MEETING OF JULY 10, 1961

COUNCIL CHAMBER 960th MEETING

The nine hundred sixtieth regular meeting of the Council of Milwaukie was held on the tenth day of July 1961.

The meeting was balled to order by Mayor Earl M. Clay.

Present: Mayor Earl M. Clay; Councilmen James Howard, Charles Renard, E. H. Aebi and Theron Sedgwick; City Manager Leonard Mullan, Attorney John O. Sheldahl and Clerk Ellen Martin.

The minutes of a Special meeting of the Council, held on the fifth day of June, 1961, were approved as written.

The minutes of the nine hundred fifty-ninth regular meeting of the Council, held on the nineteenth day of June, 1961, were approved as written.

The minutes of a Special meeting of the Council, held on the twenty-ninth day of June, 1961, were approved as written.

Mr. Jerry Ames, of the Oregon Alarm System, came before the Council and stated that his Company were desirous of monitoring all Milwaukie business houses for burglary and fire and requested permission to call on the business men at this time. It was moved by Howard and seconded by Sedgwick that the Oregon Alarm System be granted permission to make a survey of the business places in Milwaukie to ascertain if or not they would install their monitoring system in Milwaukie. Motion carried and so ordered.

A letter from Lawrence Investment Co., requesting that the southwest ten feet of Hays Street in the J.R.W.Sellwood Addition be vacated. It was moved by Sedgwick and seconded by Howard that

the City Manager obtain an appraisal of the value of the property and report the same at the next regular meeting of the Council. Motion carried and so ordered.

The time having arrived for the hearing on the matter of demolition of a partly burned residence at 4020 Olson Street, the Mayor opened the hearing. There was no citizen present who objected to the partially burned house being declared a public nuisance and a hazard to the neighborhood. The Mayor declared the hearing closed. It was moved by Howard and seconded by Aebi that the following Resolution be adopted.

RESOLUTION NO. 18-1961

Motion carried and so ordered.

Ordinance Number 844 AN ORDINANCE providing for a permit to Rose City Transit Co., and Oregon Corporation, and its successors and assigns, to operate a motor coach route along and upon southeast 17th Avenue between Ochoco Street and the Pendleton Woolen Mills Plant located at the juncture of the River Road (Highway 99) and the said southeast 17th Avenue, all being in the City of Milwaukie, Clackamas County, Oregon, and declaring an emergency was taken up and read for its second reading and put on its passage with the following results being had. Ayes: Howard, Renard, Aebi, Sedgwick and Clay. Nays: None. Ordinance Number 844 passed the Council and was so declared by the Mayor.

Ordinance Number 845 was taken up and read for its first reading. It was moved by Sedgwick and seconded by Howard that Ordinance No. 845 be passed to its second reading. Motion carried and so ordered.

Ordinance Number 845 AN ORDINANCE providing for the pr ocedure, without election to annex certain territory, contiguous to the present boundaries of the City of Milwaukie, Clackamas, County, Oregon, fixing a day for public hearing before the City Council of the City of Milwaukie, Oregon, on the question of such annexation, directing publication of notice of such hearing, and declaring an emergency, was again taken up and read for its second reading and put on its passage with the following results being had, Ayes: Howard, Renard, Aebi, Sedgwick and Clay, Nays: None. Ordinance Number 845 passed the Council and was so declared by the Mayor.

It was moved by Howard and seconded by Renard that the following Resolution be adopted.

RESOLUTION NUMBER 19-1961

RESOLUTION OF GOVERNING BOARD OR GOVERNING AUTHORITY

RESOLVED: That the terms and conditions of transfer of Federal surplus property, as shown on the reverse side (Certificate and Agreements) which appear on all instruments of transfer in use by the Surplus Property Section, Services Division, Department of Finance and Administration, shall be spread upon the minutes of this meeting; and be it

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FURTHER RESOLVED: That Robert O. Hedensten shall be and is hereby authorized as the representative or representatives of City of Milwaukie, Oregon to obtain the transfer to it of surplus property from said Surplus Property Section, upon, and subject to the terms and conditions set forth in the attached "Certificate and Agreement" and in its name and behalf agree to such terms and conditions; and be it

FURTHER RESOLVED: That a certified copy of this resolution be given the Surplus Property Section, Services Division, Department of Finance and Administration, and that the same shall remain in full force and effect, until written notice to the contrary is given said Surplus Property Section by Council of the City of Milwaukie, Oregon.

