

MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF BROOKINGS, August 11, 1953.

Meeting called to order by Mayor Dimmick.

Councilmen Present: Lesmeister, Manley, Smith and Young.

Officers Present: O.D.Arp, Chief Brown, Chas. Echols, Judge Nelson, Chief Nelson, Atty. Ackley, and Recorder Kanick. Also present were Mr. & Mrs. Ravekes, Mrs. Hanks, Mr. Drabaugh, Mr. Phillips, Mr. Phelps

Minutes of the previous meeting read and approved.

Correspondence:

A letter from Clark & Groff Engineers enclosing an agreement for engineering services for an evaluation of the Brookings Water Company system, was read.

A letter from the League of Oregon Cities inclosing Beaverton and Astoria's charter , read.

The following bills were presented and on motion by Mr. Smith, seconded by Mr. Young, approved:

Industrial Accident Commission...	15.69	
Magee-Hale Park-O-Meter Co.....	347.25	
John L. Gawf.....	25.16	State St. Fd.
Frank's Plumbing & Elec.....	16.00	
Brookings Volunteer Fire Dept....	19.00	
Coos-Curry Elec. Co.....	6.42	
Chas. T.M.Echols.....	30.00	
Gladys Kanick.....	25.00	
James Kirby.....	27.70	
Neil Nelson.....	17.31	
D.L.Young.....	5.25	
W.S.Chadwick.....	11.20	
Proctors'.....	19.00	
Cladde M. Bollman.....	24.43	State St. Fd.
Brookings Texaco Service.....	3.89	
Chetco Home Auto Supply Co.....	31.51	
Jack McCarney (C offee Mill)....	65.50	
Yelton's.....	3.92	
Brookings Water Co.....	6.00	
Ross Salvage.....	9.00	State St. Fd.
Curry Co. Lbr. Co.....	6.17	
Earl C. Brown.....	15.00	State St. Fd.
Brookings Mac. Shop.....	1.13	
Ed & Mendy.....	78.27	
Earl C. Brown.....	463.00	State St. Fd. Int. Bear.
Nudelman Brothers.....	292.21	
on Webberley, advance on sal...	100.00	
American Bitumuls & Asphalt Co..	511.96	State St. Fd.
Robert O. Dimmick.....	70.50	" " "
Bruce Stewart	20.00	
Pete J. Lesmeister Agency.....	433.45	
Howard -Cooper Corp.	4923.68	Int. Bearing Wt.
West Coast Tel Co.,.....	49.62	

City Atty. Mr. Ackley gave a report on his trip to Salem regarding our status relative to the Brookings Water Company. It is as follows:

-2- Minutes of August 11th. cont'd.

That the City could approach the present owners of the Brookings Water Company to see if a lease for the water system could be negotiated, the City could proceed with condemnation proceedings against the present system, the city could buy it outright or it could establish a new and modern system of it's own and pay for it thru water revenue bonds. A discussion was held on Mr. Ackley's report and the probable cost of such proceedings. Motion was made by Mr. Young and seconded by Mr. Smith that Mr. Echols be authorized to make a temporary or preliminary survey showing required distribution system and pertinent information at an estimated over all cost of \$400.00. Mr. Echols promised to have this ready by next council meeting. Carried.

Mrs. Hanks spoke about the need for culverts and street construction in her neighborhood. Mr. Arp promised to make a survey of the street situation in that area and report back at the next meeting.

Motion was made by Mr. Lesmeister, and seconded by Mr. Manley that Ordinance #16 be rescinded and re-enacted be read once in full, twice by title and passed at this meeting of the council. Lesmeister, aye, Manley, aye; Smith, aye; and Young, aye.

ORDINANCE NO 16

Whereupon Ordinance #16 entitled "AN ORDINANCE RESCINDING NOT TO BE RE-ENACTED BEING THE SAME FOR THE PURPOSE OF ESTABLISHING THE LOCATION OF THE CITY JAIL OF THE CITY OF BROOKINGS, OREGON, AND DECLARING AN EMERGENCY" was read in full once, twice by title and on motion of Mr. Young, seconded by Mr. Smith passed at this meeting of the council by the following vote: Mr. Lesmeister, aye; Mr. Manley, aye; Mrs. Smith, aye, and Mr. Young, aye.

ORDINANCE # 48 was read in full for the second time.

Motion was made by Mr. Lesmeister seconded by Mr. Manley that Ordinance No. 26 Section 14 be read in full once and twice by title and passed at this meeting of the council. Lesmeister, aye, Manley, aye, Smith, aye and Young, aye.

