

CITY OF BROOKINGS  
REGULAR COUNCIL MEETING  
DECEMBER 10, 1963

MEETING CALLED TO ORDER AT 8:00 P. M. MAYOR ROBERT O. DIMMICK PRESIDING.  
COUNCILMEN PRESENT: LeROY WEIDEMAN, BEN FRANKLIN, JR., HENRY KERR AND ERNEST CHRISTENSEN. REPORTERS PRESENT: KUESINK, BREWER AND BARRETT.

MINUTES OF THE PREVIOUS REGULAR MEETING AND THE SPECIAL MEETING WERE READ AND APPROVED AS READ.

PROPOSED ZONE CHANGE, PER PUBLIC NOTICE OF HEARING PUBLISHED IN THE LOCAL PRESS DECEMBER 5, 1963, WAS TAKEN UNDER CONSIDERATION. THERE BEING NO PROTEST OR OBJECTIONS THE COUNCIL ACCEPTED THE PLANNING COMMISSION RECOMMENDATION AS STATED IN THEIR FINAL REPORT ON THE MATTER DATED NOVEMBER 7, 1963, AND THE MAYOR DECLARED THE HEARING CLOSED.

MOTION BY LeROY WEIDEMAN THAT THE CITY COUNCIL APPROVE ZONE CHANGE WHEREBY PROPERTY DESCRIBED AS LOTS 21, 22, 23, 24, 25, 26, AND 27, OF WOODLAND PARK ADDITION TO THE CITY OF BROOKINGS, OREGON, FILED IN PLAT BOOK NUMBER 1, PAGE 37 OF THE OFFICIAL RECORDS OF TOWN PLATS OF CURRY COUNTY, OREGON, BE CHANGED FROM UNZONED TO C-1 (TOURIST-COMMERCIAL) AND THAT THE CITY ATTORNEY PREPARE AN ORDINANCE TO EFFECT THE CHANGE, SAID ORDINANCE TO BE SUBSEQUENTLY PRESENTED TO THE COUNCIL FOR ADOPTION; FURTHER, THAT THE ZONING OF PROPERTY DESIGNATED AS PARCEL 3, IN THAT CERTAIN NOTICE OF HEARING PUBLISHED DECEMBER 5, 1963, BE UNCHANGED FROM ITS PRESENT ZONE CLASSIFICATION. MOTION SECONDED BY ERNEST CHRISTENSEN. CARRIED.

MR. EMMETT GULLEY REQUESTED THAT THE COUNCIL TAKE SOME MEASURE TO AFFORD HIM THE OPPORTUNITY TO REBUILD HIS BURNED OUT BUILDING FOR THE PURPOSE OF AN AUTOMOTIVE REPAIR SHOP, THE NON-CONFORMING USE FOR WHICH THE BUILDING HAD BEEN UTILIZED PRIOR TO DESTRUCTION BY FIRE. THE CITY ATTORNEY EXPLAINED THAT THE ORDINANCE DOES NOT PROVIDE FOR THE USE CONTEMPLATED IN THAT AREA UNLESS A ZONE CHANGE IS MADE.

MOTION BY ERNEST CHRISTENSEN THAT UPON RECEIPT OF A PROPERLY SIGNED PETITION FOR ZONE CHANGE WITH SUFFICIENT SIGNATURES, AS REQUIRED BY THE ORDINANCES OF THE CITY, THE PLANNING COMMISSION TAKE THE PROPOSAL UNDER ADVISEMENT, HOLD A PUBLIC HEARING THEREON AND SUBMIT THEIR FINAL REPORT TO THE CITY COUNCIL AT THEIR EARLIEST OPPORTUNITY, MOTION SECONDED BY LeROY WEIDEMAN. CARRIED.

