

MINUTES OF REGULAR MEETING

OF THE CITY COUNCIL

OF BROOKINGS, OREGON, HELD

June 11, 1957

Meeting called to order by Mayor Campbell.

Councilmen present: Messrs. Phetteplace, Breuer, Hanks and Hein.

Others present: Attorney Balderree, Chief Cross, Bill Spencer, Judge Kirby, Charles Echols, Mr. Goetz, Mr. DeBlock, Mr. and Mrs. Jordan, Emil Moore and others.

Minutes of meetings of May 14, May 21 and June 3 were read and approved.

Applications from Paul DeBlock and Wiley Jordan for a City license to operate a taxi were presented. Mr. Jordan presented petitions endorsing him for operation of a taxi. Mr. DeBlock requested withdrawel of his application. A motion was made by Councilman Phetteplace and seconded by Councilman Hanks that the City Accept the withdrawel of the application of Mr. DeBlock to operate a taxi for the City of Brookings. Motion carried. A motion was made by Councilman Phetteplace and seconded by Councilman Hein that the application submitted by Wiley B. Jordan for a license to operate a taxi for the City of Brookings be accepted. Motion carried.

A letter from Leonard Banick was read which objected to the manner City crew left property belonging to him after dragging trees across it. The council requested that a letter be written to Mr. Banick asking him to be present at the next council meeting so an agreement could be made on the matter. Charles Echols was also requested to reset the survey stake on the property.

RECOMMENDATION NO. 41 from the City Planning Commission was read. A motion was made by Councilman Phetteplace and seconded by Councilman Hein that Recommendation No. 41 be accepted from the Planning Commission.

A letter from Cornell, Howland, Hayes and Merryfield was read in regard to the Sewage Treatment Plant Site. Also, a letter was read signed by Mr. Grayshel and Mr. Lesmeister in regard to the appraisal of a site for the sewage treatment plant.

An Owner's Earnest Money Receipt on property for a sewage treatment plant site owned by Mr. Bankus was presented. A motion was made by Councilman Breuer and seconded by Councilman Hein that no raw sewage will be disposed of in Chetco Cove, no sewer facilities will be built above ground upon the sewer line easements with the exception of manhole structures, and that the old railroad grade to the dock site is a private strip of land. A motion was made by Councilman Phetteplace and seconded by Councilman Breuer that Mayor Campbell be given authority to execute the Acceptance of the Ernest Money Receipt. Motion carried.

A motion was made by Councilman Hein and seconded by Councilman Breuer that the Mayor and City Recorder be authorized to draw a check in the amount of \$13,400.00 to pay the balance due on the treatment plant site upon delivery to the City of proper warranty deed and policy of title insurance.

Mr. Bankus agreed to take his backhoe and prepare the ground for

A resolution from the Federal Communications Commission in regard to allocation of Television Channel Six to Brookings was presented. A motion was made by Councilman Hanks and seconded by Councilman Phetteplace that the City adopt this resolution.

The City Council was informed that the Coos-Curry new building can not reach the sewer from the basement and asked the council to give them permission to run the water from a utility sink in the basement to a catch basin. A motion was made by Councilman Phetteplace and seconded by Councilman Hein that the city write to Coos-Curry giving them authority to run water from a utility sink in the basement to a catch basin subject to approval of the State Sanitary Inspector.

Mr. Echols reported on bad water samples taken from the Green Door Cafe. The council requested that a letter be written to the business referring to the letter received from the Oregon State Board of Health and ask that action be taken in this matter to eliminate this condition.

Chief Cross presented the specifications for a new police car. A motion was made by Councilman Hein and seconded by Councilman Phetteplace that the City Recorder be authorized to call for bids for a police car in accordance with the specifications submitted by Chief Cross by July 9. Motion carried.