Whereupon ORDINANCE NO. 26, SECTION 14, entitled: " AN ORDINANCE RESCINDING SECTION 14 OF ORDINANCE NO. 26 AND RE-ENACTING IN PLACE THEREOF A NEW SECTION OF SAID ORDINANCE NO. 26 TO BE KNOWN AS SECTION 14 OF ORDINANCE NO. 26 OF THE CITY OF BROOKINGS AND DECLARING AN EMERGENCY" was read in full once, twice by title and upon motion of Mr. Smith, seconded by Mr. Young passed by the following vote: Lesmeister, aye, Manley, aye; Smith, aye; and Young, aye.

ORDINANCE # 49,

Motion was made by Mr. Manley, seconded by Mr. Lesmeister that Ord. #49 be read in full once, twice by title and passed at this meeting of the council.

Whereupon Ordinance #49, entitled: " AN ORDINANCE REGULATING THE SERVICE OF PUBLIC UTILITIES IN THE CITY OF BROOKINGS, OREGON: PROVIDING PENALTIES: AND DECLARING AN EMERGENCY," was read in full once, twice by title and on motion by Mr. Young, seconded by Mr. Smith passed by the following vote: Lesmeister, aye; Manley, aye; Smith, aye; and Young, aye. Recorder was authorized to have this ordinance published in the local weekly paper.

ORDINANCE #50)

Motion was made by Mr. Lesmeister, seconded by Mr. Manley that Ordinance # 50 be read in full once, twice by title and passed at this meeting of the council. Whereupon Ord. #50, entitled "AN ORDINANCE REGULATING THE USE OF STREETS AND ALLEYS OF THE CITY OF BROOKINGS, OREGON: PROHIBITING THE DIGGING OF HOLES OR UNAUTHORIZED EXCAVATIONS UPON, IN, OR TO SAID STREETS AND ALLEYS: PROHIBITING THE OBSTRUCTION OF ANY OF SAID STREETS OR ALLEYS: PROVIDING FOR A

3- Minutes of August 11, 1953 cont'd.

SYSTEM OF PERMITS FOR WORK AND CONSTRUCTION WORK UPON SAID STREETS AND ALLEYS: PROVIDING PENALTIES: AND DECLARING AN EMERGENCY," was read in full once, twice by title, and on motion by Mr. Manley, seconded by Mr. Lesmeister, passed by the following vote; Lesmeister, aye; Manley, aye; Smith, aye; and Young, aye.

Beer & liquor applications:

The application of Henry Wilbanks for a beer license for the Highway Market was discussed and approved. The application of Ed Watson for a liquor by the dr. & license for the Cliff House was approved on motion by Mr. Smith seconded by Mr. Young. Carried.

Mr. Phillips represented the interests of those property owners on Hillside and Pacific, who had paid their street assessments and were of the opinion that the payments should be returned. A discussion of the status of this improvement followed with Mr. Smith stating that there was no chance of the State using force account to do this work this year but he was definite in his opinion that the City would not lose the \$15,000 allocated by the state for this work. The advisability of returning funds collected for the city's share of the cost of this improvement was thoroly discussed and the City Atty. Mr. Ackley was authorized to prepare an ordinance rescinding an ordinance creating this improvement and including a proviso authorizing the City Treasurer to repay the amounts collected from each of the property owners. Mr. Ackley to write the State Highway Department in regard to this matter.

Mr. Loring was present to protest action of the Brookings Water Company in shutting off his water service.

A used power paint sprayer that could be purchased from the Chetco Hardware at a cost of \$80.00 was presented by Mr. Arp, for the street dept. The purchase of this equipment was approved by the Council.

The Mayor reported that the Secretary of State had been contacted with the request for a census of the city preferably before Sept. 30th. Mr. Ackley reported that he had filed a demurrer in the Ebinger vs. City of Brookings case.

Mr. Young, chairman of the Planning Commission reported on the request of Elmer Bankus for a replat of Block 2, B-13 and 14, Plat No. 1 of the City of Brookings as follows:

August 14, 1953

Report of the City Planning Commission to the City Council of the City of Brookings, Oregon, regarding the application for a tentative Replat of the following land and lots, Block A, B-13 and 14, Plat No. 1, Brookings, Curry County, Oregon, Sections 5 and 6. T 41 S. R. 13 W.W.M.