CONSULTING ENGINEER, R. H. ERICHSEN, SUBMITTED A PROPOSAL TO FURNISH THE CITY WITH ENGINEERING AND DRAFTSMAN SERVICE. THE COUNCIL STATED THAT THEY WOULD STUDY THE PROPOSAL AND WOULD INFORM MR. ERICHSEN OF THEIR DECISION AT A SUBSEQUENT DATE. THEY INDICATED THAT THE PROPOSAL HAD A GREAT DEAL OF MERIT BUT THAT THE CITY SHOULD FIRST CONSIDER APPLICANTS FOR THE POSITION OF DRAFTSMAN ON A FULL TIME BASIS.

REVEREND B. GREENWALD, ON BEHALF OF THE MINISTERIAL ASSOCIATION, ASKED IF THE CITY WOULD HAVE ANY OBJECTIONS TO THE PLACEMENT OF CHURCH DIRECTORY SIGNS AT THE ENTRANCES TO THE CITY. IT WAS NOTED THAT THE STATE HIGHWAY DEPT. DOES NOT ALLOW SIGNS UPON STATE HIGHWAY RIGHT-OF-WAYS BUT APPARENTLY HAS NO OBJECTION TO LOCATION OF SUCH SIGNS OFF THE RIGHT-OF-WAY, WITHIN THE CORPORATE LIMITS OF THE CITY. IT WAS EXPLAINED THAT THE CITY HAD NO PROPERTY SUITABLE FOR THIS PURPOSE AND IT WAS SUGGESTED THAT THE ASSOCIATION SEEK SUITABLE SITES THEN NEGOTIATE WITH PRIVATE PROPERTY OWNERS FOR THE LOCATIONS, STATING FURTHER THAT THE CITY HAS NO OBJECTION TO THE DIRECTORY SIGNS.

REVEREND GREENWALD ALSO ASKED IF THE DISASTER UNIT VEHICLE COULD BE LICENSED UNDER THE CITY NAME. CITY ATTORNEY BALDERREE EXPRESSED HIS OPINION THAT THE CITY SHOULD NOT DO SO FROM THE STANDPOINT OF INSURANCE, USE OF VEHICLE OUTSIDE OF THE CITY LIMITS AND OTHER REASONS.



CHESTER V. SPENCER AND ROBERT J. CARAVELLI (CRESCENT CITY CAB CO.) INQUIRED REGARDING A CITY LICENSE FOR THE OPERATION OF A TAXI-CAB BUSINESS IN THE CITY. THEY STATED THEIR ADDRESSES AS 908 6TH. ST. AND 265 A STREET, RESPECTIVELY, CRESCENT CITY, CALIFORNIA. THE COUNCIL INFORMED THEM THAT THE CITY WOULD HAVE NO OBJECTIONS TO ISSUING A BUSINESS LICENSE FOR THE PURPOSE, SUBJECT FIRST TO AN INVESTIGATION AND REPORT FROM THE POLICE CHIEF. THEY REQUESTED THAT THE CHIEF SUBMIT A REPORT THEREON AT THE NEXT REGULAR MEETING OF THE COUNCIL.

MR. DARRELL SALISBURY ASKED IF A PROPERTY BEING UTILIZED FOR A WAREHOUSE AND TRUCK REPAIR SHOP, WOULD LOOSE ITS NON-CONFORMING USE STATUS AFTER THE ZONING ORDINANCE WAS ADOPTED. MR. BALDERREE EXPLAINED THAT THE NON-CONFORMING USE COULD BE CONTINUED UNTIL THE PROPERTY IS OVER 60% DESTROYED, THE USE CHANGED, OR THE USE DISCONTINUED FOR A PERIOD OF ONE YEAR. IN THESE CIRCUMSTANCES THE PROPERTY WOULD THEN HAVE TO CONFORM TO A USE CONFORMING TO THE ZONING REGULATIONS. MR. SALISBURY STATED THAT HE WAS IN THE PROCESS OF SELLING HIS PROPERTY LOCATED ON SEVENTH STREET, ACROSS FROM THE SCHOOL BUS SHED, AND WANTED THE QUESTION CLARIFIED AS THE INTENT OF THE PURCHASER WAS TO USE THE PROPERTY AS A TRUCK REPAIR SHOP AND STORAGE SHED. THE SUBJECT PROPERTY IS LOCATED IN AN R-3 ZONED AREA AND ACCORDING TO MR. SALISBURY, HAS BEEN CONTINUOUSLY USED AS A REPAIR SHOP AND STORAGE SHED PRIOR AND SUBSEQUENT TO THE TIME THE ZONING ORDINANCE WAS ADOPTED. IT WAS NOTED BY THE COUNCIL THAT A REQUEST TO REZONE THE AREA TO M-1, FEBRUARY, 1962, WAS TURNED DOWN BY THE PLANNING COMMISSION AND COUNCIL. THE COUNCIL REQUESTED A COMPLETE INVESTIGATION BY THE POLICE DEPT. TO DETERMINE IF THE PROPERTY HAS BEEN CONTINUOUSLY USED FOR THE PURPOSES STATED, AND ASKED FOR A REPORT THEREON AT THE NEXT REGULAR COUNCIL MEETING, AT WHICH TIME MR. SALISBURY SAID HE WOULD BE IN ATTENDANCE TO HEAR THE COUNCIL'S DECISION ON THE MATTER.