Earl M. Clay
Mayor

Attest:
R. E. Osborne,
Recorder

Motion carried and so ordered.

A letter from the Library Board, in which they requested that the Planning Commission, the City Council and the Library Board meet together on Tuesday July 18, 1961, was read. The Council agreed to this meeting.

Manager Mullan read a letter from Stevens & Thompson in which they reported the total cost for the sewers in Ardenwald Area "C" to be $146,939.86 with a payment of $7,021.71 now due, and recommended that the Area "C" sewers be accepted. It was moved by Howard and seconded by Aebi that the Area "C" sewers be accepted and that Stevens and Thompson be paid $7,021.71. Motion carried and so ordered.

The Police Chief's report was read and ordered filed.

The Fire Chief's report was read and ordered filed.

Manager Mullan read a report from Stevens & Thompson, of work done on the Area Ardenwald "D" Sewers which showed the amount now due them for service rendered as $3,257.06. It was moved by Aebi and seconded by Renard that Stevens & Thompson be paid $3,257.06. Motion carried and so ordered.

Manager Mullan read a report from the County Health Department in which they stated that on account of unusual high water, the mosquitoes were much worse this year and that Milwaukie's share of the extra expense for mosquito control was $100.00. It was moved by Aebi and seconded by Sedgwick that $100.00 be paid the County Health Dept. for mosqito control. Motion carried and so ordered.

Manager Mullan reported that the City should have a substitute Municipal Judge Kolik was out of town. It was moved by Howard and seconded that Mr. Dale Harlan be appointed as substitute Municipal Judge. Motion carried and so ordered.

Manager Mullan reported that the Milwaukie Review had failed to publish the notice of the Budget Election to be held on July 17, 1961. It was moved by Howard and seconded by Aebi that the following Resolution be adopted.

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RESOLUTION NO. 20-1961

A RESOLUTION PROVIDING FOR THE CALLING OF A SPECIAL CITY ELECTION

WHEREAS, the City Council of the City of Milwaukie, Oregon, has considered the probable receipts and necessary expenditures of the said City for the fiscal year beginning July 1, 1961, and ending June 30, 1962, and the budget estimates for said fiscal year as prepared by its duly constituted Budget Committee, and is of the opinion that in order to adequately pay the expenses necessary for general City purposes for such fiscal year it will be necessary to levy a tax outside of the six per cent limitation on taxation as set forth in Section 11, Article XI, of the Constitution of Oregon, in the amount of $123,729.93 to pay the operating expenses of such City for such fiscal year,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MILWAUKIE, OREGON, that a special election be and the same is hereby called to be held in the City of Milwaukie, Oregon, on the 24th day of July, 1961, at which time there shall be submitted to the legal voters of the City of Milwaukie, Oregon, for adoption or rejection the following proposition:

PROPOSED BY THE CITY COUNCIL AND REFERRED TO THE LEGAL VOTERS OF SAID CITY

Shall the City Council of the City of Milwaukie, Oregon, be authorized and directed to include in the budget and levy a tax on all the taxable property in said City in the sum of $123,729.83, for the fiscal year 1961-1962, for general city purposes, which sum exceeds the six per cent limitation on taxation as set forth in Section 11, Article XI, of the Constitution of Oregon, and which shall be in addition to all other taxes levied.

BE IT FURTHER RESOLVED that the election precinct for said Special Election shall be and constitute all of the territory within the corporate limits of the City of Milwaukie, Oregon, and that there shall be one polling place for said Special Election, namely, in the City Hall, 926 Main Street, Milwaukie, Oregon, at which polling place all legal voters shall vote, and which polling place shall be open from 8:00 o'cloci a.m. to 8:00 o'clock p.m. Pacific Daylight Time;

BE IT FURTHER RESOLVED that the following named persons, all legal voters of the City of Milwaukie, Oregon, be and they are hereby designated and appointed as Chairman and Clerks of election to act as the election board at such polling place, and on such date, to wit:

Gertrude Westerberg,	Chairman
Harriet Saremal	Clerk
Florence Salter	Clerk
Pearl Sedgwick	Clerk

