

DUNES CITY COUNCIL MEETING

MINUTES

January 9, 1975

OPEN HOUSE

An Open House preceeded the regular Council meeting in recognition of the donation by the Western Lane Sportsmen Club of the Community Center Building to the City as well as the contribution of many local residents in time, money and material to fix up the building as we see it today. Thanks and appreciation also go to Mrs. Johan Mehlum and Mrs. Bob Read for serving as hostesses for the Open House.

CALL TO ORDER

The meeting was called to order by Mayor Mehlum with Council members Smith, Wyatt, Read and Premer present. Total present 59.

A telephone poll conducted by the Recorder the day after the last regular Council meeting was read and is to become a part of these minutes.

December 13, 1974

A poll of the Council was conducted via telephone by the Recorder at the request of Mayor Mehlum regarding the transfer of the Woahink Lodge liquor license from Lawrence Jacque to Steven R. Johnson and Steve W. Lyons. The vote was as follows:

Read - AYE

Smith - AYE

Wyatt - AYE

Premer - ~~NAY~~ Abstain
CORR'd 1/9/75 B

Pat Barber
Pat Barber, Recorder

APPROVAL OF MINUTES

The minutes of December 12, 1974 and the above poll were approved as corrected ~~with Councilwoman Premier abstaining.~~ ^B

READING AND APPROVAL OF EXPENSES

| | |
|---|--------------------|
| Siuslaw News; letterheads and envelopes | \$ 64.40 |
| Copeland Lumber; rebar, cement, misc. | 39.38 |
| Berry Creek Construction; concrete for footing | 54.00 |
| Berry Creek Construction; road work | 455.80 |
| Pacific Northwest Bell; service to 12/20 | 35.54 |
| Williamson, Felker & Anderson, 1973-74 Audit | 435.00 |
| Wilson Florist, office supplies | 9.37 |
| Oregon Willamette Lumber; downspout | 2.88 |
| Central Lincoln P U D; service to 12/24 | 214.60 |
| Westech Engineering; services October thru December | 150.80 |
| Mike Johnson Contractor; storm sewer | 885.62 |
| Pat Barber, misc expenses | 15.31 |
| Gasoline to Salem | 9.80 |
| Paint and keys | 4.36 |
| LCC, copies | <u>1.15</u> |
| | <u>\$ 2,362.70</u> |

Read moved to pay bills as presented. Seconded by Wyatt. Motion carried.

A bill from Lee Plants, Engineer, was received in the amount of \$243 and not included in the list of bills. Read pointed out the original agreement was for \$100 although, because of extra trips involved to the site, it could understandably run higher. He offered to speak to Mr. Plants and negotiate the fee. Read moved to pay \$100 at this time. Smith seconded, motion carried.

READING OF RECEIPTS

| | |
|---|--------------------|
| Central Lincoln P U D | \$ 153.00 |
| Bruce Anderson, copies | 2.65 |
| Equipment rental, tables & chairs | 27.00 |
| Sale of Ordinance 41 | 1.50 |
| Building Permits | 145.44 |
| Federal Revenue Sharing, period ending 12/31/74 | <u>1,318.00</u> |
| | <u>\$ 1,647.59</u> |

OATH OF OFFICE

Before swearing in the new Council, Mayor Mehlum took the opportunity, on behalf of the citizens of Dunes City, to extend appreciation to outgoing members Dick Wyatt and Pat Smith. Mr. Wyatt has served for four years and Mrs. Smith for two years. He also thanked all of the city employees he has had the chance to work with during his terms as Councilman and Mayor.

All new Council members were sworn in by Mayor Mehlum. Judd Browne, Ron Ellison and Bob Petersdorf are assuming four year terms. Paul Coyne, Dorothy Premer and Shirley Merz are assuming two year terms.

While the new Council members were taking their places, Mayor Mehlum stated it was his intention to dedicate a plaque in honor of the Western Lane Sportsmen Club, who gave the building to the city. Unfortunately, the plaque was not ready but hopefully will be for the next meeting. Dick Wyatt and Bob Jackson were present and given recognition as President and Past President of the Sportsmen Club.

The Oath of Office was administered by Mayor Mehlum to Bob Read as the first elected Mayor of Dunes City under the new Charter. Mehlum then presented Mayor Read with a gavel for his use and that of future Mayors.

As his first official act, Mayor Read asked Johan Mehlum to remain up front and Dick Wyatt and Pat Smith to come forward. In a brief talk he repeated a remark of Mr. Tollenaar of the League of Oregon Cities to the effect that in the past year or so Dunes City has come off the defensive and gotten on the offensive and started doing things for themselves. Read felt that the three of them, Mehlum, Wyatt and Smith, had a significant part in this changing of attitudes. On behalf of Dunes City, plaques were presented to each of them.

CORRESPONDENCE

Bill Jayne - letter of resignation as City Attorney. Action was deferred till later.

Steve Greenwood, Florence Human Resource Center - expressed thanks for voluntary aid in an emergency situation regarding a local resident.

Harry Durrie, Lane County Fiscal Management Officer - apologizing for the delay in getting Transient Room Tax straightened and stating the Dunes City share thru September is \$977.84.

League of Oregon Cities - increase in membership fees from 14¢ to 21¢ per capita effective 1975-76 fiscal year.

Oregon State Highway Division - speed zone investigation on Highway 101 is completed and no change will be made at this time. The investigation of need for left turn refuges will be completed this summer.

Building Inspector Certification - required by July 1977.

Rainbow Family - response to letter of December 10, 1974 which advised of Ordinance 12 violation and asking for a variance as a Church group. Since the issue is in the hands of the attorney, the Council will not give any direction at this time.

COMMITTEE REPORTS

Water Committee - Judd Browne, Chairman, read a comprehensive report of the

culmination of efforts of the committee and engineer in the past year. Browne moved that an election be held March 18, 1975 to determine if the voters of Dunes City will authorize the city to sell General Obligation Bonds up to the amount of \$1,600,000 to finance a municipal water system. Merz seconded.

Befor voting, Mayor Read asked if anyone present felt there was a conflict, due to Council members being involved in the water study, that should keep anyone from voting. Hearing none, the vote was called and motion carried.

Planning Commission - Chairman Bruce Pratt submitted the Annual Report which was read by the Recorder and is on file in the City Office.

Community Center Report - This is an addition to the previous list of people who have donated towards fixing up the Community Center.

Roy Zimmer, ground off seams in floor; Ned & Rae Davis put poured seamless floors in kitchen and rest rooms; Florence Welding installed furnace grills; Larry King, Pacific T V installed speakers and amplifier for P.A. system; speakers and amplifier furnished by the Sportsmen Club; Larry & Helen Dier, cash contribution for curtain and drapery rods; Vera Moonen, window for office wall which was installed by Bob Westcott. Clip on light shades were purchased from Coast to Coast with \$20 merchandise certificate; railroad ties for use in landscaping were sent by Ted Simmoneau of Coast Real Estate.

A work party was held December 7th with Shirley Merz, Pat Smith, Mary Coyne, Bob & Gene Westcott, Bob & Gini Read, John & Julia Carlson and Pat Barber participating. At that time the kitchen and bathrooms were painted with paint donated by Copeland Lumber; downspouts and gutter installed; forms built for the retaining wall; light fixtures installed; as well as general cleaning and other miscellaneous chores.

John & Julia Carlson came another day with a crew and poured the cement retaining wall with part of the labor being furnished by James Morgan.

The latest accomplishments are: the center table section, made by a friend; temporary steps taken in back on the retaining wall by Bob Jackson. Weather permitting, Mr. Jackson is going to build the wall this Saturday with the help of John Carlson and Bob Read.

In addition, just this day, Noel Dobyns brought a flagpole and stand he has made for us and Ed Johnson donated the big picture of Heceta Lighthouse.

OLD BUSINESS

Woahink Park - The Recorder reported the Quit Claim Deed for Lot "A" in Woahink Park has been received from legal counsel and will be forwarded to the Lane County Courthouse for recording.

NEW BUSINESS

Election of Council President and appointments - Mrs. Westcott and Mrs. Diffenderfer were asked to tally votes. Appointments will also be by ballot.

Council President - Dorothy Premer

Planning Commission - Earl Chapman, Kevin Murphy and Gene Wobbe

Comprehensive Plan Committee - Lee Bucko, John Carlson, Louis Gross,
Marie Oehler

Premier moved to accept Mayor's appointments of:

Ron Ellson - liaison to Planning Commission

Judd Browne - Water Committee

Paul Coyne - liaison to L-COG

Seconded by Petersdorf. Motion carried.

Water Fund - Joe English, the city's accountant, has pointed out that the Water Fund has been exhausted and Council action is required to take any overages of the Water Fund from the General Fund. Coyne moved to transfer these funds. Merz second, motion carried.

Audit Report - The Audit Report for fiscal year ending June 30, 1974 has been completed and is available for inspection in the City Office.

Dunes City Citizens Association - Marie Oehler, as president of the Association, welcomed the new Council members and extended their cooperation.

Students - Students from Siuslaw High School were recognized and introduced themselves.

Executive Session - Council adjourned into an executive session for the purpose of discussing appointments of city employees.

City Employees - The meeting reconvened with the first item being the hiring of City Recorder. Coyne moved to retain the recorder at same fee until July 1. Seconded by Browne. Motion carried.

Merz moved to retain Julian Kindstrom at same fee until July 1. Ellson second, motion carried.

Mayor Read stated that all hiring will be on a fiscal basis in the future and current appointments are until July 1, at which time salaries can be negotiated.

Browne moved to offer to retain J. Sidney Armstrong at a fee agreed upon by Council, said fee to become a part of an agreement between Mr. Armstrong and the City.

ADJOURNMENT - The meeting was continued till 7:30 p.m. Thursday, January 16.

Reconvene - The meeting of January 9, 1975 was reconvened at 7:30 p.m. January 16, 1975 with the Mayor, all Council members, Recorder and City Attorney present.

CETA Funds - The City has been notified of CETA (Comprehensive Employment and Training Act) Funds being made available thru the Department of Human Resources. Mayor Read explained the program and discussion followed on the need for someone to do maintenance work and finish up some of the projects around the Community Center as well as brush clearing, et cetera, in connection with the road project.

Coyne moved to submit application for one Title VI employee in the labor-carpentry category, not later than noon Friday (Jan. 17), to Human Resources Dept. at a salary not to exceed \$7800 per year including fringe benefits. Seconded by Ellson. Motion carried.

The Council was directed by the Mayor to come up with a list of projects for this person to do.

City Attorney - Mr. Sid Armstrong, the new City Attorney, was introduced and gave some personal background on himself and an explanation of what he feels as his role in relation to Dunes City.

Adjournment - The business of the evening being concluded, the meeting was adjourned and went into a work session for the purpose of developing Rules of the Council as called for in the City Charter.

Attest:

Pat Barber
City Recorder

Paul L. Coyne

John H. Read

Dorothy Greiner

Paul H. Brown

Paul L. Coyne

Paul Ellson

Shirley M. May

DUNES CITY COUNCIL MEETING

Minutes

February 13, 1975

CALL TO ORDER

The meeting was called to order by Mayor Read with Council members Browne, Coyne, Ellson, Merz, Petersdorf and Premier present. Also present was Legal Counsel, Mr. Armstrong. Total attendance, 25.

MINUTES

Mrs. Premier noted that she had abstained from voting on the telephone poll only and not from voting on the previous minutes. The minutes of January 9, 1975 were approved as corrected.

READING AND APPROVAL OF EXPENSES

| | |
|---|------------------|
| Berry Creek Construction, road work | \$ 44.65 |
| Central Lincoln P U D (\$153 & \$76) | 229.00 |
| Pacific Northwest Bell | 38.76 |
| Copeland Lumber Yard, Community Center | 49.82 |
| Wilson Florist, office supplies | 7.10 |
| Florence Jewelers, placques & engraving | 45.00 |
| Westech Engineering, January services | 372.90 |
| Pat Barber, misc expenses | 5.83 |
| Key T V, recorder tape | 4.95 |
| | <u>\$ 798.01</u> |

It was moved by Ellson, seconded by Petersdorf, to pay bills,. Motion carried.

The bill presented last month by Mr. Lee Plants has been discussed by Mr. Read and Mr. Plants and they agreed on a total of \$143. The \$100 approved at last month's meeting has not been paid to date. Premier moved to pay \$143 to Lee Plants. Coyne seconded. Motion carried.

RECEIPTS OF SESSION

| | |
|-----------------------------------|----------|
| Equipment Rental, tables & chairs | \$ 11.50 |
| Building Rental | 10.00 |
| Central Lincoln P U D (Jan) | 153.00 |
| Central Lincoln P U D (Feb) | 165.00 |
| Building Permits | 16.16 |
| Copies | 2.20 |

| | | |
|-------------------------|------------|-----------------|
| State Highway Division) | period | \$ 3,143.69 |
| Cigarette Tax |) ending | 623.59 |
| O L C C |) 12/31/74 | <u>2,064.66</u> |
| | | \$ 6,189.80 |

CORRESPONDENCE

Office of Attorney General - regarding sign on Hwy. 101 & Pacific. Sign can remain in its present location if it is changed to read, "Dunes City Resort Area." Gene Premer stated the sign can stay up as is for this year. The Council will take no action at this time.

Rainbow Family - stating their intention to move by the time their lease expires April 15, 1975. Browne moved to table action till meeting of April 10, at which time another look at the situation could determine what progress has been made in vacating the property. Seconded by Merz. Motion carried. Mr. Browne commented he does not agree with conditions as they are but is willing to take them at their word. Mr. Armstrong was instructed to write a letter to the group and inform them of the Council's position at this time.

Donald A. Bick - property owner in Woahink View, pertaining to Whitehall matter. Legal counsel recommended to City that direction to attorney of 12/10/74 was beyond the scope of authority of the Council and further recommended that no further action be taken by the Council and the matter be dropped. Moved by Ellson to drop further litigation, seconded by Browne. Read stated he would disqualify himself from voting since he lives in the neighborhood. Motion carried with Premer also abstaining.

J. Sidney Armstrong - clarified Council's position in attending public hearings held by the Planning Commission. If the issue involves changes in land use or zoning, Council members should refrain from attending. In other matters before the Planning Commission, there would be no legal complications.

CITIZENS FOR ANYTHING NOT ON THE AGENDA

Dunes City Citizens Association - Marie Oehler, of the Association, presented to the City a file of Dunes City residents by name and by address. Mayor Read thanked them for their efforts on behalf of the Council, recognizing that it was a lot of work and a job that needed doing.

REPORTS

Planning Commission - The Planning Commission has completed their hearing on proposed changes to Ordinance 34 and Resolution 35 and is ready to turn them over to the Council. Chairman Pratt will get together with legal counsel and have them properly drawn up.

Building Inspector - Mr. Kindstrom submitted his resignation effective the

end of February. Mayor Read expressed the Council's regret at having to accept his resignation and appreciation for what he has done.

One item dealing with building permits was brought up by Mayor Read and concerned a permit issued to Lee Bucko. The original permit was issued 12/17/73 for \$25,000 valuation with a fee of \$101.55. He is now applying for a permit at \$35,000 with a fee of \$144.85. The question is, since the work has been delayed on the original permit and a new set of plans has been drawn up, how much is the permit fee? Since work was started on the original permit and extenuating circumstances held up the completion of the building, Ellison moved to accept the additional fee of \$43.30. Second by Petersdorf, motion carried.

Comprehensive Plan Committee - John Carlson submitted an outline of the Citizen Involvement Program in an attempt to satisfy the Statewide Goals as set out by the Land Conservation and Development Commission.

Water Committee - Chairman Browne reported that a public hearing had been held February 5th and another is to be held March 11th. Cam Steketee, the engineer, will be in attendance.

Mr. Armstrong noted that the election notice has been filed with Lane County Elections Department. The ballot title is to read: "Shall the City of Dunes City, Oregon, contract a general obligation bond indebtedness in the sum of \$1,600,000.00 for the purpose of providing funds with which to purchase, acquire, layout, and construct a Municipal Water System for the City and to install hydrants for fire protection, in and for the City."

Lane Council of Governments - Mr. Coyne reported on several items of business that have come up recently.

1) 701 Funding through HUD for Comprehensive Plan - Recommended writing to Congressman opposing any budget cut in this program. Coyne presented a sample Resolution requesting Federal Government to maintain 701 Funding at its present level and moved Council adopt Resolution as presented. Browne seconded. Motion carried.

2) Anti-Recession Program under Economic Development Administration - Mr. Coyne recommended that Dunes City not participate in this program at this time.

3) Lane Area Economic Development Association - This is a proposal which would be implemented if funds were to become available. Mr. Coyne stated he would keep an eye on this program.

4) Community Development Act - Suggested Dunes City apply with other governmental agencies in the County in making a joint application for funding under this program. Mayor Read opened the public hearing to discuss priorities. After hearing citizen input it was agreed to list the Water System, Street Project, and Home Repair Assistance for Senior Citizens, in that order. Merz moved to accept priorities. Petersdorf second, motion carried.

5) CETA Title VI - Applications will be taken February 17, 1975 with the person hired to possibly start February 24th. This will be in Labor/Carpentry job description and Council was asked by Mayor Read to consider projects that need doing

UNFINISHED BUSINESS

Each Council member received a copy of the Audit Report at the last meeting. It was moved by Merz, seconded by Ellson, to accept the 1973-74 Audit. Motion carried.