CURRY COUNTY JUDGE, FELL CAMPBELL, INFORMED THE COUNCIL THAT THE COUNTY WAS WILLING TO PAY A REASONABLE AMOUNT AS THE COUNTY'S SHARE FOR A COMMUNICATION DISPATCHER IN THE BROOKINGS AND ADJACENT AREAS AND THAT AFTER A REVIEW OF THE BUDGET, THEY WOULD SUBMIT THEIR RECOMMENDATIONS ON THE MATTER.

THREE BIDS FOR FURNISHING MATERIAL AND CONSTRUCTING A WAREHOUSE FOR THE CITY WERE RECEIVED: JAY LARSEN AND RUSSELL THOMAS-JOINT VENTURE, \$7,089.80; JOSEPH O. BROWN, \$9,474.00; HORTON BROS., \$7,995.00. IT WAS NOTED THAT ALL THE BIDS WERE FOR MORE THAN THE AMOUNT BUDGETED. MR. FRANKLIN SUGGESTED THAT THE COUNCIL MEET WITH THE LOWEST BIDDER TO DISCUSS VARIOUS ITEMS ON THE SPECIFICATIONS TO DETERMINE IF THE BID CAN BE REDUCED, BEFORE MAKING A DECISION. THE ACCEPTANCE OF BID WAS DEFERRED UNTIL AFTER MEETING WITH THE LOWEST BIDDER, SAID MEETING DECLARED TO BE A CONTINUATION OF THIS REGULAR COUNCIL MEETING AND TO BE HELD AT 8:00 P. M. DECEMBER 12, 1963, AT THE CITY HALL.

MOTION BY BEN FRANKLIN JR., THAT THE COUNCIL RATIFY ENDORSEMENT OF APPLICATION FOR LIQUOR LICENSES FOR THE C. & K. MARKET, O'HOLLERANS, INC., MCKAY'S HI-WAY MARKET, B.P.O. ELKS, AND KEN'S TAVERN. SECONDED BY HENRY KERR. MOTION CARRIED.

MOTION BY BEN FRANKLIN JR., THAT THE CITY INSTALL STREET LIGHTS IN THE AREA OF THE BOY SCOUT AND MASONIC BUILDINGS AND THAT THE COOS-CURRY ELECTRIC COMPANY BE GIVEN A LETTER OF AUTHORIZATION THEREFORE. MOTION SECONDED BY ERNEST CHRISTENSEN. MOTION CARRIED.

BY MOTION OF LEROY WEIDEMAN AND ERNEST CHRISTENSEN, THE COUNCIL AUTHORIZED ADVERTISEMENT FOR BIDS FOR FURNISHING GASOLINE FOR CITY EQUIPMENT FOR THE 12 MONTH PERIOD COMMENCING JANUARY 15, 1964, SAID BIDS TO BE OPENED AT THE NEXT REGULAR COUNCIL MEETING.

PERSONNEL POLICY RESOLUTION WAS TABLED FOR FURTHER STUDY.

