suitable covering of same.
8. Minimum size of each mobile home shall be 10' x 50'.
9. Each mobile home shall be not more than 3 years old at time of placement on lot.
10. Driveways to be concrete or black top and must be completed within 120 days of mobile home placement.
11. All mobile homes must meet or exceed minimum standards specified by the State of Oregon.
12. All mobile homes must be on proper foundations and in all other ways installed in conformance with City of Brookings Code.

MOTION was made by Councilwoman Kemp, seconded by Councilman Long, that the recommendation of Planning Commission be accepted and City Attorney be instructed to prepare necessary Ordinance to the zone change of RL to RT on the Weideman-Rogers property. Motion carried unanimously.

Mayor Les Williams said his decision was based on the best interests of the community.

OTHER MATTERS

It was MOVED by Councilwoman Kemp, seconded by Councilman Long and carried that Mayor Williams attend the meeting of Oregon Coastal Conservation & Development Committee in Newport, Oregon, on February 10, 1971.

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Mayor Williams read a letter from the Attorney for Elmer Bankus in reference to private streets. The streets referred to are as follows:

1. Upper Marina Heights Road.
2. Lower Marina Heights Road from the County Road to the reservoir.
3. Cove Road from Railroad Street to the old dock site.
4. Plywood Road from Railroad Street to Macklyn Cove.
5. Beach Road from U. S. 101 along the north boundary of the Plywood leasehold to Macklyn Cove.
6. Unnamed road from the City Disposal Plant to the end of Wharf Street.
7. Unnamed road from the City Disposal Plant to the Plywood leasehold roadway.


ADJOURNMENT

It was MOVED by Councilman Higham, seconded by Councilman Long and carried that the meeting be adjourned. The meeting then adjourned at 11 p.m.



MAYOR

ATTEST:



RECORDER - TREASURER

VOUCHERS PAYABLE AS OF
 JANUARY 31, 1971
 CITY OF BROOKINGS

<u>Name</u>	<u>Total</u>
Akin Motor Co.	\$ 6.60
American Linen Supply Co.	6.00
Baker & Taylor	122.41
Balzer Machinery Company	68.94
Barco Supply	27.55
Charles L. Bradford Co.	4.94
Bro-Dart Inc.	13.65
Brookings Fire Department	150.00
Brookings Office Supplies	23.04
Brookings Supply Inc.	5.50
Brookings Utilities Co.	298.61
George F. Cake Co.	42.05
Chetco Gas & Oil	22.73
Coast to Coast Stores	1.49
Cora C. Cooley	10.00
Coos-Curry Electric	1,141.17
C. M. Cross	109.20
Curry County Feed	.69
Curry County Clerk	24.50
W. S. Darley & Co.	57.97
Del Chemical Corporation	116.83
Dodge Building Cost Service	12.95
Ferry Creek Rock & Concrete Co.	2,022.50
Frank's Pharmacy	6.97
Frank's Office Equipment	64.10
Gaylord Library Supplies	5.15
General Telephone	264.48
Green Door	12.30
Harbor Logging Supply, Inc.	103.75
Kerr Hardware & Electric	32.97
Littrell Parts	12.38
Long Electric	128.44
Loring's Sales & Service	5.75
3M Business Products	49.00
Macmillan Co.	61.31
McInturff, Thom, Collver & Rossi	250.00
Marjorie B. McKernan	14.80
McNaughton Book Service	144.76
Motorola	45.25
Wm. R. Murphy	35.00
National Chemsearch Corp.	73.76
Neil Nelson	35.00
Oregon Fire Chiefs' Association	10.00
Pacific Rock & Paving Co.	104.00

Page 2 - Vouchers Payable as of
 January 31, 1971
 City of Brookings

<u>Name</u>	<u>Total</u>
Paramount Pest Control	\$ 5.00
Pennwalt	87.60
Pilot	130.38
Pitney-Bowes	51.50
Ray's Sentry	6.54
Red's Auto Wrecking	10.00
Edward W. Riley	150.00
Sam's A & W Restaurant	1.10
Sentinel Publication	3.00
Shell Oil Company	152.10
Jerry R. Swanson	51.00
Buzz Stewart Signs	25.00
Treasure Chest Maps	4.46
Union Oil Co. of California	189.68
L. R. Williams	117.25
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Total	\$6,733.10
Less:	
Pacific Rock & Paving Co.	104.00
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Total	\$6,629.10
Less:	
Del Chemical Corp. (Was paid in Dec. Vouchers)	116.83
Total	<hr/>
	\$6,512.27