NEW BUSINESS

Berry Creek Construction - A proposal was presented for paving Spruce Street and the Community Center parking lot. Street = \$1,527.00 and parking lot = \$2,100.72, both subject to liquid asphalt price escalation. This would be for a 20' roadway, payable upon completion with payment on the parking lot portion to be deferred till July to come under the new budget. Legal counsel pointed out that any job over \$2,000 must be let to bid according to the Charter.

After discussing the matter, it was decided to contact the road chairman for the committee involved in this area before making a commitment on that portion. The Budget Committee would have to consider the matter of paving the parking lot. If approved, specs will be drawn up and the project advertised for bid.

Siltcoos Bridge - Mayor Read brought up a request from Bob Jackson for a pedestrian lane across the bridge. Merz moved to write the County Road Dept. and request a pedestrian lane be provided. Browne seconded, motion carried.

Attorney transfer - Since changing attorneys during a period when there is an unresolved "Writ of Review" pertaining to the Boundary Commission's decision on the recent annexation of Venture Out property, Mayor Read asked the Council to consider the alternatives; to allow Mr. Jayne to continue, or to turn the matter over to the new attorney. A motion was made by Merz to direct Mr. Armstrong to consult with Mr. Jayne and to use their discretion on how to proceed. Second by Petersdorf. Motion carried.

Rules of the Council - Due to the lateness of the hour, this agenda item was deferred till the next regular meeting.

Keys to Building - Council was asked to consider who should have keys to the Community Center Building. Premier moved to issue keys to the chairman of every committee, including the Dunes City Citizens Association. Seconded by Ellson, motion carried.

In regards to the key to the office, the general feeling was that no one should have a key except the recorder, the mayor and the building inspector. Locked storage will be provided in the kitchen for committees wishing to store material.

Banking Facilities - The City accounts are currently carried in the Siuslaw Valley Bank. It is necessary to have new checks printed due to having changed address. For the convenience of the Recorder, Premier moved to change to Western Bank. Petersdorf asked to abstain since he is a stockholder. Motion carried with Read voting NAY.

Adjournment - The meeting was adjourned at 11:10 p.m.

Attest:

Pat Barber
Pat Barber, Recorder

DUNES CITY COUNCIL

EXECUTIVE SESSION

February 20, 1975

A quorum was present on February 20, 1975 for a special meeting called by Mayor Bob Read to consider the job applicants under the CETA Title VI program, in a Labor/Carpentry category. Present were: Mayor Read; Council members Merz, Premer and Petersdorf; City Recorder.

After interviewing each of the four applicants, Jack Miller was unanimously endorsed by all present. He also satisfies the Federal requirements by being unemployed for more than 30 days and being a Viet Nam era veteran.

ATTEST: Pat Barber
Pat Barber, Recorder

Bob Read

Bill Read

Shirley M. Merz

Dorothy Premer

DUNES CITY COUNCIL MEETING

MINUTES

March 13, 1975

The meeting was called to order by Mayor Read with Council members Browne, Coyne, Ellson, Merz, Petersdorf and Premer answering Roll Call, as well as Mr. Armstrong. Total present 37.

APPROVAL OF MINUTES

The minutes of February 13, 1975 were approved as submitted.

READING AND APPROVAL OF EXPENSES

| | |
|--------------------------------|-----------|
| Berry Creek Construction | \$ 109.50 |
| J. W: Copeland | 38.50 |
| Pacific Northwest Bell | 37.13 |
| Bob Read, LOC seminar and maps | 10.10 |
| Central Lincoln P U D | 296.60 |
| Wilson Florist | 4.11 |
| | <hr/> |
| | \$ 495.94 |

Ellson moved that bills be paid. Seconded by Browne, motion carried.

A bill from Reedsport Concrete Products was presented in the amount of \$90.15 together with a check for \$100 from Mr. & Mrs. C. E. Fillman as their contribution towards the retaining wall between their property and the City's. The Recorder proposed to pay reedsport Concrete from the \$100 and use the remaining \$9.85 to purchase other needed material for the building. Merz moved to pay the bill with the check received and use the balance for material. Browne second, motion carried.

RECEIPTS OF SESSION

| | |
|-----------------------|-----------|
| Building Permits | \$ 52.52 |
| Building Rental | 15.00 |
| Copies | 5.30 |
| Central Lincoln P U D | 165.00 |
| | <hr/> |
| | \$ 237.82 |

CORRESPONDENCE

Oregon Governments Ethics Commission - requesting a list of names and addresses of city's officials and Planning Commission members. This has been done and the Commission will provide officials with forms and direction by mid-March.

Venture Out in America - copy of letter forwarded by Bill Jayne stating that Venture Out does not plan to develop the property¹ that was annexed by * At this time
Dunes City. This is the same property involved in the Writ of Review. B

Department of Transportation - in reply to request for pedestrian lane on the Siltcoos Bridge. The vehicle traffic will be shifted to one side of the bridge and a curb built to separate the traffic and pedestrian lanes.

CITIZENS FOR ANYTHING NOT ON THE AGENDA

Sportsman Club - A meeting has been set for discussing any problems arising from joint occupancy of the Community Building with the Club and the City.

Road Sign - A request was made for a sign at Wright Rd. & Huckleberry Lane. Mayor Read stated that a road committee meeting will be set for a later date and asked that citizens express their thoughts at that time.

MAYOR'S REPORT

Mayor Read reported on the League of Oregon Cities seminar he attended in Eugene. A considerable amount of time had been spent on subjects that are to be included in the Rules of Procedure the Council has prepared for consideration.

A list of staff assignments for selected state programs affecting cities will be on file in the City Office. It lists particular subjects that may be of interest and the person to contact concerning that subject.

Mayor Read also pointed out to the new Council members how valuable the LOC Newsletter can be if the time is spent to read it.

COMMITTEE REPORTS

Water Committee - Mrs. Merz reported an attendance of 44 at the public hearing. Most questions had been answered to the satisfaction of the citizens although there was some confusion over rates for commercial hookups. However, Mrs. Merz pointed out that nothing can be definite unless the bond issues passes and urged everyone to get out and vote on Tuesday.

Comprehensive Plan - Mr. Carlson reported for the Committee. There will be a meeting on the 17th and 24th of March, otherwise they are still meeting every other week. The meeting of the 24th will be to re-evaluate in light of vote on the bond issue.

Comprehensive Plan - Mr. Carlson reported for the Committee. There will be a meeting on the 17th and 24th of March, otherwise they are still meeting every other week. The meeting of the 24th will be to re-evaluate in light of the vote on the bond issue.

The committee is concerned with the Council's reaction to the Citizen Involvement Program presented at the last regular Council meeting. Councilwoman Premier pointed out that they have had time to study the program as presented and moved to adopt the Citizen Involvement Program. Seconded by Browne.

Coyne expressed reservations on passing the guidelines until the LCDC and OCCDC situations are resolved. He stated that he was not against citizen involvement but felt reservations on some of the wording in the document.

On call for the question a roll call vote was taken:

| | | | |
|------------|-------|--------|-------|
| Petersdorf | - NAY | Coyne | - NAY |
| Ellson | - NAY | Merz | - NAY |
| Read | - NAY | Browne | - NAY |
| Premer | - AYE | | |

Motion failed.

Browne suggested that any item requiring action be included on the agenda. Mayor Read stated that the matter will come up at the next meeting and suggested Council study it for consideration at that time.

Planning Commission - The Planning Commission met with representatives from Lane County to discuss alternate solutions to sub-surface sewage. The net result was that the only alternate solution was to substitute a sewer system or to limit lots and density to control sub-surface sewage.

Mayor Read brought up as a point to the Council, whether they do or do not want the Planning Commission to get involved in the subject of a tree removal ordinance.

After considerable discussion, Browne moved to direct the Planning Commission to study the issue of a tree removal ordinance and to report their recommendations to the Council after adoption of the Comprehensive Plan. Ellson seconded. The motion carried with Petersdorf voting NAY.

A committee is to be formed with two members from the Comprehensive Plan Committee, three from the Planning Commission and five from the timber industry with interests in Dunes City. Input will be welcomed from any interested citizen. Mr. Don Davidson was appointed chairman of the committee with each segment forming the committee to choose their representatives.

Finance Committee - As chairman of the Finance Committee, Mrs. Merz requested that each Council member have a name for the Budget Committee at the next regular Council meeting. Budget Committee appointments will be made at that time. The Budget Hearing will be in June.

L-COG Representative - The CDA apportioned \$212,000 to Lane County. The next meeting will be for the 1976 apportionment and Dunes City is to ask for more than the original \$50,000 request.

Road Committee - Council has requested a review session of the road project. Wednesday, March 26th has been set for a meeting with the Road Committee. This will be a regular Council meeting in case any decisions need made but the chairmen of the different road systems will be in attendance.

UNFINISHED BUSINESS

CETA Employee - Jack Miller has been hired under the CETA program. Mayor Read asked for citizens to give input on projects of a public nature that he could work on.

Building Inspector - Mr. Kindstrom reported on current building projects. One permit was turned down due to a water system that has been condemned by the State Health Department.

Councilman Ellson had been instructed to contact Rod Smith regarding his willingness and availability to handle the job of Building Inspector for Dunes City as well as Florence. Mr. Smith stated he has been unable to get any commitment from the Florence City Council. He has not had a chance to get together with Julian but assured the Council he will have a written answer within a week or ten days. Julian will continue in his official capacity until a replacement has been chosen.

NEW BUSINESS

Insurance - Mayor Read brought up the matter of the City's insurance which is being written by Read Insurance. He felt that this put him in a precarious position and would like a different arrangement. He reported on a plan written up in Western Cities magazine of a group formed by local insurance companies to look into insurance needs of the City of Los Gatos during the year. The cost of policies is let to beid. The system is known as a Risk Management proposal.

Merz moved to consult with the three local insurance agencies as a group and hear their report. Petersdorf seconded, motion carried with Read abstaining.

Little Woahink Creek - The matter of cleaning up Little Woahink Creek has come up before and no specific action taken. With Council approval, Mayor Read appointed Larry Dier and Walt Ostrosky to investigate the possibilities of cleaning up the creek and the ramifications such action might have.

Ordinance 35 - Legal counsel explained all changes being made to Resolution 35 in changing it to an ordinance and answered specific questions pertaing to the ordinance as written. He then asked to have the ordinance passed at this meeting by reading twice by short title. At Councilwoman Premer's request, the ordinance was read in full.

After the first reading, Merz moved to adopt the ordinance. Second by Petersdorf. The roll call vote was:

| | | | |
|--------|-------|------------|-------|
| Browne | - AYE | Merz | - AYE |
| Coyne | - AYE | Petersdorf | - AYE |
| Ellson | - AYE | Premer | - AYE |
| | | Read | - AYE |

Motion carried.

The second reading was by short title alone after which it was moved and seconded the ordinance be adopted. Roll call vote followed:

| | | | |
|--------|-------|------------|-------|
| Browne | - AYE | Merz | - AYE |
| Coyne | - AYE | Petersdorf | - AYE |
| Ellson | - AYE | Premier | - AYE |
| | | Read | - AYE |

Motion carried. The new ordinance will carry number 42.

Subdivision Ordinance - The Planning Commission has held meetings and public hearings and come up with amendments to Ordinance 34 which has been amended by Ordinance 37. Legal Counsel asked to pass the ordinance by short title alone on the first reading with the second reading to be at the next regular council meeting. Petersdorf moved to adopt the ordinance after reading by short title. Second by Coyne. The roll call vote was:

| | | | | |
|--------|-------|------------|-------|--------------------------------|
| Browne | - AYE | Merz | - NAY | *cofr'd 4/10/75 |
| Coyne | - AYE | Petersdorf | - AYE | Premier & Merz voted NAY |
| Ellson | - AYE | Premier | - NAY | because a paragraph to be |
| | | Read | - AYE | deleted from the new ordinance |

was left in the copy presented for consideration

Motion carried five to two.

Recess - A short recess was called by Mayor Read.

Building Permits - Mr. Kindstrom pointed out an agenda item had been overlooked regarding the issuance of building permits on non-approved water systems. The Mayor read a letter from John Stoner of the Lane County Health Department the City had received in September 1974.

Considerable discussion was held including opinions from legal counsel as well as Bruce Pratt of the Planning Commission. Petersdorf moved to direct the City Building Inspector to deny building permits until he receives adequate assurance of the acceptability of water and sewage disposal from the appropriate authorities for the site applied for. Second by Coyne, motion carried.

Rules of Procedure - The Rules of Procedure for the Council were gone over item by item. Merz moved to adopt the Council Rules of Procedure with the changes specified. Petersdorf second, motion carried.

Committee Appointments - Mrs. Premier was officially appointed as the Chairman of the Community Center Committee and Mrs. Merz as chairman of the Finance Committee. Moved by Merz, second by Petersdorf, to accept the Mayor's appointments. Motion carried.

Special Meeting - A meeting has been set for 7:30 p.m. March 26 to include the Road Committee. In addition to a review of the road project, the other item to be considered is the Citizen Involvement Program of the Comprehensive Plan.

Adjournment - The meeting was adjourned at 11:05 p.m.

Attest:

Pat Barber
City Recorder

Paul L. Coyne
Paul L. Brown
Paul L. Brown

Secretary Treasurer
Shirley Merz

DUNES CITY COUNCIL MEETING

MINUTES

March 26, 1975

The meeting was called to order by Mayor Read with all members of the Council and the City Attorney present. Total present 22.

The meeting was called for two items, the approval of the Citizens Involvement Program as presented by the Comprehensive Plan Committee and as a joint meeting with the Road Committee.

Councilwoman Merz moved to adopt the Citizen Involvement Program. Seconded by Petersdorf. Discussion followed relative to including a Master Road Plan "in the background of the Comprehensive Plan" as stated in the document as presented.

Merz moved to amend original motion to delete, "...to be included in the background of the Comprehensive Plan." Seconded by Petersdorf, motion carried.

The question was called on the original motion. Motion carried.

John Musulin's name has been submitted for appointment to the Comprehensive Plan to fill a vacancy and bring the total back to ten. Premier moved to appoint John Musulin to the Comprehensive Plan Committee. Coyne second, motion carried.

Mayor Read ask to deviate from the normal course to allow Mr. Armstrong time in order that he may be excused. Mr. Armstrong explained the Bancroft Bonding Act to the Council in some detail and suggested Council adopt a Local Improvement District Ordinance.

Discussion was held on Bancrofting as well as the effects of a Local Improvement District Ordinance. At Mr. Coyne's suggestion, Counselor will prepare a summary of the Bancroft Bonding Act in layman's terms. No action was taken on the proposed ordinance.

Mr. Armstrong has just this evening seen the first questionnaire sent out by the Government Ethics Commission. He will have a letter of explanation out to all affected persons within a week which will fill in the gaps in the explanation.

Mayor Read excused Mr. Armstrong for the evening.

As chairman of the Road Committee, Mayor Read pointed out that those revenues received from gas tax must be spent on roads and must be spent within two years of the time it is received. At this time there is approximately \$25,000 that could be used for roads in this budget year. He then gave a resume of the various road systems with reference to which were public and which were private.

Since this is to be a work-shop type session, considerable time was spent discussing the roads, costs to date, what has been done so far, future plans, advantages of blacktopping, etc.

Some dissatisfaction was expressed on the quality of work being done as well as some of the charges. The contract held with Berry Creek came under discussion with no decisions made until the City Attorney has the opportunity to look over the contract.

Councilman Browne suggested as a future agenda item, to set up guidelines for chairmen of Road Committees to follow to carry out a given project. This would avoid individual chairmen having to come before the Council for needed material for maintenance. The chair requested a committee from among the Road chairmen to draw up a set of guidelines to follow and act under. Herb Sauter, Wake Sampson, Les Moll, Walt Steen were asked to form this committee.

Mayor Read presented a sketch for bus shelters that has been drawn up and could be constructed by the CETA employee based upon needs as decided by citizen input.

Councilman Ellson suggested reserving part of the money available for disbursement in a "general fund" to aid individual roads on larger projects such as paving.

Mayor Read stated he will prepare a questionnaire on roads to be distributed to road chairmen for input and a recommendation brought to Council.

Coyne moved to disburse \$8,000 to be added to each road system, based upon the same method of disbursement by structure.. Ellson second, motion carried.

An application for State Hiway Funds in the form of a grant was presented. At Coyne's suggestion, copies will be furnished for Council to look over.

Herb Sauter agreed to take the job of Road Committee chairman

The meeting was adjourned at 10:45 p.m.

Attest: Pat Barker
City Recorder

Norathy Pinner

Shirley May

Paul L. Coyne

Paul Moll

Hubert Browne

Ron Ellson

For additional instructions, see ORS 249.410.

DUNES CITY COUNCIL MEETING

MINUTES

April 10, 1975

The meeting was called to order by Mayor Read with all council members answering Roll Call. Mr. Armstrong had been excused for the evening due to a prior out-of-town commitment. A total of 38 were present.

APPROVAL OF MINUTES

The minutes of March 13, 1975 and March 26, 1975 were approved as corrected.

BILLS AGAINST CITY

| | |
|---|------------------|
| Lane County, election costs | \$ 198.69 |
| Pacific Northwest Bell | 27.02 |
| Central Lincoln PUD, 222.30 & 57.90 | 280.20 |
| Wilson Florist; 32.20 water, 6.39 office sply | 38.59 |
| Copeland Lumber; material, Comm. Cntr. | 18.11 |
| Westech Engineering, services on water study | 194.00 |
| Pat Barber, misc expenses | 5.67 |
| Read Insurance, copies | 10.20 |
| | <u>\$ 772.48</u> |

Coyne moved to pay bills. Petersdorf second. Motion carried.