After careful study of the map submitted and the property involved, the planning Commission does find as follows:

1. That the lots as laid out in the proposed replat do absorb certain publicly owned property.
2. That this property was dedicated to the public for street purposes (Plat No. 1 Brookings)
3. That the major portion of this street, known as Park Avenue, has great value to the general public because of the commanding view of City and Ocean.
4. That certain lots now abutting on Park Avenue will have their street frontage reduced to an alley.
5. That the proposed Replat would probably require re-zoning.

In view of the above findings and after due consideration, the Planning Commission does herewith present this report with a recommendation that the application for Replat be denied.

Respectfully submitted this 4th day of August, 1953

Motion was made by Mr. Manley, seconded by Mr. Smith that this report be accepted and Mr. Bankus be so advised.

-4 Minutes of August 11, 1953 cont'd.

Recorder asked to write School Dist. #17, confirming the council's action in allowing the school to lay sewer pipe-line down Pacific Ave.

Mr. Echols reported that the civil aeronautics division had requested the use of our grader for work at the air-port.

Mr. Young, chairman of the Planning Commission reported making a survey of cities on U.S. #101 comparable in size and smaller than Brookings of their speed controls and that a copy of this report was being sent by the Commission to the State Speed Control Board.

On motion of Mr. Manley, council adjourned until Sept. 8, 1953.

Gladys Kanick

Gladys Kanick, Recorder

JUNE S. JONES & CO.

TELEPHONE:
Capitol 8-1318

507 U. S. National Bank Building
Portland 4, Oregon

TELETYPE:
PD 157

\$230,000

CITY OF EMPIRE, OREGON
4% General Obligation Sewer Bonds

DATED April 1, 1956

DUE Serially, 4/1/57-81

Bonds numbered 161 to 230, inclusive, are optional April 1, 1959 in numerical order. These total \$70,000. Bonds maturing on and after April 1, 1968 are optional April 1, 1968 in numerical order.

Coupon bonds in \$1,000 denominations; principal and semiannual interest (April 1 and October 1) payable at the office of the Treasurer of the City of Empire, Oregon.

INTEREST EXEMPT, in the opinion of Counsel, from all present Federal Income Taxes.

LEGALITY to be approved by Messrs. Winfree, McCulloch, Shuler & Sayre, Portland, Oregon.

AMOUNTS, MATURITIES AND YIELDS						
Amount	Maturity	Yield	Amount	Maturity	Yield	
\$6,000	4/1/57	3.00%	\$9,000	4/1/70	3.75%	to call
6,000	4/1/58	3.20%	10,000	4/1/71	3.75%	" "
6,000	4/1/59	3.35%	10,000	4/1/72	3.75%	" "
6,000	4/1/60	3.50%	10,000	4/1/73	3.75%	" "
7,000	4/1/61	3.50%	10,000	4/1/74	3.75%	" "
7,000	4/1/62	3.60%	10,000	4/1/75	3.75%	" "
7,000	4/1/63	3.60%	12,000	4/1/76	3.75%	to call
7,000	4/1/64	3.70%	12,000	4/1/77	3.35%	to call
8,000	4/1/65	3.70%	12,000	4/1/78	3.35%	" "
8,000	4/1/66	3.70%	12,000	4/1/79	3.35%	" "
8,000	4/1/67	3.70%	14,000	4/1/80	3.35%	" "
9,000	4/1/68	3.75%	15,000	4/1/81	3.35%	" "
9,000	4/1/69	3.75%				" "

FINANCIAL STATEMENT

Assessed valuation (36%)	\$1,421,437.00
Bonded debt-Sewer (upon completion this issue)	230,000.00
Fire Engine and City Hall	60,500.00
Water Bonds	32,500.00*
*Self-supporting.	
Overlapping debt:	
Coos County	8,037.50
School District #9C	122,444.90

Population, estimated - 3,493

These bonds are payable from unlimited taxes that may be levied against all taxable property within the city without limit as to rate or amount and, in addition, are payable from the net revenues of the sewer system.

RECORD OF TAX LEVIES AND COLLECTIONS-as of ~~6/30/55~~ ⁵⁻³¹⁻⁵⁶ of the City of Brookings, Oregon.