MR. BLAINE GRIBBLE, PROPOSING AND \$80,000.00 APARTMENT HOUSE, ASKED IF THE BUILDING COULD BE CONSTRUCTED IN AN M-1 ZONED AREA. THE ATTORNEY EXPLAINED THAT THE ORDINANCE PRECLUDED RESIDENTIAL OR MULTIPLE FAMILY DWELLINGS IN AN M-1 ZONED CLASSIFICATION, AND THAT A ~~ZONE~~ CHANGE WOULD BE REQUIRED IN ORDER TO BUILD THE APARTMENT IN THE LOCATION HE PRESENTLY PROPOSES.



MOTION BY LeROY WEIDEMAN THAT THE COUNCIL AUTHORIZE THE WATER COMPANY TO INSTALL A FIRE HYDRANT AT OR NEAR THE INTERSECTION OF 5TH. STREET AND THE ROAD LEADING TO THE NEW ELKS BUILDING, INSTEAD OF AT THE LOCATION PREVIOUSLY AUTHORIZED BY LETTER OF AUTHORIZATION DATED JANUARY 8, 1962. (5TH. STREET INTERSECTION WITH 5TH STREET EXTENSION) MOTION SECONDED BY ERNEST CHRISTENSEN. MOTION CARRIED.

THE COUNCIL AUTHORIZED A "NO LEFT TURN" SIGN BE INSTALLED AT THE EXIT FROM CENTER STREET ONTO CHETCO AVENUE (NEXT TO CITY HALL) AND ALSO RAIL POSTS TO BE INSTALLED ACROSS 5TH. STREET FROM THE ROAD LEADING FROM THE ELKS CLUB.

MOTION BY ERNEST CHRISTENSEN THAT MRS. JESSE HOAGLAND BE APPOINTED TO SERVE ON THE BOARD OF TRUSTEES OF THE CHETCO COMMUNITY PUBLIC LIBRARY FOR A FOUR YEAR TERM, BEGINNING JANUARY 1, 1964. SECONDED BY BEN FRANKLIN JR. MOTION CARRIED. THE COUNCIL REQUESTED THAT A LETTER OF APPRECIATION BE ISSUED TO MRS. MAX BRAINARD, NOTING THAT SHE HAS SERVED AS A TRUSTEE OF THE LIBRARY FOR A PERIOD OF 20 YEARS.

MOTION BY BEN FRANKLIN JR. THAT MARJORIE MCKERNAN BE NAMED AS ACTING MUNICIPAL JUDGE, PRO-TEM, TO SERVE IN THE ABSENCE OR DISABILITY OF THE JUDGE, UNTIL SUCH TIME AS ORDINANCE No. 8 IS AMENDED TO EFFECT A PERMANENT APPOINTMENT TO THIS POSITION; FURTHER THAT THE ATTORNEY PREPARE AN AMENDMENT TO PROVIDE FOR A JUDGE PRO-TEM. MOTION SECONDED BY ERNEST CHRISTENSEN. CARRIED.

ATTORNEY BALDERREE INFORMED THE COUNCIL THAT A ROUGH DRAFT OF AGREEMENT WITH THE BROOKINGS PLYWOOD CORP., PERTAINING TO THE COVERED SEWER LINE, HAS BEEN SUBMITTED TO THE PUBLIC WORKS SUPT. FOR STUDY BEFORE BEING PUT IN FINAL FORM FOR PRESENTATION TO THE COUNCIL.

MR. HARRISON WAS AUTHORIZED TO PROCEED WITH NECESSARY ROOF REPAIRS AT THE DISPOSAL PLANT.

IT WAS NOTED THAT THE TAX ASSESSORS OFFICE OF CURRY COUNTY COULD FIND NO EVIDENCE THAT MR. ELMER BANKUS HAS EVER BEEN ASSESSED FOR TAXES ON PROPERTY ENCOMPASSING MARINE DRIVE, COVE ROAD, MILL BEACH ROAD OR FIFIELD STREET.