RECEIPTS OF SESSION

| | |
|--|--------------------|
| Pacific Northwest Bell, 1974 franchise fee | \$ 365.23 |
| Copies | 12.55 |
| Building Rental | 5.00 |
| Federal Revenue Sharing, 3rd qtr | 1,318.00 |
| Central Lincoln PUD | 165.00 |
| Byilding Permits | 43.43 |
| | <u>\$ 1,909.21</u> |

Also received, \$721.77 from Lane County for CETA program payroll.

Mayor Read announced that the second reading of the sub-division ordinance will not be heard since notice did not appear in the newspaper.

Job Description of City Recorder will also be dropped due to the length of the agenda.

Councilwoman Premer questioned council's position on Robert's Rules of Order and asked for clarification on manner of getting an item on the floor. Should the motion come first or discuss the issue and then make motion?

Mayor Read referred to Item 10 of Council Rules of Procedure and stated that council has agreed to deviate from Robert's Rules in allowing an issue to be discussed before a motion, if any, is made.

PRESENTATION OF PETITIONS.

A copy of a petition for de-annexation of a portion of Erhart Road has been forwarded by the Lane County Boundary Commission together with a letter asking the council to review the petition and prepare a recommendation prior to the hearing which will be held May 15, 1975 at 7:30 p.m. in the Dunes City Community Center.

This item was submitted to the newspaper together with notice of the second reading of the sub-division ordinance. Since it was not published, Coyne moved to table for further consideration at a special meeting to be held April 23, 1975. Browne seconded, motion carried.

COMMUNICATIONS

Proposed Social Gambling Ordinance for Unincorporated Areas of Lane County to be considered by the Lane County Board of Commissioners. A hearing is to be held April 16, 1975 to receive testimony on this issue. It was the recommendation of the council that Mayor Read attend this meeting if possible and offer input as he sees fit. Merz stated that if they are going to adopt such an ordinance, it should be uniform throughout the county.

MEMORIALS

Mayor Read presented a plaque from former Mayor, Johan Mehlum commemorating the deeding of the Community Center building to the City by the Western Lane Sportsmen Association.

CITIZENS FOR ANYTHING NOT ON THE AGENDA

Marie Oehler of the Dunes City Citizens Association expressed that group's objection to passing Ordinance 42 with an Emergency Clause on the basis of expediency.

Mayor Read responded that the ordinance required passing to make the Planning Commission legal and since a hearing for a variance request was already scheduled, there was a degree of urgency in getting it passed.

MAYOR'S REPORT

Mayor Read gave a summary of the Council Rules of Procedure which had been adopted at the last meeting.

COMMITTEE REPORTS

Roads - Herb Sauter reported as chairman of the Road Commission. Fifteen members were present at their meeting of April 9, 1975 at which time Les Moll was elected Vice Chairman and Louis Gross as Secretary.

Two items were referred for council consideration:

1. Road specification: It was felt that without proper drainage, grades, and crowns, the money being put into roads was wasted. The various chairmen will discuss this in their areas as to what Dunes City wants to do in the long run.
2. Funding: The committee felt there should be a reserve fund for eventualities of \$5,000 to start, to be added to later if this proved inadequate. An alternative would be 10% of each allotment to remain in a reserve fund.

The committee also recommended passage of a Resolution to apply for State Highway funds for roads receiving excessive wear, to be applied to Huckleberry Lane, Ford Way, Parkway Drive, Hilltop Drive and Spruce Street.

Councilwoman Merz moved to compliment Mr. Sauter on the work he has done and adopt the resolution applying for highway funds. Coyne seconded, motion carried.

Some discussion was held relative to the contract between the City and Berry Creek Construction. Mayor Read suggested talking to Berry Creek and Mr. Armstrong to determine how strong the contract was. Some members of the road committee had expressed a desire to seek job estimates from other sources.

Planning Commission - Bruce Pratt reported on the public hearing held by the Planning Commission on the Dolan variance request.

Mayor Read brought up the matter of a replacement for Don Kreick on the Planning Commission. A ballot vote was taken with Jim Morgan to be the new Commission member.

Finance Committee - The names of Roger Nelson, Ralph Middleton, Wes Wilcox, Dennis Hough, Cliff West and Maury Miller were submitted as members of the budget committee, with one more appointment to be made.

Community Center - The committee has met and come up with the recommendations that the City purchase a blackboard approximately 4 x 6 feet and furnish tissue for the restrooms. Further, that the sandpoint well be located in an area further from the septic tank as soon as possible. A water sample has been taken which came out O.K. but there could be problems in the future.

On the first two items, the committee was directed to go ahead. It was suggested that Carroll Riggs could come up with a proposal and approximate cost figure for moving the sandpoint.

Mrs. Premier also met with a committee from the Sportsmen Club who have felt that some of the verbal agreements between the Club and the City should be included in the agreement. In addition there is a discrepancy on the number of days per month the Club can use the building without charge. The Community Center Committee will meet with a committee from the Sportsmen Club to reconcile disagreements.

L-COG - The last L-COG meeting was held in Florence and was attended by Mr. Coune. In regards to the CETA employee, the matter of unemployment insurance was discussed. The School District will assume responsibility for management of the CETA program for Dunes City, Florence and the Port District.

Water - Mr. Browne reported that no meetings have been held since the bond election. The loan application to Farmers Home Administration has been withdrawn.

A statement was received from the office of Housing and Urban Development. A grant of \$6,097 paid in 1967 for preliminary planning of a water system will have to be paid if construction of a water system is started.

The Water Committee is a standing committee according to the Council Rules of Procedure and will remain in effect but be inactive. Mr. Browne thanked all those who worked on the committee.

UNFINISHED BUSINESS

Building Inspector - Ron Ellison has talked to Rod Smith and Mr. Smith has agreed to accept the position of Building Inspector on a part time basis. Mr. Smith is certified as a Building Inspector with the State. Browne moved to hire Mr. Smith on a part-time basis. Second by Petersdorf, motion carried.

Rainbow Fantasy Family - The group is in the process of moving. Premier moved to instruct the City Attorney to take action if they are not moved by the 15th of April. Browne second, motion carried.

Post Office Name Change - The minutes of November 14, 1974 were referred to and read regarding consideration of a name change request for the Westlake Post Office.

Councilwoman Premier presented petitions containing 91 signatures requesting no change be made. Coyne moved to direct the Recorder to rescind motion of November 14, 1974 regarding name change. Merz second, motion carried.

Septic Tanks/Building Permits - Mrs. Pat Smith requested clarification of the City's position honoring septic permits on lots on non-approved water systems. After considerable discussion the matter was tabled till a special meeting to be held April 23, at which time Mr. Richard Kirby of the Lane County Environmental Health Division will be invited to attend and answer questions.

Financial Disclosure - Mr. Armstrong prepared a letter for those who are required to file Financial Disclosure statements. Some discussion was held for those who still had questions.

NEW BUSINESS

Notary Public - Discussion was held regarding the availability of the City Recorder to serve as a Notary Public. Ellson moved to direct the Recorder to apply for Notary commission. Seconded by Browne. Motion carried.

Maintenance Equipment - Mayor Read expressed a desire for the City to purchase a wheelbarrow, shovel, hammer and other small tools to be used by the CETA employee and thereby eliminate the need for people to loan their tools, as well as a chain saw to be used on the road work he will be doing.

Merz moved to spend up to \$100 for maintenance tools with two people to be appointed to look into the cost of a chain saw and report back. Browne second, motion carried. Mr. Browne and Mr. Ellson to report after looking into the matter of the chain saw.

Adjournment - The meeting was adjourned at 10:55 p.m.

Roll Call

Judd A. Browne

Rae Ellson

Modesto Bremer

Attest: Pat Barber
City Recorder

Shirley May

JOINT MEETING

DUNES CITY COUNCIL AND PLANNING COMMISSION

MINUTES

April 24, 1975

The meeting was called to order by Mayor Read at 7:00 p.m. with Council members Browne, Coyne, Ellson, Merz, Petersdorf, Premier and Planning Commission members Pratt, Wobbe, Chapman and Morgan present. Total present 39.

The first item of business was the de-annexation request for a portion of Erhart Road. Elmer Peterson, a resident of the area involved, asked if all property around them would be de-annexed. He stated he owned 31 1/2 acres in that area and he did not want out of the City.

After considerable discussion of the issue, Coyne moved that Council go on record and submit to the Boundary Commission that we do not approve the de-annexation of this parcel of land. Petersdorf second. Motion carried with Premier and Merz abstaining. Mrs. Merz cited a possible conflict of interest. Mrs. Premier stated there was merit for both sides and she did not fully know how many acres belongs to Mr. Peterson and how much to other owners.

The next item was the second reading of the sub-division ordinance. Mr. Armstrong stated that one page was missing which is the signature page and also contains a standard repealing clause.

Premier noted that the ordinance as submitted also contains an Emergency Clause. Attorney Armstrong explained the necessity of an Emergency Clause was due to the inclusion of the Repealing Clause. Otherwise the City would be without a subdivision ordinance for 30 days.

Councilwoman Merz contested the legality of the first reading based on the fact that it was not printed correctly and was not read properly.

It was the feeling that the final document had not been available for study long enough to pass on it at this time since it had only been delivered to the Council two days prior to this meeting. Coyne moved to table the second reading for 30 days. Second by Petersdorf. On the roll call vote:

| | | | |
|--------|-----|------------|-----|
| Browne | NAY | Petersdorf | AYE |
| Coyne | AYE | Premier | AYE |
| Ellson | NAY | Read | NAY |
| Merz | AYE | | |

Motion carried 4 to 3.

The last item of business dealt with the issuance of building permits on lots with non-approved water systems. Mr. John Stoner and Mr. Richard Kirby from the Lane County Environmental Health Division were in attendance to answer questions.

Mr. Petersdorf stated he would like to rescind his motion made at the meeting of March 13 which directed the Building Inspector to not issue permits on lots with non-approved water systems. Mr. Coyne rescinded his second to that motion. Mr. Petersdorf noted that he had read the motion and it sounded good at the time but he was thinking on a different track than the other people were thinking when he read the motion.

Mayor Read questioned the need of a motion at this point and was informed by legal counsel that they had just undone something that they did.

Approximately two hours of questions and discussion followed with the final outcome being that the County can only do as they are instructed by the State and have no authority to tell the city not to issue permits.

Merz made a motion that the City Council answer Mr. Stoner's letter to Bob Oliver requesting an answer from Mr. Oliver to this Council for clarification and at the same time make arrangements for Mr. Oliver to come to a public meeting here. Second by Petersdorf. Motion carried. It was further stated that if Mr. Oliver could not come a representative from his office would be sent in his place. Mr. Coyne was instructed to contact Mr. Oliver.

Some question was raised as to how the Building Inspector was to proceed at this point. Counsel's recommendation was that the Building Inspector should handle each case on an individual basis, staying within the guidelines of the Uniform Building Code and particularly those sections involving the validity of permits and inspections.

Chairman Pratt of the Planning Commission informed the Council that a vacancy exists on the Planning Commission due to the resignation of Kevin Murphy. Mayor Read requested the council to submit names for a replacement at the next regular meeting.

The meeting was adjourned at 9:45 p.m.

Paul Petersdorf

Madista Bremer

Ken Edison

Edell Brown

Attest: Pat Barker
City Recorder

Shirley Merz

Dunes City Council Executive Session

April 10, 1975

Council members present: Read, Browne, Merz, Coyne, Petersdorf,
Ellson and Premer.

Executive session was called to discuss the following:

1. Building Inspector appointment, salary and hours.
2. Names submitted to be voted on for Planning Commission vacancy.
3. Legal Counsel salary for Jan., Feb. and March.

Meeting adjourned at 8:00 so Council members could conduct regular Council meeting.

Dorothy Premer

Dorothy Premer
Councilwoman

DUNES CITY COUNCIL MEETING

MINUTES

May 8, 1975

The meeting was called to order by Council President Premer who stated that Mayor Read had another meeting and could not be here. Roll Call was answered by Browne, Ellson, Merz and Petersdorf, as well as Premer and Armstrong.

MINUTES

The minutes of the Executive and Regular Meeting of April 10, 1975 and the Special meeting of April 24, 1975 were approved as submitted.

BILLS

| | |
|--|-----------|
| Oregon Photocopy, copy paper | \$ 30.00 |
| Read Insurance, Notary bond | 10.00 |
| Jensen Hardware, knobs & hinges | 10.62 |
| Barco Supply, T P | 25.80 |
| Pacific Northwest Bell, April service | 34.10 |
| Lee Plants, Kiechle Arm road dedication | 100.00 |
| Central Lincoln P U D, 222.30/47.00 | 269.30 |
| Copeland Lumber, maintenance tools & paint | 115.21 |
| Siuslaw News, Budget Committee notice | 4.94 |
| | <hr/> |
| | \$ 599.97 |

Councilwoman Merz questioned the \$100 bill to Lee Plants. Councilman Browne explained this was for the Kiechle Arm road dedication for the legal work involved in making it a public road and was to come from the Street Maintenance allocation for that area.

Browne moved, Petersdorf second, to pay bills. Motion carried.

RECEIPTS

| | |
|---|-------------|
| State Highway Dept, qtr ending March 31 | \$ 2,709.89 |
| Lane County, Transient Room Tax | 953.69 |
| Building Rental | 15.00 |
| Copies | 12.45 |
| Building Permits | 206.04 |
| OLCC, qtr ending March 31 | 1,467.54 |
| | <hr/> |
| | \$ 5,364.61 |

CORRESPONDENCE

A letter was read from Frank Suniga, Chairman, Ford Way Road Committee, requesting a special service district within Dunes City.

Attorney Armstrong explained the necessity of a Local Improvement District ordinance before an area can obtain funds through the Bancroft Act.

Ellson moved to request the attorney to draw up an ordinance and submit to the Planning Commission for their consideration. Browne second, motion carried.

CITIZENS FOR ANYTHING NOT ON THE AGENDA

Marie Oehler of the Dunes City Citizens Association suggested to the Council that a secretary be appointed to serve as a non-voting member on the Planning Commission. Mr. Armstrong pointed out that, according to the recently adopted ordinance dealing with the Planning Commission, the secretary shall be the city's appointed Planning Director. If the Council does not appoint a Planning Director, then the Planning Commission may appoint a secretary.

It was further recommended by the Association that vacancies on the Planning Commission be published in the newspaper so people who are interested in serving on the commission may apply.

Miss Oehler also spoke as a resident of Woodland Lane, registering a complaint on the tree cutting being done in that area. The people living on the south end of the road do not want the trees cut down.

Councilman Ellson reported researching the situation and checked with the County. According to the County, the property owners have the say over those trees which are in front of their property.

After some discussion of the matter, Mr. Armstrong advised the Council that this is a civil matter and recommended taking no action.

COMMITTEE REPORTS

Finance - Wes Wilcox, previously appointed to the Budget Committee will be unable to serve and Helen Dier was appointed as his replacement. The one vacancy on the committee was filled with the appointment of Norm Price. The Budget Committee will meet May 14, 1975 and a public hearing is scheduled for June 18, 1975.

Comprehensive Plan - A rough draft of the preliminary plan is completed and arrangements have been made for L-COG to print 50 copies at a cost of \$29.70. Copies will be distributed to each Council member and each Planning Commission member with the remainder to be available to the public. Suggested revisions and comments will be solicited and an information-type hearing held. The plan will then be re-written taking into consideration the input from citizens and another copy drawn up in an effort to incorporate the desires of the people.

Building Inspector - Rod Smith started officially May 1st and reported he has been spending Monday and Friday afternoons in the office from 2 till 5.

Mr. Smith requested that he have someone on the Council to report to and seek advice on matters that are not clearly defined. Councilman Ellson agreed to act in this capacity.

Tree Ordinance Committee - No one from the committee was present, however the Council has copies of a proposed Vegetation/Erosion Control ordinance they drew up. The City Attorney stated that it does present the basic ideas and, if Council desires, he will put the ideas into a workable ordinance.

After discussion, Merz moved to direct the attorney to write the document in ordinance form for Council consideration. Browne second. Mr. Carlson commented that the proposed policies under the Comprehensive Plan do not agree with the ordinance as proposed. On call for the question, motion carried with Premier voting NAY.

OLD BUSINESS

Planning Commission appointment - Three names were submitted for consideration to fill the vacancy on the Planning Commission. Cliff Hughes received the appointment by unanimous ballot.

Councilwoman Merz suggested keeping names on file of those interested in serving on the Planning Commission, with a brief resume.

NEW BUSINESS

Liquor License Renewal - The renewal applications for Darling's Resort, Westlake Tavern and Woahink Lodge liquor licenses came before the Council for consideration. Petersdorf moved to approve the licenses. Browne seconded, motion carried.

OTHER BUSINESS

John Carlson - Mr. Carlson asked a point of information, "Can a motion made and voted on by the full Council be rescinded by the withdrawal of that motion at a succeeding meeting?" Mr. Armstrong responded that by strict Robert's Rules of Order, no, it could not - but on the basis that no one on the Council spoke in opposition of the action nor made any remark whatsoever, and on the basis that the motion was advisory to a city employee, he allowed the action.