ORDINANCE NO.107, an ordinance for the condemnation of certain public sewer facilities in the City of Brookings and all easements, rights of way, flowage rights and other property incidental to the use of said sewer or appurtenant thereto and directing the city attorney to proceed with the filing of a complaint of condemnation was presented. Said ordinance was read the first time fully and distinctly at length. Thereupon Councilman Hanks moved that the rules be suspended and an emergency declared and that said ordinance be read the second time by title only. This motion was seconded by Councilman Breuer. The Mayor thereupon stated the motion and the vote resulted as follows:

"Ayes": Hein, Phetteplace, Hanks, Breuer and Campbell.
"Naye": None
Absent: None

The Mayor then declared that said motion had duly carried and directed that Ordinance 107 be read the second time by title only. Said ordinance was thereupon read the second time by title only.

Thereupon Councilman Hein moved that the rules be suspended and an emergency declared and said ordinance be now passed to its third reading by title only and placed upon its final passage and be in full force and effect from and after its passage. Said motion was seconded by Councilman Breuer. The Mayor thereupon stated the motion and the vote resulted as follows:

"Ayes": Hein, Phetteplace, Hanks, Breuer and Campbell.
"Nays": None
"Absent": None

The Mayor thereupon stated the motion had duly carried and directed that Ordinance No. 107 be read the third time by title only. Said ordinance was then read the third time by title only. Thereupon Councilman Hanks moved that the rules be suspended and an emergency declared and said ordinance be adopted. Said motion was seconded by Councilman Hein. The Mayor ordered that the roll be called and thereupon a roll call upon the final passage and the adoption of said ordinance was had and the vote resulted as follows:

"Ayes": Hein, Phetteplace, Hanks, Breuer and Campbell.
"Nays": None
"Absent"; None

Said Ordinance No. 107 having received the required number of votes, the Mayor declared the same to have been duly passed and to have been duly adopted.

ORDINANCE NO. 108, an ordinance changing the boundary of a certain zone in the City of Brookings, Oregon, heretofore established by Ordinance No. 19 passed by the Council and approved by the Mayor on April 22, 1952, and the various amendments thereof, and declaring an emergency was presented. Said ordinance was read the first time fully and distinctly at length. Thereupon Councilman Hanks moved that the rules be suspended and an emergency declared and that said ordinance be read the second time by title only. This motion was seconded by Councilman Phetteplace. The Mayor thereupon stated the motion and the vote resulted as follows:

"Ayes": Hein, Phetteplace, Hanks, Breuer and Campbell.
"Nays": None
"Absent": None

The Mayor then declared that said motion had duly carried and directed that Ordinance No. 108 be read the second time by title only. Said ordinance was thereupon read the second time by title only.

Thereupon Councilman Hein moved that the rules be suspended and an emergency declared and that said ordinance be now passed to its third reading by title only and placed upon its final passage and be in full force and effect from and after its passage. Said motion was seconded by Councilman Phetteplace. The Mayor thereupon stated the motion and the vote resulted as follows:

"Ayes": Hein, Phetteplace, Hanks, Breuer and Campbell.
"Nays": None
"Absent": None

The Mayor thereupon stated the motion had duly carried and directed that Ordinance No. 108 be read the third time by title only. Said ordinance was then read the third time by title only. Thereupon Councilman Hanks moved the rules be suspended and an emergency declared and said ordinance be adopted. Said motion was seconded by Councilman Breuer. The Mayor ordered that the roll be called and thereupon a roll call upon the final passage and the adoption of said ordinance was had and the vote resulted as follows:

"Ayes": Hein, Phetteplace, Hanks, Breuer and Campbell.
"Nays": None
"Absent": None

Said Ordinance 108 having received the required number of votes, the Mayor declared the same to have been duly passed and to have been duly adopted.

Attorney Balderree was instructed to write a letter to all property owners that have not paid or bonded their sewer assessment. He was also instructed to file a claim for foreclosure on the Utterback and Schatz property.

The bills were presented. A motion was made by Councilman Breuer and seconded by Councilman Phetteplace that the bills be paid.

A motion was made by Councilman Phetteplace and seconded by Councilman Breuer to adjourn until July 9, 1957.