BE IT FURTHER RESOLVED that the Chairman and Clerks of the election board so appointed, shall receive as full compensation for their services the sum of $1.00 per hour, each;

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BE IT FURTHER RESOLVED that the Recorder of the City of Milwaukie, Oregon, be and he hereby is empowered and ordered to make all other arrangements and to secure the necessary supplies for the said Special Electipn;

BE IT FURTHER RESOLVED that the Recorder of the City of Milwaukie, Oregon, be and he hereby is directed to give at least ten (10) days' notice of the Special Election hereby called by posting notices thereof in not less than three (3) public places within the boundaries of the City of Milwaukie, Oregon, and by publishing said notice once in the official city newspaper, The Milwaukie Review. The said notice shall be in the following form:

NOTICE is hereby given that on the 24th day of July, 1961, there will be held a Special Election within the corporate boundaries of the City of Milwaukie, Clackamas County, Oregon, for the purpose of submitting to the legal voters of said City, for their approval or rejection, the following proposition:

TAX LEVY EXCEEDING CONSTITUTIONAL LIMITATION. "Shall the City Council of the City of Milwaukie, Oregon, be authorized and directed to include in the budget and levy a tax on all the taxable property in said City in the sum of $123,729.83 for the fiscal year 1961-1962, for general city purposes, which sum exceeds the six per cent limitation on taxation as set forth in Section 11, Article XI, of the Constitution of Oregon, and which shall be in addition to all other taxes levied."

The polling place for said Special Election will be the City Hall, 926 Main Street, Milwaukie, Clackamas County, Oregon, and the polls shall be open from 8:00 o'clock a.m., to 8:00 o'clock p.m., Pacific Daylight Time, on the day above stated.

Published by the order of the City Council of the City of Milwaukie, Oregon.

H. E. Osborne
Recorder of the City of
Milwaukie, Oregon

Motion carried and so ordered.

It was moved by Howard and seconded by Sedgwick that the following bills be approved and that warrants be drawn for the payment of same.

A-Active Business Mach.	63.00
American Barricade	36.60
J.M.Bernards Garage	.75
Brooks Products, Inc.	66.00
Burroughs Corp.	3.40
Bureau of Water Works	79.50
Carey Oil Co.	373.18
Chamber of Commerce	25.00
Jerry Carpenter	50.00
Clackamas County	33.00
Ditto, Inc.	9.05
Edwards Mfg. Co.	22.64

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Feenaughty Machinery Co.	21.73
Franck's Color Center	5.71
Franklin Electric	13.50
G & S Janitor Supply Co.	18.75
Charlie Helwig, Inc.	18.59
Hersey Sparling Meter Co.	200.32
Floyd Hoggard	90.00
Industrial Air Products Co.	3.60
Internat'l Conf. Bldg. Officials	50.00
Jack's Digger Service	164.25
League of Oregon Cities	462.90
Will Loder Ins. Agcy.	243.64
Milwaukie Automotive Serv.	44.43
Milwaukie Fire Dept.	94.50
Milwaukie Volunteer Fire Dept.	32.00
Milwaukie Hardware	29.73
Milwaukie Lumber Co.	17.30
Milwaukie Review	164.24
Bernard Müffenbier	35.00
National Safety Council	95.00
Neptune Meter Co.	126.24
N.W. Industrial Laundry	6.00
Nudelman Bros.	24.75
Olson Bros. Shell Service	181.18
Oregon City Laundry	33.15
Oregon City Printing & Stationery	1.00
Overall Laundry	22.45
Pacific Telephone N.W.	225.00
Paul's Richfield Service	8.00
Pennsalt Chemicals	266.89
Pioneer Mercantile Co.	1.75
Portland General Electric	1834.11
City of Portland	9.80
Portland Road & Driveway	513.36
Richfield Oil Corp.	5.72
Scientific Supplies Co.	2.48
Southern Pacific Co.	30.00
Wallace & Tiernan, Inc.	24.54
Waterworks Supplies	241.58
Weiner's	83.69
West Chemical Products, Inc.	24.75
Western Drug Label	44.20
Fred Wildy	483.00
C. A. Zimmerman	200.00

Motion carried and so ordered.

On motion duly made and carried the meeting adjourned.

Ellen Martin
Ellen Martin, Clerk