Mrs. Premier, speaking as a member of the Council recommended that motions of this type not be rescinded in the future without full vote of the Council.

Accordion Door - The problem of the folding door was discussed. Ellson moved to have the track fixed so the door would operate properly. Second by Browne, motion carried. As chairman of the Community Center Committee, Premier was appointed to see it is taken care of.

Microphones - The Boundary Commission which is meeting in the Community Center on the 15th is required by law to record their proceedings. The City Recorder asked Council if they wanted to rent or purchase microphones to hook up to the amplifier. Ellson moved to spend approximately \$50 for two microphones and extension cords. Petersdorf second. Motion carried.

CETA Employee - It was brought to the Council's attention that the person hired under the CETA program has taken another job. After sidcussion on the need for a person to fill this position, Browne moved to direct the Recorder to initiate action to hire another employee. Second by Ellson, motion carried.

Adjournment - the meeting was adjourned at 9:35 p.m.

Attest: Pat Barber
City Recorder

Roll Call

James Browne

Ellson

DUNES CITY BUDGET MEETING

MINUTES

May 14, 1975

The meeting was called to order by Mayor Read with Council members Petersdorf, Coyne, Merz, Premier; Budget Committee members Helen Dier, Dennis Hough, Norm Price, Maury Miller, Cliff West; Joe English, Budget Officer; and the City Recorder present.

The first item of business was nomination of the Budget Chairman. Norm Price's name was placed in nomination. Premier moved, Merz second, to cast unanimous ballot for Norm Price. Motion carried.

The City Recorder was elected as Secretary of the Budget Committee.

The entire budget was covered in detail on a line-by-line basis. After preparation of the budget was completed, Petersdorf moved to approve the budget as prepared. Coyne seconded, motion carried.

The business of the evening being concluded the meeting was adjourned by Chairman Norm Price.

Attest: Pat Barber
Secretary

DUNES CITY COUNCIL

MINUTES

June 12, 1975

The meeting was called to order by Council President Premer. Mayor Read had been excused for the evening to attend the graduation of his son. Council members presented included Browne, Merz, Petersdorf and Coyne. Total present 32.

MINUTES

It was moved by Browne, seconded by Petersdorf that the minutes of the regular meeting of May 8, 1975 and the Executive Session of June 5, 1975 be approved as submitted. Motion carried.

BILLS

| | |
|--|--------------------|
| Westlake Post Office, stamps | \$ 25.00 |
| Westlane Plumbing | 11.50 |
| State of Oregon, Division of Audits | 15.00 |
| Lane County, Uniform Building Code Book | 13.80 |
| Pacific Northwest Bell | 27.49 |
| Siuslaw News; Planned Use Report, Budget Notices | 65.99 |
| Traffic Safety Supply, road signs | 221.72 |
| Central Lincoln P U D | 257.30 |
| Mileage; Herb Sauter, road committee | 9.70 |
| Joe English, budget preparation | 135.00 |
| Oregon Photocopy, copy paper | 30.00 |
| Pat Barber, misc expenses | 2.94 |
| Key T V, tapes | 12.69 |
| League of Oregon Cities, 1975-76 dues | 197.40 |
| Jayne & Miller, legal services | 647.83 |
| Roads (estimate) | 540.00 |
| Julian Kindstrom, mileage | 150.00 |
| | <u>\$ 2,363.36</u> |

The bill presented by Bill Jayne was questioned as to what services this covered and if it paid him in full. The recorder was instructed to check into this with Mr. Jayne.

Browne moved to pay bills with the exception of Jayne & Miller. Seconded by Petersdorf. Motion carried.

RECEIPTS

| | |
|--|--------------------|
| Central Lincoln P U D, May & June | \$ 330.00 |
| Florence Cable T V; 1974 franchise fee | 699.99 |
| Cigarette Tax, qtr ending 3/31 | 568.28 |
| CETA, balance due 4/15 | 369.81 |
| Building Permits | 216.14 |
| Building Rental | 55.00 |
| Copies | 1.10 |
| | <u>\$ 2,240.32</u> |

CORRESPONDENCE

Herb Sauter - as chairman of the Road Committee, requesting the property owners on the west side of Spruce Street to vacate the right of way.

Bruce Pratt - letter of resignation from the Planning Commission.

Road Committee - requesting return of road funds which had reverted to the General Fund. The Recorder delivered a message from Mayor Read asking that this item be left until the Budget Committee meeting Wednesday, June 18, for consideration at that time.

On the matter of Spruce Street it was the recommendation of legal counsel that no action be taken until the matter can be looked into further. There is some question as to whether or not the street has been vacated.

Browne moved that this issue be tabled till the Budget Hearing and direct the Road Committee Chairman and other interested parties to appear. The motion also included the matter of the request regarding road funds. Coyne seconded. Motion carried.

Coyne moved to accept the resignation of Bruce Pratt from the Planning Commission. Petersdorf second, motion carried. The Recorder was instructed to direct a letter to Mr. Pratt thanking him for his services. The chair expressed regret at having to accept the resignation, stating that Bruce had worked very hard and will be missed.

CITIZENS FOR ANYTHING NOT ON THE AGENDA

Mr. Carlson of the Comprehensive Plan Committee informed the council that printing of the Preliminary Plan has been delayed due to the loss of a printer but L-COG does have it and it will be printed as soon as possible.

REPORTS

Building Inspector - The Building Permit form has been revised and Mr. Smith requested approval from the council to have the forms printed, as well as a card

to post on the job which can be seen by people passing. The permit form itself would be a three part, pre-numbered form and combines the current APPLICATION FOR BUILDING PERMIT and BUILDING PERMIT forms.

In addition, Mr. Smith presented a proposed legal ad to be placed in the Siuslaw News giving notice that Building Permits are required and penalties will be imposed for infractions.

Browne moved to accept the recommendation of the Building Inspector on the permit, on-site card and legal ad. Coyne second, motion carried.

Mr. Smith also recommended council consider a business license to give better control over contractors and so they know they have to comply with regulations and have an Oregon State License. The proposed fee would be \$25 for a year or \$12.50 for six months.

Mr. Armstrong made the statement that if Dunes City issued a business license, it would not be limited to just contractors but cover all businesses within the city. After considerable discussion with both council and the audience participating, Merz moved to table the matter of a business license and consider having a work session for consideration of the issue. Seconded by Browne. Motion carried.

Planning Commission - Mr. Wobbe, acting chairman of the Planning Commission, reported on the status of Johnathan's Nest. Under Subdivision Ordinance #34, if final plat not filed within six months after preliminary approval, it is necessary to refile for approval. There is some question regarding whether they have legally received preliminary approval and if so, the date approval was granted.

Coyne moved that council direct a letter to Mr. Lemke asking the status of his plans for the development and requesting that he reply immediately that the council might know the current status and further requesting that the fence on Canary Road be removed. Browne second, motion carried.

Community Center Committee - Mrs. Premer reported contacting Mr. Miltonberger concerning the track for the sliding door and he will fix it as soon as he can get around to it.

Mrs. Hughes reported as a member of the committee with two recommendations for a chalkboard for the Community Center. One was a heavy duty, reversible board on casters at \$231.16 and a light duty board, reversible, on casters at \$71.94. Councilman Browne recommended the purchase of the heavy duty board considering the use it will be put to. Petersdorf moved to purchase a chalkboard for \$231.16. Browne seconded. Motion carried.

Finance Committee - The Budget Hearing will be held June 18, 1975 at 7:30 p.m.

Road Committee - No report. It was noted that the street signs have arrived.

OLD BUSINESS

Building Permits/Water Systems - The chair noted that Mr. Read had put the item concerning issuance of building permits on non-approved water systems on the

agenda to refresh the council's memory on some of the things that have gone on before. Mrs. Premer read portions of several letters pertaining to the matter.

Mr. Coyne reported that he had talked to Bob Oliver who said he was extremely sorry for not repsonding to our correspondence and could not come down to attend a meeting while the legislature was in session but he will personally be availabel to come down as soon as the legislature adjourns.

It was the council's decision that no action was necessary until such time as Mr. Oliver can come down and discuss the situation.

NEW BUSINESS

Bill Reisenhuber, Sportsmen Club - Mr. Reisenhuber appeared before the council to make the annual request for a donation to the Western Lane Sportsmen Club fire-works fund. Merz moved to donate \$400 to Western Lane Sportsmen Club for fireworks. Coyne second, motion carried.

Street Light Location Change - Bill Windsor requests the street light in front of his house on Hilltop Drive be moved. Councilman Ellson was absent but has said this can be done for the cost of labor. Browne moved that the request be granted and the light moved down the street from its present location, to the next pole. Merz second, motion carried.

Dick Wyatt asked that the P U D also check the light at the West junction of North Beach Road and Darling Loop. It is presently lighting the trees and not serving its intended purpose.

Planning Commission Appointment - A ballot vote was taken to fill the vacancy on the Planning Commission. The names of Maybelle Lentell, John Musilin and Roger Nelson were submitted for consideration. It was noted that not one person responded to the notice in the newspaper. Maybelle Lentell won the position.

Package Beer License - Westlake Store has requested their license for selling packaged beer be approved for renewal. Browne moved to grant request. Seconded by Coyne. Motion carried.

Western Lane Foundation - Mayor Bowman of Florence was in the audience and was asked to explain the Foundation. He stated it is being established in Western Lane County to receive all types of funding to be used basically for scholarships and will be administered by a board of seven members.

Coyne moved the City of Dunes City Common Council endorse the appointment of Elwood Compton to serve on the board of Western Lane Foundation. Petersdorf second, motion carried.

Landscape Proposal - Bruce Pratt had been requested by Mayor Read to submit a proposal for landscaping at the Community Center. After some discussion, Browne moved to table the issue until the Mayor can be present. Petersdorf seconded. Motion carried.

Extension of City Personnel - Browne moved to retain Mr. J. Sidney Armstrong as legal counsel for the city for another year. Petersdorf second, motion carried.

Petersdorf moved, Coyne second to retain Pat Barber as City Recorder for another year. Motion carried with Premier voting NAY. Salary for position to be decided at the budget committee hearing Wednesday, June 18.

Merz moved, Browne second, to rehire Carroll Riggs as Custodian for another year at \$25 per month - any work performed above normal maintenance, etc., to be paid above the monthly salary at \$5 per hour. Motion carried.

Job Description, City Recorder - After discussing what could or should be included in the job description, Browne moved to accept the job description as written. Petersdorf second, motion carried.

Sub-division Ordinance, Second Reading - Mr. Armstrong read the ordinance by short title. Coyne moved to adopt the ordinance as read. Browne seconded. Discussion followed on changes being made from original Ordinance #34.

Merz stated she would vote no on the ordinance since a lot of Dunes City is not buildable. Further, road requirements were so steep and one acre per family was too much and would be too costly to buy or build. She also felt if larger lot sizes to be required, the ordinance should be written so that if water is ever provided the sizes of lots can be reduced.

Coyne also stated he was opposed to the ordinance. He felt we were pricing ourselves clear out of the market by adding restrictions.

The issue was opened for public hearing with several people speaking.

On call for the question a Roll Call vote was taken;

| | | | |
|--------|-----|------------|-----|
| Browne | AYE | Petersdorf | AYE |
| Coyne | NAY | Premier | AYE |
| Merz | NAY | | |

Motion carried. The ordinance will become effective July 13, 1975 and will carry the number Ordinance #43.

Local Improvement District Ordinance, First Reading - Mr. Armstrong read the proposed ordinance by short title alone. Merz moved to accept the ordinance on its first reading. Coyne second and the issue was open for discussion.

Marie Oehler, speaking for the Dunes City Citizens Association, voiced strong objections to several points in the ordinance as presented. It was the opinion of the association that the ordinance should be rewritten in simpler form for the purpose for which it was intended, namely street improvements. As written, the ordinance allows many possible improvements and should be for roads only.

Mr. Armstrong responded to Miss Oehler and discussion continued on the issue.

The question was called and motion carried on Roll Call vote as follows:

| | | | |
|--------|-----|------------|-----|
| Browne | AYE | Petersdorf | AYE |
| Coyne | AYE | Premier | NAY |
| Merz | AYE | | |

Second reading of the ordinance to be July 10, 1975.

Adjournment - The meeting was adjourned at 10:40 p.m.

ATTEST: Pat Barber
City Recorder

Robert Peter

Robert Peter

DUNES CITY BUDGET COMMITTEE

MINUTES

June 18, 1975

The meeting was called to order by Mayor ^{Read} in the absence of Budget Chairman Norm Price. It was moved by Ellson, seconded by Coyne, to elect Read as Chairman. Motion carried.

Chairman Read announced that this a public hearing on the proposed budget. Committee members present included; Bob Read, Judd Browne, Ron Ellson, Payl Coyne, Cliff West, Maury Miller and Helen Dier. Also present were Bill Reisenhuber and Les Moll of the Road Committee and Larry Bacon of the Eugene Register Guard.


The matter of the letter from the Road Committee requesting return of \$18,250 came under discussion. A lengthy explanation of what had happened two years ago that resulted in the current situation was delivered by Mayor Read. He had researched the records in addition to discussing the situation at some length with Joe English. The money was originally in the General Fund and should have been transferred by Resolution of the Council to fulfill the intent of the 1973-74 budget. The money was shown on the books as being in the Road Fund but had never legally been transferred by Council action and appeared again in the 1975-76 General Fund budget.

The committee discussed the alternatives available in order to restore the \$18,250 to the Road Fund, since the original transfer from the General Fund had had not been properly handled. It was decided to transfer funds by resolution after the start of FY 75-76.

Coyne moved to adopt the budget as presented and recommend approval to the City Council.. Second by Browne, motion carried.

The item of the Recorder's salary was set over by the Council for Budget Committee consideration. After discussion of the duties of the Recorder and the time involved, Browne moved to pay the Recorder \$325 per month for services rendered under the new job description plus the addition of serving as Secretary to the Planning Commission. Ellson second, motion carried. Mr. Browne further suggested the Recorder keep a log of trips to town involving City business and turn in for reimbursement of expenses at the rate of 10¢ per mile.

The business of the evening being concluded, the meeting was adjourned by Chairman Read at 9:50 p.m.


Secretary

DUNES CITY COUNCIL EXECUTIVE SESSION

June 5, 1975

Mayor Read and Council members Merz, Ellson, Browne, Petersdorf and Premier met in Executive Session at the Community Center June 5, 1975 at 7:30 P.M. to discuss the rehiring, hours and salaries of the following City personnel: Building Inspector, City Recorder and City Attorney.

Attest: Dorothy Premer
Dorothy Premer
Acting Recorder

Ballbear

Handwritten signature: Handwritten Name

650

Chad

DUNES CITY COUNCIL

Special Meeting

June 27, 1975

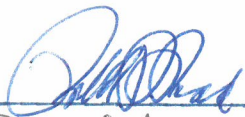
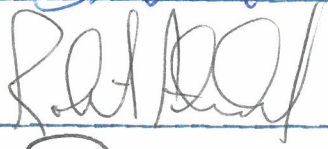
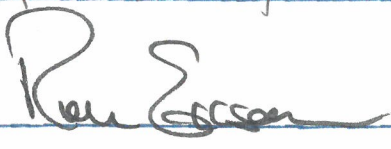
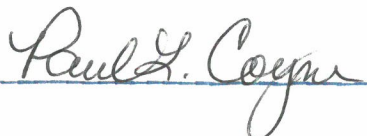
The Dunes City Council (all members present) met with Mr. Greg Bastiste and Mr. Norm Boice of the Oregon State Inter-governmental Relations Division. Mr. Bastiste stated the purpose of the meeting was to explain the responsibility of the city to qualify for State Shared Revenues. Their purpose in coming to Dunes City was to review the budget to determine if it complies with the standards as set by the State.

Last year street lighting and street maintenance were determined to be two services. This year the interpretation of the law is more strict and therefore the two categories will be combined as one service.

A discussion was held item by item of the seven different categories which qualify for Revenue Sharing, four of which must be provided by the City. Dunes City does comply in the areas of 1) Street Construction Maintenance and Lighting; 2) Planning and Zoning; 3) Storm Sewers. There was some question on Fire Protection and the Utility Franchises.

Mr. Bastiste and Mr. Boice returned to Salem with copies of the Franchise agreements and various document copies from the city files. After consideration by their department, they will get in touch with the city as to their decision. If it is determined that four services are not provided, the city will then have a chance to comply.


City Recorder

DUNES CITY COUNCIL MEETING

MINUTES

July 10, 1975

The meeting was called to order by Mayor Read with council members ~~Goyne~~ Ellson, Merz, Petersdorf and Premer answering Roll Call. Mr. Browne arrived a few minutes late, as well as Mr. Armstrong who explained he had just gotten back from a trip out of town.

The chair requested council's approval to defer till a later meeting some of the items on the agenda since it was so lengthy.

BILLS

| | |
|--|--------------------|
| Post Office, box rent | \$ 4.00 |
| Siuslaw News, building permit notice | 2.57 |
| West Lane Plumbing, parts | 1.35 |
| Carrell Riggs, labor & material | 6.69 |
| I G A, cleaning supplies | 1.66 |
| Pacific Northwest Bell | 22.24 |
| Berry Creek Construction | 302.32 |
| Nicholson & Armstrong | 488.00 |
| Radio Shack, microphones & stands | 66.26 |
| David Gould, machete | 5.95 |
| Central Lincoln P U D (222.30 & 17.80) | 240.10 |
| | <u>\$ 1,141.14</u> |

Moved by Ellson, second by Merz to pay bills. Motion carried.