IN REGARDS TO PETITIONS SHOWING EVIDENCE THAT THE CITIZENS OF THE COMMUNITY ARE INTEREST IN A MUNICIPALLY OWNED WATER SYSTEM, IT WAS NOTED THAT SOME 20 PETITIONS ARE APPARENTLY IN CIRCULATION AND THAT PETITIONS CONTAINING 108 SIGNATURES HAVE BEEN SUBMITTED TO THE RECORDER TO THE PRESENT TIME. NO ACTION WAS TAKEN ON THE MATTER PENDING FURTHER DETERMINATION.

A SAMPLE ORDINANCE PROHIBITING UNNECESSARY NOISES WAS ISSUED TO THE ATTORNEY AND COUNCILMEN FOR STUDY TO DETERMINE IF SUCH AN ORDINANCE WOULD BE BENEFICIAL FOR THE COMMUNITY.

FINANCIAL STATEMENTS AND REPORTS WERE PRESENTED FOR THE MONTH OF NOVEMBER AND FOR THE FIVE MONTH PERIOD ENDING NOVEMBER 30, 1963.

VOUCHERS PAYABLE IN THE TOTAL AMOUNT OF \$2,529.63 PLUS TWO VOUCHERS IN THE TOTAL AMOUNT OF #32.50, ALREADY PAID, (PER ATTACHED SCHEDULE) WERE SUBMITTED FOR APPROVAL. MOTION BY LeROY WEIDEMAN THAT THE VOUCHERS BE APPROVED. SECONDED BY BEN FRANKLIN, JR. MOTION CARRIED.

AT 10:35 P. M., THE MEETING WAS CONTINUED UNTIL DEC. 12, 1963, AT 8:00 P. M. BY MOTION OF ERNEST CHRISTENSEN AND SECONDED BY LeROY WEIDEMAN.

*Robert C. Dimmick*



December 12, 1963, 8:00 P. M.  
CONTINUATION of the December 10, 1963, Regular Council Meeting.

Meeting called to order with Mayor Robert O. Dimmick presiding and all councilmen present.

Jay Larsen and Russell Thomas, contractors who submitted the lowest bid for the construction of a city warehouse building were in attendance. Plans and specifications were reviewed and the following changes and bid reductions were agreed upon by the city and contractors:

(1) Reduction of bid by contractor	\$ 60.00
(2) City to excavate footings and backfill	100.00
(3) Number 2 and better lumber, rather than construction grade (also 6 x 18, rough beams in lieu of 3-2x18's)	60.00
(4) 4½ sack mix for footings and foundation instead of 5 sack mix	25.00

The council agreed to pay an amount based upon percent of completion as determined by councilman Weideman, on or before the 6th. day of each month, subject to 10% retained until final acceptance of the completed project. The council agreed to return monies deposited with the bid upon delivery of satisfactory performance bond.

MOTION by LeRoy Weideman that the bid submitted by Jay Larsen and Russell Thomas, a joint venture, for the construction of a city warehouse, per plans and specifications, as changed, and for an adjusted bid price in the amount of \$ 6,844.80, be awarded, subject to the delivery of satisfactory performance bond. Motion seconded by Ernest Christensen. Carried unanimously.

The council authorized the recorder to obtain sufficient fire and windstorm insurance for the building, during and after construction, as determined and recommended by the insurance agent of record.

The council authorized the city recorder to advertise for, and otherwise seek applicants to fill the position of city draftsman.

Mr. Emmett Gulley informed the council that in talking with various residents regarding a change in zoning to allow for his proposed building, he found no objections as to the type of business contemplated although there was reluctance relative to a zone change for the area. An extensive discussion followed.

