

REGULAR COUNCIL MEETING
Aug. 12, 1952

Meeting called to order at 8:30 P.M. by Mayor Dimmick.

Councilmen present: Lesmeister, Smith and Young.

Members present: Inspector Arp, Chief Brown, Engineer Echols, Atty. Hall & Recorder.

Minutes of the regular meeting of July 29th. amended by Mr. Young to read that E. Echols would bring cuts already made up of proposed city seal to be shown at a later date. With this correction the minutes were approved as read.

Minutes of the special meeting of August 1st were read and corrected by Atty. Hall to show the concensus of the vote on both the motion and the ordinance #26, which was modified and voting on the ordinance. With this correction, the minutes were approved as read.

Matters read:

Oregon State Highway Dept. acknowledging receipt of Ord#26
Secretary of State inclosing cheke for first half of Brookings' apportionment of gas tax
City of Veronia advising us that 2% on gross receipts of co-ops is levied in that city.
State Highway Commission acknowledging receipt of resolution of the City of Brookings requesting aid out of the Special City allotment fund and advising that the project would be presented to the Hi-way Commission in the 1952 program.
Redwood Vending Service asking permission to operate vending machines in the city, and asking license fee.
Viola and Ross Ritchey protesting licensing of further liquor establishments in the city.

Bills presented:

Bancroft -Whitney--August installment.....	12.50
W.S.Darley & Co., discount on tear gas quipment not allowed.....	5.63
Brookings Red-E-Mix.. bal. due	614.46
Ed & Mendy..... diesel oil.....	7.22
Lewis A. Marcy..... street hauling.....	10.00
L.Z. Harbin.....	81.00
LeRoy Weideman.... progress pay't on jail.....	1505.04
Brookings Garbage... street sweepings.....	4.50
Ray Guerrettaz... special clerk work.....	12.50
Brookings Water Co., meter hook-up 1" for jail....	70.00
Wm. M. Hynes.....cleaning streets.....	8.90
State Industrial Accident Commission (July)	
Ross L. Putman, street grading.....	793.43

Motion was made by Councilman Smith and seconded by Council Young that said bills be allowed. Unanimously passed. man

After a short discussion regarding the charge of \$70.00 by the Brookings Water Company for a 1" hook-up for the new city jail, the Recorder was instructed to include it in the list of bills approved.

The letter of the Redwood Vending Company regarding permission to operated in this city and also amount of fee for licensing, was discussed. Recorder advised to levy a \$15.00 per year fee.

Mr. James Smith was present to discuss garbage franchise. Mayor Dimmick informed him that said franchise was being drawn. Mr. Smith objected to specific days for specific areas contending that the weather did not always permit service on some days. Atty. Hall pointed out that tarpaulins should be used at all times and that this would enable him to continue services. Mr. Smith argued that sudden

storms prevented him notifying customers of changes in service. He advised that customers may dump their own garbage at his location on Saturdays from 1 to 4 and paying a fee of .50- per 100 lbs. and that it will be posted when franchise is signed. He later agreed to allow disposal by Saturday August. 16th. and extend the privilege to anyone paying this fee.

Mr. Brooks representing Coos -Curry Cooperative requested information regarding the privilege tax. He was advised that 2% on gross revenue receipts was proposed. He agreed to contact his company and report back.

The matter of taking some action on the building being constructed by Hurst & J. nson which is extending $7\frac{1}{2}$ feet into the alley behind it, was brought up by City Engineer Echols. He asserted he had surveyed the plot and marked the lines but upon advice of others, these marks had been ignored and the building extended into alley. He asked that action be taken at once by the Council to halt the construction as this was a platted alley and should be open for the use of all property owners with abutting or adjacent property. City Atty. Hall contended there was nothing to stop anyone from building in this or any other alley that hadn't been officially opened. A lengthy discussion was held on what constituted an open street or alley with no definite legal opinion being rendered except to state to the best of knowledge of those present including City atty. Hall. Councilman Smith moved that a resolution officially opening this alley be prepared which he amended to read all alleys and streets in the City not now considered officially open to public use and whatever else is necessary to effect this purpose. It was decided to delay this action until the owners of the building in question had been advised that the building had to be removed from the alley. Mr. & Mrs. Monty Leonard were present in the interests of the use of the alley.

Fire Chief Nelson proposed the purchase of 400 feet of fire hose for the new fire engine. He was supported in this proposal by Don Gosnell of the Howard-Cooper Corporation. City Eng Echols questioned the necessity at the present time but matter had not been included in budget for this year and for lack of funds.

Mr. & Mrs. Krueger were present in regard to their ^(application for) liquor license. The Mayor reported that the consensus of opinion of the residents in that area was that the license be not renewed. State liquor inspector reported to the Mayor that said building was ^{not up to city standards} unsafe and unfit and would not approve renewal. In view of these opinions, the application for renewal, was denied.

The application of Mr. Umphries for a combined well-drilling and wood delivery service ~~on some license~~ was denied but he was allowed to take out a well-drilling license alone for the balance of the year for \$15.00.

The request of the Odd Fellow Lodge to have the city license fee on dances be cut for the balance of the year, was denied as the council had already established a precedent of collecting in full for the year.

The matter of taking over the registration of voters within the city limits of Brookings was brought to the attention of the council by Mayor Dimmick. City Recorder was of the opinion that it was part of the work of the city hall.

A Resolution authorizing the Mayor and City Recorder to sign all contracts was moved by Councilman Lesmeister and seconded by Councilmen Smith and further resolved that the Council confirm the action of the City Recorder in returning all checks accompanying bids for the city hall. It was moved by Councilman Young seconded by Councilman Smith that these resolutions be accepted. It was passed unanimously.

A discussion was held on the development and improvement of a new street from Easy to Pacific for the purpose of easing traffic past the school. The school District ~~may possibly offer~~ offered 20 feet off it's property to this proposed road. City Eng. Echols reported that about 400 feet needed developing and one place needed a culvert. No action taken at this time.

Mayor Dimmick reported that Clyde Manley had accepted the position of Judge-Pro-Tem and upon the approval of the council, made the appointment of Mr. Manley to act in the capacity during any absences of Judge Nelson.

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Atty. Hall read

Ordinance #23 the second time by title.

Atty. Hall read Ordinance #23 the third time by title.

Whereupon, Councilman Young moved and seconded by Councilman Lesmeister that Ordinance #23 be adopted. Motion was put to the council by Mayor Dimmick and polled the following unanimous votes: Lesmeister, aye, Smith, aye and Young, Aye. Fox, Absent.

Recorder instructed to write J.F. Dunn for the copy of the Garbage ordinance given him by Atty. Hall. A letter from Mr. Dunn advising that he would be unable to raise finances to take up the garbage franchise, was read at this time.

Mr. Arp, building Inspector presented the verbal application of Mr. Morgan for a permit to build an open front garage building to house logging trucks at the back of his property which is in an R 1 section. The proposed building is 20 x 30 and of a temporary nature to be used for servicing trucks. Mr. Smith pointed out it was a violation of the building Zoning ordinance. Action deferred. Wishes of surrounding property owners to be ascertained.

The need for city hydrants was considered of paramount concern by Councilman Smith. He suggested that Mayor Dimmick take a trip to Salem and get a ruling from the P.U.C' and consult the League of Oregon Cities and find out the action of cities having similar problems.

On motion by Councilman Young and seconded by Councilman Lesmeister, meeting adjourned.

Gladys Kanick
Recorder