RECEIPTS

| | |
|-----------------------------------|-----------------|
| Transient Room Tax, March & April | \$ 45.62 |
| Copies | .30 |
| | <u>\$ 45.92</u> |

This represents the receipts through June 30, 1975.

CORRESPONDENCE

City of Florence - request to not adopt Comprehensive Plan until a clear legal opinion is rendered in light of the decision reached in Baker vs. City of Milwaukie. It was pointed out that Florence has proceeded with the adoption of their own plan since the date of the letter.

Mayor Read announced that the Comprehensive Plan has arrived from the printer and asked John Carlson to keep track of distribution. Mayor Read also expressed pride in the work the group has done in formulating the plan.

Lemke, Johnathan's Nest - A letter was read from Mr. Lemke dated July 2, 1975. Read suggested giving all material pertaining to Johnathan's Nest to legal counsel to review the sequence of events and render an opinion.

Ellson moved to defer action on this until the special meeting later this month. Browne second, motion carried.

Edward Riley, Engineer & Westech Engineering - Dunes City has received a priority of 114 out of 700 for sewer grant monies for a study and is eligible for \$13,000 with matching funds in the amount of \$5,000. After discussing the matter, Ellson moved to issue a negative letter to all engineers interested in conducting the study. Premier second, motion carried.

Intergovernmental Relations Division - Dunes City will have to provide a fourth service to comply with requirements for State Shared Revenues. Currently three services are being provided: 1) Street Construction, maintenance and lighting; 2) Planning, zoning and subdivision control; and 3) Storm sewers. Of the services listed last year, street lighting was included with construction and maintenance; Fire protection, garbage and T V franchises were disallowed. A decision must be made in time for certification by September 1, 1975.

Several alternatives were discussed, including: police protection; fire prevention; purchase existing water supply. Considerable discussion was held on the possibilities in following the different suggestions. Both Mayor Read and Mr. Armstrong have been and will continue to try and put something together acceptable to the council.

It was brought out that 125 cities face disqualification based upon the inability to be certified. Merz questioned the possibility of banding together and fight for the tax monies to stay in the areas they came from. Legal counsel responded the chances were very good with that many cities involved. Read added that Mr. Tollener of the Bureau of Municipal Research has expressed an interest in our case.

Ellson moved to pursue a voluntary police patrol thru a constable and fire prevention contract with the fire department. Second Browne. A roll call vote was requested:

| | | | |
|--------|--------|------------|-----|
| Read | AYE | Merz | AYE |
| Browne | AYE | Petersdorf | AYE |
| Coyne | absent | Premier | AYE |
| Ellson | AYE | | |

Motion carried.

Mr. Armstrong will follow up on the matter of police and Mayor Read will attend the Rural Fire District meeting Monday night to get their response.

REPORTS

Building Inspector - Rod Smith announced that site inspections and septic permits will now be handled in Florence instead of going through Eugene.

Planning Commission - A request was made for council to consider purchase of a filing cabinet and Mr. Morgan, as Chairman, would like a key to the office. Further, it was their request to go on record as recommending Mr. John Musulin be strongly considered to fill the vacancy on the Commission created by the failure of Maybell Lentell to be seated.

Browne moved to purchase a filing cabinet as soon as possible. Premier seconded. Motion carried.

Merz moved to furnish the Planning Commission a key to the office. Second by Premier, motion carried.

Merz moved to cast a unanimous ballot for John Musulin. Browne seconded, motion carried.

Road Committee - No one present from the committee. The item will be put on the agenda for the special meeting.

Community Center - Mrs. Premier made the suggestion to council since we are short of funds, that consideration of the chalkboard, landscaping, widening of Spruce Street and the recorder's salary be left till until we know where we stand.

Ellson stated he felt at this point we should proceed and assume we can qualify to retain the revenue sharing funds.

An answer was required on the chalkboard since the one ordered has taken a substantial price increase and they have requested direction on what to do about the order. Browne moved to purchase a chalkboard at \$249.53. Seconded by Ellson, motion carried.

No action was taken on the other items mentioned.

OLD BUSINESS

Building Permits/Water Systems - This item was put on the agenda at the request of Mayor Read who wanted to clear the record as far as the issuance of building permits on non-approved water systems, for the benefit of the Building Inspector.

Petersdorf moved to rescind the motion of March 13, 1975, denying permits on lots with non-approved water systems. Ellson second. Motion carried with Premier voting NAY.

Plumbing Inspections - According to the minutes of July 1974, the council ellected for Dunes City to handle their own plumbing inspections. Mr. Jayne had never notified the County and no inspections have been done in the interim. Rod Smith is qualified and has been handling the inspections. A letter is forthcoming from the County recommending that Dunes City does take care of this.

Sportsmen Club - The additional items to be a part of the agreement between the City and the Sportsmen club has not been given to the Club so this item was deferred to a later date.

Landscaping - Mrs. Merz reported that Wes Wilcox has some juniper available to give the city if the CETA employee can move them.

Mr. Bob Oliver of the State Board of Health will be available for the regular meeting of August 14, 1975 and will meet with the council.

NEW BUSINESS

The items under New Business were deferred to the special meeting in order that council may consider the Local Improvement District Ordinance at this time.

ORDINANCES

Local Improvement District - Mr. Armstrong read the proposed ordinance by short title for its second reading. Browne moved to adopt, seconded by Merz.

Jim Morgan, Planning Commission Chairman, presented a statement concerning the proposed ordinance. In the opinion of the Commission, the ordinance is not within their scope of authority except as it pertains to actual land use issues that would be referred to them after adoption of the ordinance. However, they did recommend that items B through J of Section 1 be omitted.

John Carlson spoke for the Dunes City Citizens Association giving a summary of the position taken at the time of the first reading: 1) Ordinance should cover roads only; 2) Improvements should be initiated by citizens with a 2/3 or 3/4 majority of property owners; 3) Should not contain provision for condemnation; 4) Council should not have power to initiate a Local Improvement District. Mr. Carlson then presented three page of proposed changes to the council for consideration.

Mr. Bruce Anderson, attorney representing Gene Premer, stated that in his opinion, this complicated an ordinance is not necessary for Dunes City. He then addressed specific points of the ordinance and the ordinance in general.

Mr. Armstrong responded to each point and defended the wording of the document. Considerable discussion was held after which the public portion of the hearing was closed.

Merz moved to amend the ordinance to read, ".... or whenever the owners of three-fourths of the property....." (Section 2, paragraph 1). Browne seconded. Motion carried. Section 4, paragraph 2, line two would also be changed to 3/4.

Ellson moved to amend the ordinance to read: Section 2, paragraph 1; "Whenever the owners of three-fourths of the property to benefit speceally from the local improvement shall by written petition request the Council to make a local improvement, the Council by resolution shall declare its intention to make the local improvement." Browne second, motion carried.

Premer moved to eliminate items B thr J of Section 1, paragraph 1. Motion failed on Roll Call vote for lack of a majority.

DUNES CITY COUNCIL MINUTES - July 10, 1975

Read AYE
Browne NAY
Ellson AYE

Merz NAY
Petersdorf NAY
Premier AYE

Ellson moved to eliminate items F thr J, Section 1, paragraph 1. Second by Browne. Motion carried with Merz and Petersdorf voting NAY on roll call vote.

Premier moved to eliminate Section 5. Ellson second, motion carried with Merz voting NAY.

On call for the original question the ordinance with amendments passed by unanimous vote on Roll Call. The ordinance becomes effective August 10, 1975 and will become Ordinance # 44.

The meeting was adjourned at 11:45 p.m. with those items left off the agenda to be taken up at a special meeting to be held July 24, 1975.

Attest:

Pat Barber

Pat Barber

Ellson

Pat Barber

Judd Browne

Paul L. Cozue

DUNES CITY COUNCIL

SPECIAL MEETING

MINUTES

July 24, 1975

The special meeting was called to order by Mayor Read for the purpose of completing the agenda of the regular meeting of July 10. All members of the council answered roll call with the exception of Mr. Coyne who had been excused to attend the L-COG meeting in Eugene.

State Shared Revenue and Budget Items - In order to comply with certification requirements for State Shared Revenues, an additional service must be supplied by the city and may require some revisions to the budget. Mr. Joe English, the city accountant, was present to lend any help he could and answer question.

Mr. Armstrong gave a resume of negotiations with the Florence City Police Department. He has not received any further response from the county.

David Porter, West Coast Security Bureau, presented a proposal for residential security patrol service.

Mayor Read attended the Rural Fire District meeting and approached them on the matter of a contract between the city and the fire district for fire prevention program. Their attorney was not able to be present and no decisions were made.

Harold Grover, a fireman with the Siuslaw Rural Fire District and a resident of Dunes City presented his credentials and a proposal for fire inspections within Dunes City.

Merz moved to make an offer to the fire district for a fire prevention contract not to exceed \$1500 per year, and send the proposal to the State to see if it qualifies for certification. Browne seconded.

Ellson moved to amend the motion to limit to \$10 per home visitation maximum or \$5 per hour. Browne second, motion carried with Read voting NAY.

Question was called on the original motion. Motion carried. Legal counsel will draw up the contract to be mailed to Salem for their approval. Also, the issue of police protection will continue to be pursued.

Joe English recommended the budget be adopted as approved and wait and see what happens with the State funds and then make emergency adjustments within the budget as necessary. He cautioned the council that changes can be made within a fund up to 10% but the bottom line of a fund cannot be changed.

Stuart Gresswell of the Road Committee reported he had been checking the records since Dunes City started receiving State Tax Street Funds and verified that \$18,250 was the amount in question which the committee requested returned, and apparently had gone into the General Fund instead of the Road Fund.

Mayor Read referred to page two of the 1973-74 budget that shows an item of \$18,250 coming out of the General Fund and going into the Street Fund. By error of council at that time the monies were not physically transferred by resolution.

Joe English made the statement, "Since the inception of Dunes City, when they first started receiving State funds, every nickle of State Tax Street money that Dunes City ever received has been received into the State Tax Street Fund and has been spent from the State Tax Street Fund for streets because that is the only way it can be spent."

Herb Sauter, Road Committee Chairman, reported they have held three meetings with excellent attendance and interest. Spring maintenance work has begun. At this point the committee is unable to proceed until they know how much money is available. They have asked council for permission to upgrade Spruce Street and pave the parking lot. They have also asked council to clear the right of way on Spruce Street because they feel 50 feet is needed to take care of future needs. He pointed out the problem that would occur in the event of a fire in the Community Building with the current parking situation.

Mayor Read pointed out that under the current budget, and considering the money that may be required for an additional service, the Road Committee could proceed at this time on the basis of \$20,000 available for use.

Ellson moved to adopt a resolution accepting the budget as written, leave road funds as budgeted and allocate additional road funds when the budget is secure. Merz second, motion carried.

Mr. Sauter pointed out to council that there are Federal and State monies available but roads must be brought up to certain standards in order to qualify for the funds.

It was also the request of the Road Committee that one council member serve on the committee. This will be taken up at a later time.

Spruce Street - A letter from the road committee was read requesting the right of way on Spruce Street be cleared to a width of 60 feet. After discussing the effects of the request on the property involved, Merz requested a drawing of the proposed road starting at the east boundary and proceeding 45 feet west. Ellson agreed and asked that this be prepared to present at the next meeting.

Johnathan's Nest - Legal counsel outlined the sequence of events that have transpired in connection with Johnathan's Nest. In his opinion, tentative approval was give 6/6/74 for the development. The subdivision ordinance requires resubmission if final plat is not submitted for approval within six months of receiving preliminary approval.

Mr. Don Lemke stated he assumed he had preliminary approval but had never known for sure since he has never received a copy of the stamped plat back from the Planning Commission, nor a letter giving approval. Bruce Pratt, former Chairman of the Planning Commission had told him verbally that he did not have preliminary approval, as well as a letter which states no preliminary approval had been given. and listing 21 points to be fulfilled.

Mrs. Premier stated Mr. Lemke had been given a rough time in being shuffled back and forth between council and Planning Commission.

Discussion followed on the status of the development and the reasons for delay in completion. Meanwhile, he has submitted a preliminary concept to the Planning Commission for a recreation campsite.

Merz moved to table the subject of Johnathan's Nest until such time as the Planning Commission submits for final approval. Browne second, motion carried with Read voting NAY on the basis that one copy of the preliminary approval was not given to the council.

Salaries - According to the Job Description for the Recorder, the salary is set by resolution of the council. Mr. Armstrong stated this is not necessary, salaries are not set by resolution. The Chair questioned the council and there is no question in the council's mind as to what the salaries are for any of the city employees.

Fire and Liability Insurance - The insurance comes due August 4th and the two agents who are bidding on the insurance program have not been able to prepare their bids. Mayor Read asked permission of council to handle this item together with Mrs. Merz since it does come up before the next council meeting.

Ellson moved to allow Mayor Read and Councilwoman Merz to secure insurance for the city. Browne second, motion carried.

Comprehensive Plan - Mr. LaForge asked when action is to be taken on the Comprehensive Plan. Mayor Read replied that at this point individuals are to make comments and give back to the Comp Plan Committee after which they will meet to consider the suggested changes. Then it will go through the normal procedure for adoption.

The meeting was adjourned at 10:15 p.m.

Attest: Pat Barber

Mayor W. M. Read

Roll Read

Jedid Browne

Roll Read

Roll Read

DUNES CITY COUNCIL MEETING

MINUTES

August 14, 1975

The meeting was called to order by Mayor Read with council members browne, Coyne, Ellson and Petersdorf present. Total present 19.

The minutes of July 10 and July 24, 1975 were approved as submitted.

BILLS

| | |
|---|------------------|
| L-COG; one-half 1975-76 dues | \$ 207.00 |
| Copeland Lumber; cement (Road Fund) | 12.30 |
| Siuslaw Glass & Mirror; Charley bar | 6.95 |
| Chapman Bros.; filing cabinet & supplies | 113.40 |
| Pacific Northwest Bell | 32.75 |
| Coast to Coast; keys & lite bulbs | 3.77 |
| Transport Clearing; freight on filing cabinet | 9.21 |
| Siuslaw News; building permits & cards | 86.84 |
| Wilson Florist; office supplies | 13.79 |
| West Lane Plumbing; post for road signs | 142.80 |
| Dave Gould; mileage | 20.00 |
| Pat Barber; Western Auto, misc. | 3.15 |
| Central Lincoln P U D | 235.80 |
| Ore-Wash School Supply; erasers | 7.80 |
| | <u>\$ 895.56</u> |

Coyne moved, Browne seconded, to pay bills. Motion carried.

RECEIPTS

| | |
|----------------------------------|---------------|
| Revenue Sharing, qtr ending 6/30 | \$ 1,318.00 |
| C L P U D | 194.00 |
| Building Rent | 30.00 |
| Copies | 3.20 |
| Building Permits | <u>461.35</u> |
| | \$ 2,006.55 |

CORRESPONDENCE

A letter has been received from Central Lincoln P U D showing an increase in the franchise fee from \$165 to \$194 per month.

Mr. Bob Oliver of the Oregon State Health Division was present at council's request. With him were Mr. Wilfredo Olandria and Mr. Dan Boteler. Mr. Boteler will be the Regional Engineer with an office in Eugene.

Mayor Read filled in some of the background as to why they had invited Mr. Oliver to appear before the council in regards to issuance of building permits on water systems that do not have State approval.

Mr. Oliver introduced himself as an Administrator of the State Health Board and deals with the overall Health Division policy and legislative policies. The legislature is concerned with an adequate and potable supply of water. The main complaint is the adequacy of supply which involves an element of health.

On systems serving 1-3 households the City is the sole authority; 4-10 is considered a Class II system and under the authority of the County; systems serving more than 10 households is a Class I system and is under the jurisdiction of the State. To be approved by the State, plans of the system must be submitted to the State Health Division and no such plans have been submitted for any systems within Dunes City. If plans are submitted, ANY objections by the State must be spelled out within 21 days and no new objections can be raised at a later time.

Councilman Browne questioned Mr. Oliver on the State's feeling on hooking up to non-approved water systems. Mr. Oliver replied they "discourage" it. The State has the power to issue an order to the County which has the effect of making it impossible to get a building permit in a subdivision although no such order has been issued.

REPORTS

Road Committee - Stu Gresswell represented the Road Committee and stated that the letter from the committee was intended as a draft instead of being a mandate and is not official since it was not considered by the committee after being drafted. (The letter referred to was directed to the council, dated 11 August 1975 and signed by Herb Sauter.) The committee had talked about some of the items in the letter and agreed in concept, not necessarily the way the letter reads. It was Mr. Gresswell's impression that the letter would come back to the committee after being drafted to be voted on before being sent to Council.

The Road Committee was unanimous in the desire to approach the problem of roads on the basis of a short term and a long term program. The present system of allocations is not functioning. The goal is to: 1) Maintain roads at an acceptable standard with the balance of funds set aside for major improvements; 2) Set up a three to four year action plan for all roads in Dunes City. If they get the council's approval, they would sit down and prioritize all the road systems and come up with a package for an improvement program.

Mayor Read pointed out that under the present system, it may be difficult to plan ahead for a project for a given road because there may be no funds available when the time comes for that road.

The committee was unanimous on setting requirements for minimum road standards before investing major improvement work on a given road. Since the State Shared

Revenues are not secure at this time, no definite action can be taken on accepting roads and setting standards.