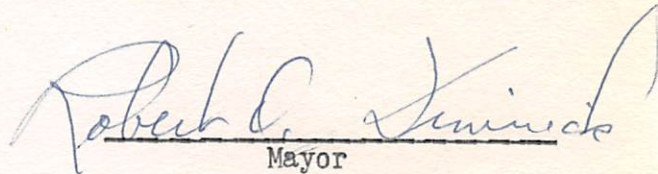
MOTION by Ernest Christensen that the council grant a building permit, restricted as a temporary use permit to Mr. Emmett Gulley, at such time as plans and specifications are approved by the Planning Commission, for the construction of a building to be used as an automotive repair shop on property designated as TL9100 and 9200-41-13-6DA, code area 17-1, City of Brookings, Curry County, Oregon, provided however that no auto wrecking, auto body work, or other comparable business activity be allowed on said property, the temporary use status to continue until such time as the ordinances of the city can be amended to effect a permanent change to allow this and other similar type businesses to operate in a C-2 zone classified area; further that the existing zoning ordinance be referred to the Planning Commission for immediate study in order to determine the intent thereof relative to uses allowed in C-2 zoned areas and amendments required to allow repair business's of a reasonable nature to operate within a C-2 zoned classification, and that a report thereof be submitted to the City Council at an early date. Motion seconded by Ben Franklin Jr. Carried unanimously.

Mr. Robert Kerr questioned the general provisions and the flexibility of the zoning ordinance, particularly as to non-conforming use provisions, and after considerable discussion the council asked that the zoning ordinance be referred to the Planning Commission for a complete and comprehensive study to determine whether additional changes and adjustments are in order.


Councilman Ben Franklin Jr., recommended that the city make a detailed and exhaustive study of beach and river facilities, street right of ways and access to the ocean and river beaches with the object of formulating definite long-range plans for orderly growth, development, and beautification of such facilities located within the city, consistent with the future growth and development of the city. The council asked that the matter be referred to the City Planning Commission for study and comprehensive report.

Motion by Ernest Christensen that the meeting be adjourned. Seconded by LeRoy Weideman. Motion carried.

Meeting adjourned at 10:10 P. M.

  
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Mayor

COUNTERSIGNED:

  
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Recorder

CITY OF BROOKINGS  
VOUCHERS PAYABLE  
12/1/63

<u>ACCOUNT</u>	<u>TOTAL</u>
AKIN MOTOR Co.	36.00
W. W. BALDERREE	200.00
BRIZARD-MATHEWS MACHINERY	.82
BROOKINGS SUPPLY, INC.	3.75
BROOKINGS WATER Co.	164.04
BROOKINGS WATER Co.	4.25
CHETCO HARDWARE Co.	.70
SOPHIA COLEGROVE	200.00
COOS-CURRY ELECTRIC	426.66
COOS-CURRY ELECTRIC	28.56
COFFEE MILL CAFE	9.20
COUNTY CLERK	11.00
CURRY COUNTY COMMUNICATIONS	74.44
CURRY COUNTY LBR. Co.	4.10
FIRE EQUIPMENT Co.	47.85
GAYLORD BROS	8.50
GREEN DOOR CAFE	5.45
ANDY GUNSOLUS	25.00
HI-WAY CAFE	1.90
HOLMES MACHINE SHOP	2.50
KERR HARDWARE Co.	5.64
KERR HARDWARE Co.	8.14
LITRELL PARTS	19.95
LONG ELECTRIC	10.70
MANLEY ELECTRIC	32.00
MOTOROLA	45.25
NUDELMAN BROS.	228.70
PARAMOUNT PEST CONTROL	5.00
PILOT	38.05
PITNEY-BOWES	18.00
PUBLIC EMPLOYES RETIREMENT BOARD	5.44
GERALD ROSS INS. AGENCY	206.25
SHELL OIL Co.	115.67
J. ROBERT SCHMIDT, M.D.	5.00
DON SMITH	5.00
BUZZ STEWART	10.00
BILL'S UNION SERVICE	164.02
UNION OIL Co. OF CALIFORNIA	180.66
WARDS PROPANE SERVICE	36.96
WEST COAST TELEPHONE Co.	127.33
WEST COAST TELEPHONE Co.	7.15
TOTAL UNPAID	<u>2529.63</u>
BUZZ STEWART (PAID)	25.00
STATE IND. ACCIDENT COMM. (paid)	<u>7.50</u>
TOTAL	<u>\$ 2562.13</u>