Tax Period	Assessed Valuation	Levy	Total Collections
1954-55	\$1,421,437.00	\$24,164.43	\$19,773.87**
1953-54	1,237,141.00	22,021.11	21,670.01
1952-53	1,094,254.00	18,164.62	18,109.25
1951-52	937,947.00	14,790.00	14,423.19
1950-51	814,033.00	11,559.27	11,767.89
1949-50	749,946.00	7,863.93	7,828.04

**One payment not yet due.

The City of Empire has divided its sewer program into four phases, as follows:

- 1953, Phase 1 - \$120,000 Sewers
- 1956, Phase 2 - \$190,000 Sewers
- 1957, Phase 3 - \$95,000 Sewers
- 1958, Phase 4 - \$155,000 Treatment Plant

PHASE 1 - Sewer work completed in 1953 and the city sold \$120,000 Sewer bonds to the State of Oregon. Since that time the city has redeemed \$84,000 of that issue and there remain \$36,000, which are to be redeemed from the proceeds of this issue. As a result of work done on Phase 1 there were 236 sewer connections. This has resulted in the connecting of most of the downtown area in the southerly part of the city.

PHASE 2 - This will serve the northerly part of the city and should result in 313 additional connections according to a house count conducted by the City Engineer.

PHASE 3 - Will provide service to the easternly portion of the city and add approximately 167 connections.

When sewers are constructed, residences in existence are allowed to pay their connection fees of \$250.00 over a period of 2½ years but residences constructed after the sewers must pay the connection fee in one lump sum. The city expects to redeem on April 1, 1959 the last \$75,000 of this issue through the operation of the \$250.00 connection fee.

The city owns its water system and a sewer charge of \$1.25 per month is made to residential users and \$3.00 for each month for commercial users whether they are connected or not. This has resulted in raising approximately \$12,000 each year in a Sewer Fund.

So far, the city has not levied a tax for the payment of sewer bonds and the redemption of \$84,000 bonds owned by the State of Oregon was made possible by the \$250.00 connection charge, plus the sewer user charge. It is not expected user charges will be sufficient to service all phases of this program and upon completion of Phase 2, the City Council will take action to either raise sewer charges or levy a small tax, or possibly both.

The domestic water system, which is owned by the city, is virtually debt free and gross earnings for several years are shown below; net earnings are not available as most expansion has been made without resorting to additional debt:

1949-50	\$13,165.63
1950-51	15,827.62
1951-52	19,533.19
1952-53	22,322.61
1953-54	32,399.16
1954-55	35,699.97
Six months ended 12/31/55	26,999.53

CITY OF EMPIRE FUND BALANCES - 1/1/56

General Fund	\$15,159.05
Water Operating Fund	6,066.58
Water Meter Fund	871.91
Road Fund	12,732.33
State Tax Street Fund	7,188.77
Building Fund	1,747.39
Certificate of Lien Fund	419.13
Sewer Fund	415.20
Sewer Charge Fund	149.33
Sewer Connection Fund	275.66
Water Bond Fund	12,589.23
Tax Bond Fund	6,928.54
	<u>\$66,643.32</u>

All of the foregoing funds are in the form of cash deposits in the Empire Branch of the Bank of Bandon, Empire, Oregon.

The City of Empire is located on Coos Bay and lies immediately adjacent to the City of North Bend. While it was originally incorporated in 1895 much of the growth has taken place in recent years, largely caused by the shifting of a substantial part of lumber manufacturing from the northern part of the State to areas containing large stands of virgin timber, of which the Coos Bay area is one. The Port of Coos Bay is the deepest water port between the Columbia River and San Francisco and much of the ocean shipment of lumber has moved from the Columbia River to Coos Bay. Within the city limits is the Cape Arago Lumber Company plant. Since the last assessment a fish processing plant and dock have been built as well as a terminal dock and tank farm for storing petroleum products. Just outside the city limits is the Coos Bay Pulp Corporation's plant. Also on Coos Bay are Menasha Plywood Corporation, Meyerhaeuser Timber Company, Irwin-Lyons Lumber Company, Evans Products Company, and a number of other large mills in addition to various fish processing plants and other industries.

The Port Chicago, California, Naval Ammunition Depot, presently located on the Sacramento River, is strongly considering moving to the Coos Bay area because of availability of land, a deep water channel and available dock space. This Depot employs 300 civilians and an unknown number of personnel.

While the City of Empire has had a substantial growth within the last few years, the total millage levy is less than that of the other two cities on Coos Bay, viz., Coos Bay and North Bend.

(The information and statistics contained herein were obtained from sources that we deem reliable and although not guaranteed by us are considered to be accurate.)

3/21/56

JUNE S. JONES & CO.

TELEPHONE:
Capitol 8-1318

507 U. S. National Bank Building
Portland 4, Oregon

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\$230,000

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City of Empire, Oregon, Sewer Bonds

PAGE #3

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3/21/56