Mayor Read felt in view of the letter from the Road Committee, the Council had before them an action that could not be ignored. In regards to funds, the statement has already gone into the record that \$20,000 is available now for roads. When the Revenue Sharing Funds are secure, the budget will be adjusted to allow more money, providing the requirements of the additional service allows any leeway for shifting additional monies to the Road Fund. He also agreed with the committee that the present method of distribution is antiquated although he would hesitate to take funds from any road for use on another road because there might not be any money when the original road needs it, his point being that with no tax structure, the funds cannot be counted on.

It was the feeling of the committee that judgements on allocations should be made by the committee since each road is represented and that a complete recommendation would be prepared before bringing it to council for approval.

Councilman Coyne requested setting a date for a workshop with the Road Committee. The council is meeting with the committee at 8 o'clock on Wednesday the 27th for bid openings for road contracts and it was suggested that perhaps this could be combined with a workshop.

In another item of road committee business, the council has received a sketch from Plants, as previously requested, of the proposed widening of Spruce Street. This was tabled for consideration at the workshop August 27th.

Comprehensive Plan - John Carlson reported that a meeting is scheduled for Tuesday, the 19th. No comments have been received relative to the plan except from Lane County.

OLD BUSINESS

State Shared Revenues - At this point, no definite word has been received on compliance with requirements for receiving funds. There is a 50/50 chance on the matter of Fire Protection. The document has been received from the attorney and Mayor Read talked via telephone with Mr. Batiste who suggested some changes in the agreement as written. The timetable calls for presenting the agreement to the Rural Fire District Monday night for signatures and sending it to Salem for their review and approval. Mayor Read was in hopes that definite word would be received in time for the meeting tonight.

City Attorney Armstrong reported talking with the Florence Police and they could provide weekend patrols from 4:00 p.m. Friday to 4:00 p.m. Sunday utilizing off-duty officers for a fee of \$5,848.

Ellson moved to call a special council meeting Monday night to discuss an alternate proposal if the fire protection service was disallowed. Browne seconded. Motion carried.

NEW BUSINESS

Penny Gardiner of the Florence Re-Cycling Center gave a presentation of the recycling program in this area. They are trying to set up outreach stations to make it more convenient for people to drop off recyclables. The council was requested to give approval to set up a station in Dunes City, perhaps at the Community Center site. Council was unanimously in favor of such a project and requested time to work out an answer. Mayor Read asked citizens and council to keep this in mind and look for a suitable solution.

Westcott, request street vacation - A letter and map were presented with the request to vacate the eastern portion of Laguna Avenue from Myrtlewood Drive to Siltcoos Lake water line.

Counselor instructed council that it was necessary to publish the request in four consecutive weekly publications and hold a public hearing prior to a decision being made. Mayor Read asked the Planning Commission to review the request and offer any suggestion.

Coyne moved to direct the appropriate notices to be published as required by Law. Petersdorf second, motion carried.

Adjournment - The meeting was adjourned at 10:15 p.m.

Attest: Pat Barker
Recorder

Mayor

Ron Eason

RELLI

Paul G. Coyne

Judd Brown

DUNES CITY COUNCIL

SPECIAL MEETING

MINUTES

August 18, 1975

The special meeting was called to order by Mayor Read with council members Browne, Coyne, Ellson and Petersdorf present.

Mayor Read explained the purpose of the meeting was to see where we stood on the matter of the State Shared Revenues. He talked with Mr. Young of the Intergovernmental Relations Board via telephone this day and they have approved the agreement as submitted between Dunes City and the Siuslaw Rural Fire District for Fire Prevention in the form of fire inspections of homes and businesses.

Mayor Read referred to page 31 of the proposed Comprehensive Plan as it pertains to fire protection, specifically: "Support Siuslaw Rural Fire District and improve fire protection"; and "Study should be made of potential fire hazards within Dunes City. Access conditions should be improved where special hazards exist." It was his feeling that the agreement with the fire district is consistent with the goals of the Comprehensive Plan.

Councilman Browne suggested spreading inspections out over the year as opposed to doing the bulk of them in the first few months of the program and slacking off.

Contrary to a previous motion, the \$1,500 limitation had been omitted from the agreement. The State felt that no definite limit should be placed on any service the city could provide.

Coyne moved to **accept** the agreement between the City of Dunes and the Siuslaw Rural Fire District. Petersdorf second. Motion carried. Consideration will be given for a gummed label to be placed in the window of buildings that have received their fire inspection for the year.

In the matter of police protection, Mayor Read suggested deferring the issue instead of cutting it off entirely. Councilman Ellson raised the question of finding a person for a position of Town Constable. The idea was discussed as a service that could be offered next year to fulfill compliance requirements for revenue sharing in addition to the fire protection. Ellson moved to direct the Recorder to write the League of Oregon Cities for information on the minimum requirements for police protection. Second by Browne, motion carried.

There being no further business, the meeting was adjourned at 7:00 p.m.

Attest.

Recorder

Mayor

DUNES CITY COUNCIL

MINUTES

August 27, 1975

A meeting was called on this date for opening of sealed bids for road maintenance contracts. Prior to the meeting, a workshop session was held for the purpose of revising the budget to compensate for the additional service required for compliance to receive State Shared Revenues as well as revision to restore funds to the Road Committee as requested in their letter to the Council dated June 12, 1975. Councilmen present in addition to Mayor Read included Coyne, Ellson and Merz.

Herb Sauter, Road Committee Chairman, opened and read the sealed bid received from Berry Creek Construction. This being the only bid, they are apparent low bidder and will be referred to the Dunes City Council for award of contract. Mr. Sauter suggested the road committee discuss this and make a recommendation to the council.

Coyne moved to take the recommendation of the road committee and approve it in their behalf. Ellson second, motion carried. When approved by the Road Committee, the document will be given directly to the attorney for formal award.

State Revenue Sharing Funds - The state has forwarded a resolution for the council to list the services provided which requires approval of the council and signing by the Mayor. Coyne moved to approve a resolution which contains the services the city is performing which includes: Fire Protection; Street Construction, Maintenance and Lighting; Storm Sewers; and Subdivision Control. Merz second. Motion carried.

Budget - In the absence of Joe English, no resolution has been prepared to reflect the revisions made to the budget during the earlier workshop. Ellson moved to propose the changes as agreed upon to the accountant to revise budget, including the \$16,000 being restored to the Road Fund. Coyne second, motion carried.

Road Committee - Mayor Read referred to the letter of August 11, 1975 from the committee to respond to on a point by point basis.

1) Since it was necessary to provide an additional service which is to be budgeted at \$1,500, the amount of \$16,000 will be restored to the Road Fund as requested. Hopefully, the additional \$2,250 will be restored in the next budget year. Mayor Read stated on more time that the \$18,250 had never at any time been in the Road Fund.

2) The road committee requests that council allows committee to alter the method of disbursement to allow for major improvements after setting aside funds for spring and fall maintenance.

Mr. Coyne thanked the Road Committee for the work they've done and said he would be glad to serve as council representative to the committee. Mayor Read made the formal appointment of Mr. Coyne to the committee.

DUNES CITY COUNCIL MINUTES - August 27, 1975

Merz moved that until such time as the people of Dunes City come to the council and say they do not approve of what the Road Committee is doing or until such time as they do not have such a good working committee and representation of all the roads; until then, they should be able to use their money as they see fit. Seconded by Coyne with the clarification that this is intended to change the formula for distribution.

Ellson agreed with the motion but questioned the possible need for input from the general public. A member of the road committee responded that if anyone has a complaint they should go to the chairman of their road.

Ellson moved to amend the motion to state that anything in excess of \$5,000 would go before the Council for approval before going to bid.. The motion died for lack of a second.

The question was called on the original motion and carried with Read voting NAY.

3) The committee has not had time to work on minimum standards but pointed out that grant monies are available if roads are up to standards. Mayor Read gave the name of Mr. Harwell in Salem, State Highway Department, who was suggested by the League of Oregon Cities to contact for help in securing state grant monies.

Ellson moved to authorize the road committee to research and develop minimum road standards for Dunes City. Coyne second, motion carried.

4) Item four dealt with the road committee having the authority to write specifications and advertise for bids. Having just gone through this situation, there is no problem except bids will be opened before the Council.

Spruce Street - The council studied the sketch submitted by Lee Plants. Final decision was deferred to the regular meeting of September 11, 1975.

Recycling Dropoff Station - Council gave approval for proceeding with the construction of a shed to contain trailer furnished by the recycling center for use as a collection point. Material has been furnished by the Recycling Center and shed will be a temporary structure they can move if this location does not work out.

CETA Employee - Herb Sauter as chairman of the road committee, requested use of the CETA employee on a full time basis when road maintenance begins. The council gave their approval with arrangements to be made through the Recorder.

Adjournment - The meeting was adjourned at 9:30 p.m.

Attest:

Pat Barber
Recorder

Mayor

Ron Ellson

Paul L. Coyne

DUNES CITY COUNCIL MEETING

MINUTES

September 11, 1975

The meeting was called to order by Mayor Read with all council members present. Total present, 30.

The matter of approval of minutes of meetings held August 14, August 18 and August 27, 1975 was before the council. Mrs. Premer said she could not vote on them since she had not attended but asked for clarification of the item of control of funds being turned over to the Road Committee. Mayor Read referred to paragraph one, page two of August 27th minutes and stated that wording for the motion had been taken verbatim from the tape of those proceedings. She questioned if it were true the road committee had complete control of the disbursement of these monies. Mr. Coyne responded this was not so, the road committee had agreed to bring a recommendation to the council.

Discussion continued with Mr. Armstrong pointing out the two limits to govern the amount of money the road committee could spend: 1) Budgeted amount allocated to them; 2) the \$2,000 Charter limit.

There being no additions, alterations or corrections to the minutes, they were all approved as submitted.

BILLS

| | |
|---|--------------------|
| Central Lincoln P U D, relocate street light | \$ 32.66 |
| Postage Stamps | 20.00 |
| Pacific Northwest Bell | 24.50 |
| Copeland Lumber; road fund, 23.88; misc 3.91 | 27.79 |
| Chapman Bros; UPS charge, office supplies | .86 |
| Key T V, tapes | 9.90 |
| Central Lincoln P U D; service for August | 231.20 |
| Oregon Photocopy; copy paper and toner | 121.95 |
| Lee Plants; sketch of Spruce St. | 100.00 |
| Pat Barber; mileage and misc. expenses | 17.97 |
| Dick Hay Insurance; Liability & Recorder's Bond | 737.00 |
| | <u>\$ 1,323.83</u> |

Coyne moved to pay bills, Ellson second, motion carried.

RECEIPTS

| | |
|------------------------------------|--------------------|
| State Highway Div; qtr ending 6/30 | \$ 2,519.48 |
| OLCC; qtr ending 6/30 | 1,475.26 |
| Transient Room Tax; May, June | 160.01 |
| Central Lincoln P U D | 194.00 |
| Cigarette Tax; qtr ending 6/30 | 634.77 |
| OLCC; month of July | 722.48 |
| Ore State Hiway Div; month of July | 900.76 |
| Building Permits \$173./ 5.19 | 178.19 |
| Copies | <u>\$ 3.80</u> |
| | <u>\$ 6,788.75</u> |

CORRESPONDENCE

Intergovernmental Relations Division - Letter of confirmation informing the City of approval of qualification for receiving State Shared Revenues.

League of Oregon Cities - A lengthy letter has been received in response to an earlier inquiry at the direction of council relative to minimum police protection required to qualify for State Shared Revenues. The council each has copies of the response and will study it for future consideration.

Resort Area Sign - Several people doing business in the Westlake area signed a letter requesting Dunes City to accept legal ownership of the sign on Hiway 101 and Westlake Road, add "Dunes City" to the top of the sign and to provide approximately \$75 every three years for sign maintenance.

Browne moved Dunes City accept ownership of said sign, providing sufficient funds to maintain that sign from the Transient Room Tax. Petersdorf seconded. Motion carried.

Coyne moved to study the feasibility of erecting a sign with similar wording at the North Beach Road junction with funds to be allocated from the room tax. Browne second, motion carried.

REPORTS

Comprehensive Plan - Marie Oehler reported as chairman of the committee. A notice has been placed in the paper of an informational meeting to be held the 17th.

Legal counsel suggested the initial public hearing be held as outlined in the plan, thereafter council should hold as many hearings as necessary. Armstrong, Oehler and Morgan will set up a schedule of hearings.

L-COG - Mr. Coyne has attended meetings held by the Comprehensive Health Plan committee and on C D A funding.

Road Committee - Mr. Sauter reported that after meeting with the council and funds were available, the committee met to determine priorities and usage of funds. Berry Creek submitted the only bid for maintenance and was awarded the contract. Priorities were given to upgrading roads with penetration asphalt in some areas. Considerable discussion was held regarding the funding since a couple of areas would exceed the \$2,000 limit. The alternatives were: go out for bid; go the informal route of \$2,000 on each street; or ask for private contributions on areas that run over the \$2,000. Due to the urgency created by the delay in securing the monies and the desire to get started before bad weather sets in, going to bid would run too late, so the committee decided on informal contracts on a street by street basis. It was discussed with the Mayor and the attorney in regards to the legality of proceeding in this manner.

Dick Miller spoke as an attorney representating Jim Banks of Berry Creek Construction in regards to the contracts with Morse Bros. for oiling of roads and the possibility of charter violation.

Mr. Armstrong responded that he did not realize that all the work on the oiling project was being done by one company, but the manner in proceeding with the projects would determine the intent of the city. Since the roads are broken down into districts with individual committees on each road, he felt the city was acting properly if no one road exceeded the \$2,000 limit.

Mayor Read asked Mr. Coyne for his comments as liaison between council and the road committee. He stated he felt everything was as legal and above board as they could possibly do it. They have a minimum of 14 representatives on the committee who talk to the people in their areas. The committee has spent considerable time discussing this project and the problems with the time element and felt this was the best way to proceed.

After considerable discussion, Mr. Armstrong requested 24 hours to look over the entire project and respond to Mr. Miller's request to determine what has happened.

Ellson moved to continue this meeting till tomorrow noon to determine the outcome of the decision of legal counsel. Browne second. Motion carried unanimously.

Planning Commission - Gene Wobbe reported that Fred Miller had appeared before the commission to request a variance to a side yard set back requirement under Ordinance 12. The request is for a 2' 8" variance on Tax Lot 700, Woodland Lane, and has been approved by the Planning Commission.

Browne moved to grant the variance, Ellson second. Legal counsel advised council that under the conditions of Ordinance 12, notice of public hearing for a variance must be published in the newspaper as well as notices mailed to adjacent property owners.

The motion and second were withdrawn. Appropriate notices will be filed and a public hearing will be held two weeks from tonight. In the future, approval of a variance by the Planning Commission will be sufficient for the commission secretary to institute publication, etc. to comply with the ordinance in order for the public hearing to be held at the next regular council meeting following such approval from the Commission.

The Planning Commission also recommends approval of the Minor Land Partitioning request of F. M. Vasbinder. The request is to split 1.0 acres from the 26.2 acres owned by Floyd Braley on Cloud Nine Road.

Ellson moved to approve the Minor Land Partitioning. Merz second. Motion carried.

Woahink Campground - Mr. Wobbe was interrupted in his presentation with the report from Pat Barber who was contacted by Mr. Lemke with the decision that he is withdrawing his application and does not intend to proceed with the development at this time.

OLD BUSINESS

Spruce Street - Discussion was held on the proposed widening of Spruce St. Browne moved to approve road width up to and not to exceed 45 feet from eastern boundary. Coyne second, motion carried.

Westcott, Street Vacation - A petition has been received, signed by all the neighbors within a minimum of 200 feet of the portion of Laguna Lane involved in the requested vacation. Publication will be started and final decision made after a public hearing has been held.

NEW BUSINESS

Resolution Transferring Funds - Three resolutions have been drawn up to transfer funds within the budget, specifically:

- 1) Advertising, \$100; Census, \$400; Street Lighting, \$300; Community Center, \$3,100; Contingencies, \$1,300 for a total of \$5,200 being transferred from the General Fund to Street Maintenance in the General Fund.
- 2) \$1,400 from the appropriation for Community Center in the General Fund to Fire Protection in the General Fund.
- 3) \$800 from Social and Recreational Activities in the Revenue Sharing Fund to Street Maintenance in the Revenue Sharing Fund.

This amounts to \$16,000 and is the maximum available from the budget for the road fund to replace the \$18,250 they had requested. Hopefully the balance of \$2,250 can be restored in next year's budget.

Mrs. Premer questioned where the money was to come from for changing the drain field and relocating well. She asked to go on record as stating the well should be relocated in relation to the drain field.

Merz moved to accept the resolutions to transfer funds within the budget. Seconded by Browne. Motion carried.

Recess - The meeting was recessed until noon tomorrow.

RECONVENE

The meeting which is a continuation of the previous evening's meeting was called to order by Council President Premer with members Browne, Coyne and Ellson present.

The session was turned over to Mr. Armstrong for a report on the actions of the road committee to get the facts within the legal framework. He has researched the overall picture and been in contact with Mr. Sauter and Mr. Coyne.

Historically, each district has acted separately in the past through individual road chairmen and followed the same procedure in handling the current situation. He is convinced that their actions can in no way be construed to avoid the restrictions of the charter, but rather the actions show they made extensive effort to stay within the terms of the charter.

After discussing the issue at some length, it was the feeling of the members present that the committee had acted in good faith and should proceed with the project as initiated.

Adjournment - There being no further business, the meeting was adjourned.

Attest:

Pat Barber
City Recorder

Mayor

Ed Mead

Van Ellison

Paul L. Coyne

DUNES CITY COUNCIL MEETING

MINUTES

September 25, 1975

A special meeting was called to order by Mayor Read for the purpose of conducting a public hearing on the variance request of Fred Miller. Council members present included; Browne, Ellson, Merz and Petersdorf.

The request of Mr. Miller is for a variance to the side yard set back requirements of Ordinance 12. He requests a 13' 4" side yard on Lot 700 on Woodland Lane.

The recorder reported publication of hearing notice was in the Eugene Register Guard September 14, 1975 and certified letters had been mailed to Mr. & Mrs. Joseph Grana and Mr. & Mrs. Vince Swanson, the adjoining property owners.

A reply from Mr. & Mrs. Grana was read into the record stating their objections to the variance request. Also read was a statement from Mr. & Mrs. Swanson that the request was reasonable and not objectionable.

After consideration of the issue, Browne moved to grant the variance. Second by Merz. Motion carried. (The Planning Com. has recommended approval.)

Mayor Read referred to Ordinance 12 in regards to the \$25 filing fee and expressed the opinion that it should be waived since it has never been charged in the past.

It was moved by Browne, seconded by Merz, to waive the \$25 fee. Motion carried. Mr. Ellson suggested the Planning Commission could look at the ordinance with the idea of rewording to eliminate need for a fee.

Mr. Miller thanked the members of the Council as well as the Planning Commission for their consideration in handling this matter.

Mr. Browne brought up the problems that have come up in regards to the teen dances held by the Sportsmen Club, specifically, complaints by parents and students of the activities outside the hall. This had been mentioned briefly at the last regular meeting and will be on the agenda for the October meeting.

The meeting was adjourned at 7:50 p.m.

Attest:

Recorder

Mayor

Pat Barber
Robert [Signature]
Paul [Signature]

[Signature]
Paul L. Coyne

DUNES CITY COUNCIL

MINUTES

October 9, 1975

The meeting was called to order by Mayor Read with council members Browne, Ellson, Merz and Premier present and Attorney Armstrong. Total present, 16.

The minutes of September 11-12 and September 25, 1975 were approved as submitted. Mrs. Premier stated she was not voting on minutes of September 25 since she did not attend.

BILLS

| | |
|--|--------------------|
| Traffic Safety Supply; street signs | \$ 103.52 |
| Guard Publishing Co., hearing notice | 3.00 |
| Florence Welding; furnace repair | 91.36 |
| Pacific Northwest Bell | 29.85 |
| Copeland Lumber | 17.80 |
| Herb Sauter, mileage and diesel fuel | 64.60 |
| Siuslaw News; road bid proposals | 8.35 |
| Sid Armstrong; retainer, July, Aug, Sept | 450.00 |
| Wilson Florist, office supplies | 2.00 |
| Carpet sweeper (approved and paid) | 3.00 |
| Pat Barber, postage | 1.32 |
| Central Lincoln P U D | 237.20 |
| Morse Bros.: | |
| Lakeshore | 1,584.00 |
| Ford Way | 1,995.20 |
| Huckleberry | 1,965.88 |
| Peninsula | 856.00 |
| N. Pioneer | 496.00 |
| S. Pioneer | 1,540.00 |
| Tsiltcoos Dr. | 640.00 |
| Spruce Lane | 1,600.00 |
| Hilltop Dr. (Spruce-Park) | 916.00 |
| Hilltop Dr. (Spruce-Clear Lake) | 889.00 |
| Alderwood | 1,456.00 |
| Huckleberry (special grading) | 645.00 |
| | <u>\$15,595.08</u> |

There was also a bill from Berry Creek Construction in the amount of \$1,153.00 which has not been approved by the Road Committee.

Ellson moved to accept the bills for payment with the exception of Berry Creek Construction, subject to Berry Creek's bill being approved by the Road Committee. Merz second. Motion carried.

Chalkboard - a bill for \$277.23 has been received, however the board has been damaged in shipping. This fact has been reported and an investigator will be out to look at it. In view of this, payment was tabled till next month.

David Gould, the CETA employee turned in a request for mileage and car maintenance in the amount of \$30 for August and \$35 for September. Payment was not approved until a more complete bill could be presented, breaking down the expenses, showing how many miles are involved and a general description of the work performed for determining what portion to allocate to the Road Fund and what portion to the General Fund.

RECEIPTS

| | |
|-----------------------------|--------------------|
| Building Rental | \$ 15.00 |
| C I P U D (2) | 388.00 |
| C I C C; August | 622.40 |
| Highway Div; August | 927.23 |
| Room Tax, July, August | 354.44 |
| Cigarette Tax; July, August | 411.50 |
| Copies | 1.50 |
| Building Permits 235./7.05 | 242.05 |
| | <u>\$ 2,962.12</u> |

The amount received for Transient Room Tax was questioned as being low for this time of year. Mrs. Premier is going to check her records for comparison.

CORRESPONDENCE

John Carlson - objecting to the clearing done on the Siltcoos Outlet, assuming it was with the council's approval. The council denies any representation of Dunes City by the people doing the clearing and did not feel it was within the jurisdiction of the City but rather a matter for the Fish and Game Commission. The recorder was instructed to write to Mr. Carlson stating the council's opinion, including the fact the Siltcoos is considered a navigable river.

Pat Smith - expressing an objection to not being informed when Mr. Bob Oliver of the State Health Board was to attend a council meeting. The letter was read into the record at the request of Mrs. Premier, who stated the council does owe citizens information of this type. In response to a direct question by Mayor Read, legal counsel stated he knows of no city that informs individual citizens of particular agenda items. It was noted that Mrs. Smith had not made any effort to contact anyone on the council to find out the results of that meeting which Mr. Oliver attended. The conclusion drawn by council was that it would be too burdensome to try and inform individuals of agenda items other than the normal procedure.

Boundary Commission - amendment to law to include reviews by the commission of extraterritorial water and sewer service and any connections to existing lines on nonmunicipal water systems.

State Hiway Division - acknowledgin receipt of letter from city accepting ownership of the sign at Hwy. 101 and Pacific Ave.

League of Oregon Cities - convention to be held November 16-18 in Portland at the Hilton Hotel. All members of the council were urged to attend if possible.

CITIZENS FOR ANYTHING NOT ON THE AGENDA

Marie Cehler requested signs be placed at Highway 101 & Pacific Avenue and Highway 101 & Clear Lake Road. The recorder was asked to summarize the request and give to the Road Committee for their consideration.

REPORTS

Comprehensive Plan - The committee has held several meetings since completion of the preliminary plan. As a result of those meetings, some changes have been made in the original draft. Comments from citizens will be correlated and be available by the regular Planning Commission meeting for their consideration.

Planning Commission - The commission secretary reported in the absence of the chairman or any members of the commission. The commission: 1) recommends approval of the Minor Land Partitioning request of Ron Ellson, conditional upon the receipt of a letter from Mr. Ellson guaranteeing an easement to the property. (This has been received.) 2) Requests council look into the matter of a Planning Director; 3) Asks that council determine the terms of office for members Hughes, Morgan and Musulin - the terms of Wobbe and Chapman are known but the others can't be determined from the minutes.

Item 1: Tabled till later in the meeting

Item 2: Mayor Read appointed Mr. Ellson, Mrs. Merz, Mr. Morgan and Mr. Wobbe as a committee to investigate the various avenues in securing a Planning Director.

Item 3: Mrs. Premier felt the terms could be determined from the minutes and she had done this at one point. Mayor Read asked her to check this, verify the terms and report back at the next meeting.

OLD BUSINESS

Sportsmen Club Addendum Agreement - The Sportsmen Club has not responded to a letter of June 19, 1975 which gave additional stipulations the city was willing to add to the agreement. Bill Riesenhuber said this will come up at the next meeting of the club and an answer will be sent to council.

Police Protection - Mr. Ellson stated this issue was pursued earlier and the picture has not changed that much. Since nothing can be done at this time, the item will be taken up again after the first of the year, in time for consideration in next year's budget.

Fire Protection - Mr. Browne questioned when the fire prevention program begins. The mayor responded the group is being formed to start this and it will be underway soon.

NEW BUSINESS

Complaints on Teen Dances - Some of the elderly people have complained about the noise outside in connection with the dances as well as beer bottles being thrown in the yards. The matter was discussed including responses from members of the Sportsmen Club who sponsor the dances. Mr. Browne stated he came out twice during the last dance and observed police officers leaving the area.

Mr. Ellson stated that until someone comes up with a formal complaint or comes to a council meeting, nothing be done. The council was in agreement. Further, it was approved that Mrs. Premier have a key to the office for the purpose of making the phone available when it is not left out, with the stipulation that the key is for her use and not to be given out to anyone.

Minor Land Partitioning, Ron Ellson - Mr. Ellson presented his partitioning request in the absence of a member of the Planning Commission. The request has been recommended for approval by the Planning Commission contingent upon receipt of a letter guaranteeing the easement, which has been received. Merz moved to grant final approval on the proposed Minor Land Partitioning. Browne second. Motion carried with Ellson abstaining.

Review of Variance Procedure, Ordinance 12 - Mr. Armstrong stated the Planning Commission objects to the provision for variance procedure requiring a public hearing for minor variances. Mayor Read pointed out that, assuming the Comprehensive Plan is imminent, and new ordinances will have to be established, it might be inadvisable to change the procedure at this time. Legal Counsel recommended no action be taken to amend the zoning ordinance until completion of the Comprehensive Plan.

A question was raised on the matter of the \$25 fee required under the ordinance to cover costs of publishing, etc. which was waived in the case of Mr. Miller because of undue delay in processing his request. The provision is contained in the ordinance to cover expenses and will be used if there is another one.

League of Oregon Cities Convention - Mr. Armstrong strongly recommended the council push for attendance at the convention being held at the Hilton Hotel in Portland, November 16 - 18. In view of court decisions on land use, etc. this will be an item worth attending for.

There being no further business, the meeting was adjourned at 9:15 p.m.

Attest:

Pat Barber
City Recorder

Mayor

Shirley Merz
Ron Ellson
Judd R. Browne

Shirley Premier

DUNES CITY COUNCIL EXECUTIVE SESSION

November 13, 1975

Mayor Read and Council members Merz, Ellson, Browne, Petersdorf, Coyne and Premer met in executive session at the Community Center November 13, 1975 at 7:30 P.M. to discuss the following items:

(1) CETA employee

(2) City attorney's retainer fee

Legal Counsel, Sidney Armstrong was present during the discussion of the first item.

Meeting adjourned at 8:00 P.M.

Attest *Dorothy Premer*
Acting Recorder

DUNES CITY COUNCIL

MINUTES

November 13, 1975

An Executive Session was held prior to the regular meeting.

The regular meeting was called to order by Mayor Read with all members of the Council answering roll call.

The minutes of October 9, 1975 were approved as submitted.

BILLS

| | |
|--|-----------|
| Berry Creek Construction, road work | \$ 178.75 |
| Herb Sauter; mileage, road work | 6.70 |
| Pacific Northwest Bell | 24.35 |
| SAIF; renewal premium | 15.00 |
| Wilson Florist; office supplies | 1.60 |
| Sid Armstrong; copies, Ordinance 44 | 22.50 |
| CLPUD; 222.30/23.00 | 245.30 |
| West Lane Plumbing; road sign posts | 75.60 |
| Florence Electric; Community Center, lights | 12.00 |
| Pat Barber; misc 5.17, mileage Sep & Oct 17.40 | 22.57 |
| | <hr/> |
| | \$ 604.37 |

Mr. Ellson questioned the bill from last month in the amount of \$1,153. This had been turned over to the Road Committee for approval and proved to have an error in the amount of \$85. The total of \$1,068. was then paid.

Mrs. Premer questioned the validity of paying mileage for the recorder and was assured this was in agreement with the actions of the council.

Browne moved to pay the bills as presented. Ellson second. Motion carried.

The matter of the outstanding bill to Oregon-Washington School Supply for the chalkboard was brought up. The council decided to defer payment until the issue of freight damage is resolved.

RECEIPTS

| | |
|--|-------------|
| Federal Revenue Sharing; qtr ending 9/30 | \$ 921.00 |
| State Highway Division; September | 946.00 |
| Cigarette Tax; September | 225.25 |
| CLCC; September | 509.44 |
| Building Permits; 38./1/14 | 39.14 |
| Copies | 22.30 |
| | <hr/> |
| | \$ 2,663.13 |

CORRESPONDENCE

A copy of a letter from the City of Florence to Lane Council of Governments was read expressing opposition to L.C.D.C.'s application for Coastal Zone Management monies. Mr. Coyne commented on the workings of LCDC and Coastal Zone Management for the enlightenment of council.

After discussion of the programs, Coyne moved the Dunes City Council go on record in support of the City of Florence and the Port of Siuslaw in voicing opposition to the LCDC's recent application for Coastal Zone monies in reference to circumventing the A-95 review procedure. Second by Merz. Motion carried with Premier voting NAY.

CITIZENS FOR ANYTHING NOT ON THE AGENDA

Larry King spoke for the Siuslaw Rural Fire Department and reported they are ready to begin but a problem has come up in the reporting procedure as outlined in the agreement. Dunes City is to receive a copy of the inspections according to the agreement and a conflict has come up regarding invasion of privacy. They could give the city a list of the addresses inspected each month, but normally the only copies of the inspection slip is one for the fire department and one for the resident.

Mayor Read suggested that nothing be done until he has a chance to talk to Mr. Young in Salem. It is his intention to stop in Salem on his way back for the League of Oregon Cities Convention in Portland.

REPORTS

Recorder - Correspondence received from the Highway Division regarding the left turn refuges previously requested by council. The junction of Clear Lake Rd. and 101 has been put high on a priority list for construction of a left turn lane however no funds are available at this time. Based upon the results of a survey, no left turn lane will be put in at Westlake on 101.

The Road Committee considered the matter of signs on 101 at Clear Lake Road and at Pacific Avenue at council's direction. Their decision was to put one at Clear Lake but not at Pacific. According to a reply from the Highway Division, this sign has been ordered and will be installed upon completion.

An invitation to membership in the Siuslaw Pioneer Museum was not acted on by council.

Duplicated keys for the filing cabinets have been deposited at Joe English's office in the event that something happened to the recorder leaving no keys available.

At the request of Ron Ellson, cost figures for supplying the rest rooms with towels was investigated through American Linen Supply in Eugene and reported upon. The name of West Coast Laundry in Newport came up in discussion. Ellson moved to accept laundry services to supply towels, tissue and soap for under \$5 a month. Merz second, motion carried.

Road Committee - Mayor Read raised discussion on motion of August 27 and question of Mrs. Premer on September 11. He was questioning council as to what position he should take in dealing with the members of the Road Committee when asked for advice from the council regarding decisions that need made.

Counselor responded that by motion the council had granted blanket authority to spend the road funds as the committee sees fit. Since the Mayor is the city administrator, it is reasonable for them to contact him for advice.

During discussion that followed, the conclusion was the Road Committee is doing a good job and since they are calling the Mayor, and their requests sound reasonable, he should tell them to go ahead. If he felt that it was a decision he did not want to make on his own, he should call a special meeting or ask that it be brought to the regular meeting. It was further suggested as reasonable to expect a monthly report on jobs accomplished and what the costs are. The council felt that as long as the road chairman is calling the Mayor for advice, this is in line with the portion of the motion that specifies that "until there are complaints" they should proceed on their own.

Planning Commission - Mr. Wobbe reported the commission had reviewed the Comprehensive Plan Committee recommendations and recommends approval of the revisions, pending further citizen input. A public hearing will be held Nov. 19.

Counselor advised members of the council to refrain from attending public hearings conducted by the Planning Commission in order that they can be absolutely neutral when the matter comes before them for hearings.

Ellson moved to obtain at least 50 or 100 copies and schedule the council's public hearing for the end of January. Petersdorf second, motion carried. Mr. Coyne will check with L-COG on printing of extra copies.

LCDC Handbooks - The packets are available and discussion was held on the Plan Evaluation. Mr. Morgan reported attending a meeting in Coos Bay and it was his recommendation to ask for a six month extension in filling out the evaluation. Mr. Ellson attended a similar meeting in Newport and thought there was a possibility of getting planning money to cover the costs of filling out the questionnaire. Mr. Morgan agreed that there were some funds available through LCDC for Coastal counties.

The matter of filling out the Plan Evaluation was discussed as to who should do it and Ellson suggested the recorder begin working on it. It was further suggested that Mr. Morgan of the Planning Commission also work on it as well as anyone else who might have time. Help is also available from Kathy Keene of L-COG.

OLD BUSINESS

Public Hearing - The meeting was turned over to a public hearing on the requested street vacation of Laguna Lane by Bob Westcott and S. P. McLaughlin. No one spoke in opposition to the vacation.

Counselor advised council of three things to consider: 1) signatures in order; 2) proper notices posted; 3) whether public interest would be prejudiced in granting the requested vacation. Finding all these matters as fact, the next step would be

to draft an ordinance vacating the street. Mr. Armstrong read the proposed ordinance by short title.

The issue was discussed with questions directed to Mr. Westcott as to why he wanted the street vacated. He replied the street is too steep to use for access to the lake and they wanted to clear out the brush.

Coyne moved to vacate the street as proposed and adopt the ordinance on reading by short title only. Premier second. Motion carried.

Legal counsel read the ordinance by short title only for the second reading. Coyne moved to adopt, Premier second, motion carried. The ordinance will carry number 45.

Sportsmen Club - The council has before them a letter from the club with the points agreed to by the city to be added to the agreement between the club and the city with some additional requests by the club. Discussion was held on the use of kitchen appliances and who was responsible for maintenance. Mrs. Merz voiced the opinion that if the city is to assume the responsibility of the kitchen, the Sportsmen Club should also pay the rental charge for use of the kitchen.

Ellson moved the \$5 charge for kitchen use when renting the building to be set aside as a fund for maintenance of appliances. Petersdorf second. Motion carried.

The function of the building committee in operating the building was discussed. The Sportsmen Club has requested two members from the group serve on the committee. It was determined from Section D of the agreement that the city has complied in setting up the committee.

Counselor suggested the Memorandum Agreement had served its purpose and perhaps a lease agreement would be more appropriate. The council was in agreement that counsellor should draw up a lease agreement to be considered by the city and the Sportsmen Club.

The recorder was instructed to purchase a mop and a dustpan for the center.

NEW BUSINESS

Boundary Commission, deannexation request - The request is for property referred to as Johnathan's Nest and laying north of Canary Road. The November 6 scheduled date for hearing before the Boundary Commission was held over to the December 4 meeting and will be held in Eugene. Council discussed Mr. Lemke's actions regarding his proposed development plans.

Browne moved Dunes City go on record as being against the deannexation. Second by Petersdorf.

Mayor Read asked for individual comments from council as to their reasons for feeling the way they did. They expressed the desire to see the boundaries squared off; orderly growth controlled by the city; eroding away of property can be a real problem; Mr. Lemke has not been truthful in his statements on the petition; concern over the effect of Little Woahink on the main lake and the need

to have some control of the lake; traffic volume onto Canary Road; Mr. Lemke's statements that he cannot develop in Dunes City when he has never complied with ordinances in effect on his first proposed development and withdrew the plans for the campground before they were considered by the Planning Commission.

The one opposing opinion was expressed by Mrs. Premer who feels the county has paid planners to help supervise development of the property and the time to do it and Mr. Lemke has had trouble with developing in Dunes City because of lack of decisions by Council.

| | | | |
|--|------|------------|-----|
| On call for the question the roll call vote was: | Read | AYE | |
| Browne | AYE | Merz | AYE |
| Coyne | AYE | Petersdorf | AYE |
| Ellson | AYE | Premer | NO |

The recorder was asked to take individual comments from the tape for Mayor Read to use in preparing a statement for the Boundary Commission.

LOC Housing Study - Council discussed participation in a study being planned by LOC of a housing review. Petersdorf moved to write Kathy Keen of LOC indicating council's desire to participate in the proposed study. Browne second, motion carried.

League of Oregon Cities Convention - Discussion was held relevant to expenses incurred by those city officials planning to attend the convention. Browne suggested expenses be kept track of and a formula worked out at the next meeting.

Ellson presented a request that Dunes City ask International Paper to keep better control of the lake to prevent erosion. After discussing the matter, Ellson was instructed to write a letter to I. P. and impress on them the city's concern.

In the Executive Session held earlier, counselor had mentioned citizens have been calling his office for information and complaints on building codes, etc. Mayor Read suggested these be referred to the city office or brought before the council rather than take counselor's time.

Adjournment - The meeting was adjourned at 10:45 p.m.

Attest: Pat Barker
City Recorder

John Read
Mayor

Robert Petersdorf

Dorothy Premer

Paul L. Coyne

Shirley M. Merz

Judd R. Browne

Ron Ellson

Mayor Read asked to clarify part of the section just read by counsel, to differentiate between a P U D and a subdivision. Section 38 is a part of the Subdivision Ordinance and a P U D is a part of zoning. Since the zoning in that area is residential, it would be limited to single family housing units as opposed to a campground, motel, etc.

Mayor Read asked the Planning Commission to study the concept at their next regular meeting, applying Section 38, and subject to receipt of a tentative sketch of the proposal.

Councilwoman Premier questioned the haste in making a decision. Mr. Lemke responded that the Boundary Commission hearing is set for January 8th and cannot be postponed a 3rd time. He would like to know where he stands with the concept in order to make a decision on whether or not to withdraw his deannexation request.

In response to a question from Mr. Wobbe regarding provision for water to the development, Mr. Lemke stated that a water system will have to be developed that would be acceptable to the City. They would build it and turn it over to the city together with a bond to guarantee maintenance of the system for a given number of years.

To clear confusion shown in discussion, Mr. Armstrong stated that at this point, Mr. Lemke is asking the specific question, "I intend, in the future, to apply for preliminary approval using standards that are not half acre lots. Will you consider this favorably, if it's done right?" The expected answer from the Planning Commission is either, "Yes, we would consider you doing this," or, "I'm sorry, but until something else happens, we are locked in to half acre lots." This puts the Planning Commission in the position of serving as the City Engineer. If the commission were to say "yes", no commitment is involved other than listening to him when he submits his preliminary plat.

Mayor Read requested the Planning Commission to make a decision next week, at their regular meeting, on a concept proposal of Mr. Lemke in which 80 - 90 units could be clustered on 30 acres with a total density not to exceed one unit per 1/2^B acre.

There being no other business, the meeting was adjourned to allow the council to go into the regular City Council meeting.

Attest:

Pat Barber
Secretary & Recorder

Mayor

J. E. Morgan
Planning Commission Chairman

J. J. Menden

Eugene M. Hobbs

Bartholomew Premier

Harley M. Mays

Judd Brown

Paul Stensrud

DUNES CITY COUNCIL AND PLANNING COMMISSION

JOINT MEETING

December 11, 1975

A special meeting held jointly with the Planning Commission and City Council was called to order at 7:00 p.m. by Mayor Read to discuss with Mr. Lemke the issue of Johnathan's Nest which has been the cause of some confusion in the past two years as well as the upcoming deannexation request before the Boundary Commission.

All members of the Council and Planning Commission were present as well as City Attorney Armstrong and 9 members of the general public.

A file comprised of all Council and Planning Commission minutes, correspondence, etc. concerning the property has been put together. Mayor Read gave some background information on the project.

Mr. Armstrong read from the subdivision ordinance citing Section 14 which states that, "If a subdivider wishes to proceed with the subdivision after the expiration of the six month period.....he shall resubmit his preliminary plat....." Counselor informed council this had not been done which would leave Mr. Lemke back to resubmitting his preliminary plat.

Mr. Lemke stated he did not want to go back in history and gave a presentation of a concept on the Flippen property (which is what the piece of land has been known as in the past). He has had engineers and landscape architects look at the property and feels if they went in and put 150 houses on the 75 acres, they would completely destroy the landscape with the problems of sand erosion, destroying the wildlife habitat and losing trees.

At this point, he would like the city engineer together with his engineers, to look at the property and determine what the minimum lot sizes could be with the total number of units not to exceed one unit per one half acre. This would be a different proposal than those previously presented and would protect as much of the natural area as possible.

In view of the fact that the city does not have an engineer, Mr. Lemke said he had discussed this with Herb Robbins and they are willing to advance funds on the basis of \$50 per lot to acquire the services of an engineer.

At this time, Mr. Lemke is only asking for approval of the concept of his proposal before investing large sums of money in the venture only to have the Planning Commission or Council insist on the minimum lot size as given in the ordinance. Under this proposal, it was felt by Mr. Lemke and his engineers that this is the best use of the land and would keep all construction away from the lake, limiting construction to 30 acres that are flat.

Mr. Armstrong cited Section 38 of the subdivision ordinance which gives the Planning Commission the authority to modify the standards and regulations of the ordinance in the case of large-scale developments.

DUNES CITY COUNCIL

MINUTES

December 11, 1975

The meeting was called to order by Mayor Read with all members of Council present. Total present 24.

The minutes of the Regular Meeting and Executive Session of November 13, 1975 were approved as submitted.

BILLS

| | |
|-------------------------------------|-----------|
| Coast To Coast; mop and Dustpan | \$ 3.78 |
| Herb Sauter; mileage and propane | 27.20 |
| Jim Gray; mileage, roads | 16.00 |
| Copeland Lumber; road material | 108.50 |
| Standard Oil; road material | 102.10 |
| Central Lincoln P U D; 222.30/27.80 | 250.10 |
| Berry Creek Construction; rock | 45.00 |
| Oregon Willamette Lumber; roads | 20.85 |
| Oceanway Industries; roads | 57.66 |
| Pacific Northwest Bell | 28.59 |
| | <hr/> |
| | \$ 659.78 |

Coyne moved to pay bills. Browne second. Motion carried.

RECEIPTS

| | |
|-------------------------------|-------------|
| Central Lincoln P U D | \$ 388.00 |
| Copies, David Hickman | 6.50 |
| Building Rent | 20.00 |
| OLCC; October | 238.85 |
| Highway Division; October | 880.24 |
| Cigarette Tax; October | 216.23 |
| Motel Tax; September, October | 434.36 |
| Copies | .60 |
| | <hr/> |
| | \$ 2,184.78 |

Due to bad weather (snow) and the distance traveled by some who want to make presentations to the council, the agenda was revised to accomodate those people.

NEW BUSINESS

* preliminary
B
Woahink Lake Shores - Max Ingerson, attorney for Mr. Tyler who owns property in Dunes City, appeared to make the Council and Planning Commission aware of what they are trying to accomplish involving Todd Briggs' subdivision known as Woahink Lake Shores which ended up in the courts. According to records in the city files, the Planning Commission gave approval to the subdivision in October 1971 and subsequent ~~final~~ approval was granted by Council November 1, 1971 however the subdivision plat was never recorded, resulting in Mr. Briggs being prosecuted for illegal sale of property.

Mr. Ingerson is in the process of working with the District Attorney's office and the Real Estate Commissioner for permission to use the property.

Mayor Read responded that he was serving on the Planning Commission at that time and stated that it was under the old subdivision ordinance and to his recollection, he could not say for sure if it had both preliminary and final approval, although they were under the impression it was not complete.

At this point, Mr. Ingerson is just investigating the matter and may be back before the council to ask special consideration in this area if he can get the cooperation of the Real Estate Commissioner to omit those lots in question from the subdivision.

Steve Greenwood, Green Bus Project - Mr. Greenwood of the Florence Human Resource Center explained the bus project is now under the department of Social Services and for varied reasons it seems best to change it to a Transportation Service and take it from a government program and put it under a non-profit organization. They are here to ask Dunes City to designate an official representative to serve on the board for the project. He then introduced Mr. Jim Ward, chairman of the Green Bus Project who gave a presentation on the background and goals of the program.

Councilman Coyne asked to see facts and figures on the project, and these will be provided. The matter was deferred till the January 8th meeting with council to consider a person willing to serve on the Board.

CORRESPONDENCE

Center for Population Research and Census - The preliminary July 1, 1975 population estimate for Dunes City is 945.

Richard D. Wyatt - In the past, patrons of the Westlake Tavern have contributed to a memorial fund and have stated they would like to place the money in a "living" memorial fund to be used for landscaping around the Community Center, etc. They asked the Council to give consideration to establishing a memorial on behalf of those who give and shall give in the future.

The matter was turned over to Mrs. Premer as chairman of the Community Center Committee. A letter is to be written expressing interest in such a fund and willing to establish and manage it.

LOC, Revenue Sharing Reenactment Campaign - Discussion was held on the possible withdrawal of Federal Revenue Sharing Funds and the effects on the city.

Browne moved for Mayor Read to respond to the Revenue Sharing issue. Second by Petersdorf. Motion carried. Mrs. Premer requested a copy of the letter.

Boundary Commission Staff Notes - The staff notes for the Boundary Commission regarding the requested deannexation of the Johnathan's Nest property have been received and made available to the council. One statement contained in the notes is misleading in that it implies Mr. Lemke met with the council when in fact Mayor Read had lunch with Mr. Robbins and Mr. Lemke and talked over the differences. (see paragraph one, page two of the Staff Notes.)

REPORTS

Planning Commission - Mr. Morgan reported hearing a request for a Minor Land Partitioning on Booth Island and recommends council's approval of the partition. One stipulation made by the commission was having the metes and bounds description signed by a surveyor. Mr. Christensen had contacted the commission secretary by phone and did not plan to attend the council meeting due to the snow but he does have the signed description which will be mailed over and included with the papers before they are recorded (based on council's approval).

Ellson moved to accept the Minor Land Partition. Second by Browne. Motion carried with Premer abstaining.

Morgan also reported holding hearings on the Comprehensive Plan on November 19 and December 3. Notes were taken but no recommendations have been formulated.

The procedure to follow in the continuing process of bringing the Comprehensive Plan to completion was discussed. L-COG has printed 50 extra copies of the plan which will be available to the public as soon as the recommended changes have been inserted in the booklets. Recommended changes will be made to the Comp Plan Committee who will make the revisions.

Councilwoman Premer reported on the terms of office for Planning Commission members, referring to page 3 of the Planning Commission Ordinance. The worksheets used in determining the terms will be on file in the city office.

The terms expire on December 31st of the years indicated below:

| | | | | | |
|---------|------|---------|------|--------|------|
| Wobbe | 1975 | Hughes | 1977 | Morgan | 1976 |
| Musulin | 1975 | Chapman | 1977 | | |

OLD BUSINESS

L O C Convention Expenses - Mayor Read, Councilwoman Herz and Planning Commission Chairman Morgan attended the convention. The matter was deferred until the bills come in.

CETA Employee- A letter was received from Dave Gould giving a breakdown of his activities involved in the \$65 mileage request as previously submitted.

During discussion it was pointed out that no arrangement had been made to pay mileage. The two employees borrowed from the Port of Siuslaw for work on the roads are receiving \$1.00 per day for the additional expenses of traveling from the normal work location (one car, two people, \$1).

Also pointed out was the tools belonging to the city as well as an auger of Carrell Rigg's, rake of Rod Smith and a hatchet of Pat Barber's that were borrowed and never returned.

Coyne moved to deny the claim. Browne second. Motion failed on roll call vote:

| | | | | | | | |
|--------|-----|--------|-----|--------|-----|------------|-----|
| Read | NAY | Coyne | NAY | Merz | AYE | Petersdorf | NAY |
| Browne | AYE | Ellson | AYE | Premer | NAY | | |

Petersdorf moved to pay one half of the claim with a letter sent to Mr. Gould outlining the council's reasoning. Browne second, motion carried with Browne voting NAY.

Counselor was instructed to write the letter to Mr. Gould on the mileage as well as inquiring about the tools. The recorder is to catalog missing tools and report at the next meeting.

Wes Campbell, who live in Dunes City, has applied for the CETA position and was further recommended by Herb Sauter. Since Mr. Gould is on a Workmen's Compensation claim, his position would have to be clarified before any decisions could be made. Discussion included the possibility of having Mr. Gould sign a statement of resignation. Mayor Read will contact him on this.

Ellson moved to proceed with negotiations with Mr. Gould to determine his position in regards to the job. Merz second, motion carried.

Restroom Supplies - At the previous meeting, the recorder had been instructed to contact a Newport laundry service in regards to supplying the resrooms and set it up for under \$5 per month. Since the fee would come to more than that allowed, the matter came before the council again. Two proposals were outlined.

Ellson moved to accept the services of American Linen Supply for \$8.50 per month for total services. Petersdorf second, motion carried.

NEW BUSINESS

LCDC - Mayor Read and Mr. & Mrs. Earl Chapman attended a meeting on the LCDC Handbooks. The first section COASTAL GOALS can be let go for now and be evaluated as time permits. The GOALS AND GUIDELINES section is the latest publication and several copies are available.

Read explained the contents of the Land Use Handbook. The two sections which concerns the city at this time is the Plan Evaluation and the Citizens Involvement section.

LCDC Extension Request - Discussion was held on the amount of time needed to fill out the Plan Evaluation. Merz moved to apply for a 60 day extension.. Browne second. Motion carried.

Committee for Citizen Involvement - Mayor Read referred to Part IV of the handbook for guidelines in selecting such a committee. Different methods were discussed.

Ellson moved to incorporate the Planning Commission and Comprehensive Plan Committee into the CCI and advertise in the local paper for interested citizens; committee to consist of a maximum of 10 with Planning Commission members not to serve unless needed to fill committee. Coyne second. Motion carried with Herz voting NAY. Earl Chapman is to draft the letter to LCDC as required by Chapter 59 of the handbook.

Mayor Read requested that Marie Cehler put an article in the Siuslaw News similar to the one Florence had printed, advertising for interested citizens to serve on the committee. The Mayor also asked approval from the council to appoint Miss Cehler as the Chairman of that committee.

Plan Evaluation - A lengthy discussion was held on filling out the Plan Evaluation. Mrs. Premer has a copy that John Carlson has started to fill out. Councilman Ellson recommended that copies be made and distributed to council members and each councilman fill out his own answers using Mr. Carlson's as a guide. Councilman Coyne offered to make the copies.

The council was in agreement to meet in a work session at 7:00 p.m. before the regular January meeting to go over the Plan Evaluation.

Adjournment - The meeting was adjourned at 10:40 p.m.

Attest:

Pat Barker
City Recorder

Mayor

Merle M. Herz
Judd Browne
Ralph

Ron