

SPECIAL MEETING

COUNCIL CHAMBER

JULY 17, 1961

The City Council of the City of Milwaukie, Oregon, convened in special session at the City Hall in Milwaukie, Oregon, on the 17th day of July, 1961, commencing at the hour of 8:00 o'clock p.m., Pacific Daylight Time.

The meeting was called to order by Mayor Earl M. Clay, Chairman of the Council.

The roll was called by Council Clerk Ellen Martin. Those present were: Mayor Earl M. Clay; Councilmen Ernest H. Aebi, Charles Renard, Theron E. Sedgwick and James M. Howard.

Also present at the meeting were City Manager Leonard B. Mullan, City Attorney John O. Sheldahl, and Council Clerk Ellen Martin.

Clerk Ellen Martin then presented to the Chairman a written consent to the special meeting signed by all of the members of the City Council. Chairman Clay ordered such written consent so signed to be attached to and made a part of the minutes of the special meeting.

The Chairman of the Council then announced that the special meeting had been called for the purpose of canvassing the results of the Special City Election held on the 17th day of July, 1961, and for the purpose of taking up such other business that might properly come before the Council.

It was then moved by Councilman Ernest H. Aebi and seconded by James M. Howard that the Council proceed to count, canvass and return the votes cast at the Special Election held in the City of Milwaukie, Oregon, on the 17th day of July, 1961, at which there was submitted to the legal voters of said City for their adoption or rejection an Amendment to the Charter of the City of Milwaukie, Oregon, which Charter is entitled "Charter for the City of Milwaukie, as enacted by the voters at a special election held Tuesday, November 7, 1944", which Amendment was designated as Chapter VIII-C, and which appeared on the official ballot at said election and was designated by the following ballot title, to-wit:

VOTE YES OR NO

Mark a cross (X) in the square for each answer voted for

CHARTER AMENDMENT PROPOSED BY THE CITY
COUNCIL AND REFERRED TO THE LEGAL VOTERS
OF THE CITY OF MILWAUKIE, OREGON

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PROPOSED AMENDMENT TO THE CITY CHARTER. Shall
the Charter of the City of Milwaukie, Oregon,
as amended, be further amended by adding there-
to a Chapter to be known as Chapter VIII-C,
authorizing and empowering the City Council
to construct an addition and improvements to
the existing city sewage treatment and dis-
posal facilities; authorizing and empowering
the City Council to acquire by purchase and
construct all the appurtenances necessary for
the completion and operation of said addition
and improvement; authorizing and empowering
the City Council to acquire by gift, purchase,
grant or condemnation the necessary lands
and easements therefor; authorizing and em-
powering the City Council to issue general
obligation bonds of the City of Milwaukie,
Oregon, in an amount not to exceed \$60,000.00,
which shall be paid by an annual ad valorem
tax on all taxable property within the corpo-
rate limits of said City that is in addition
to all other taxes permitted by the Charter,
as amended, of the City of Milwaukie, Oregon,
and the laws of the State of Oregon; and
authorizing, empowering and directing the City
Council to provide each year in the budget of
said City for sufficient funds to pay the prin-
cipal and interest on said general obligation
bond.

YES

NO

Upon being put to a vote, the motion carried unani-
mously.

Whereupon the City Council did proceed to count,
canvass and return the votes cast at said election for the Charter
Amendment entitled and numbered as above set forth, and did find
the results to be as follows;

Total number of votes cast for and
against said Charter Amendment 229

Total number of votes cast in favor
of said Amendment 140

Total number of votes cast against
said Amendment 89

Total number of blank or defective
ballots None

Whereupon Earl M. Clay, Mayor of the City of Milwaukie,
Clackamas County, Oregon, did forthwith issue and sign a proclamation
as required by Ordinance No. 735, of which the following is a true
copy:

PROCLAMATION BY THE MAYOR OF THE CITY OF MILWAUKIE, OREGON

I, EARL M. CLAY, Mayor of the City of Milwaukie, Clacka-
mas County, Oregon, do hereby proclaim and declare that the Amend-
ment to the Charter of the City of Milwaukie, Oregon, submitted to
the legal voters of said City for their adoption or rejection at a
special election held in said City on Monday, the 17th day of July,

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1961, which Charter is entitled "Charter for the City of Milwaukie, as enacted by the voters at a special election held on Tuesday, November 7, 1944," which Amendment was designated as Chapter VIII-C, appeared on the official ballot at said special election and was designated by the following ballot title, to-wit:

VOTE YES OR NO

Mark a cross (X) in the square for each answer voted for

<p style="text-align: center;">CHARTER AMENDMENT PROPOSED BY THE CITY COUNCIL AND REFERRED TO THE LEGAL VOTERS OF THE CITY OF MILWAUKIE, OREGON</p> <p>PROPOSED AMENDMENT TO THE CITY CHARTER. Shall the Charter of the City of Milwaukie, Oregon, as amended, be further amended by adding thereto a Chapter to be known as Chapter VIII-C, authorizing and empowering the City Council to construct an addition and improvements to the existing city sewage treatment and disposal facilities; authorizing and empowering the City Council to acquire by purchase and construct all the appurtenances necessary for the completion and operation of said addition and improvements; authorizing and empowering the City Council to acquire by gift, purchase, grant or condemnation the necessary lands and easements therefor; authorizing and empowering the City Council to issue general obligation bonds of the City of Milwaukie, Oregon, in an amount not to exceed \$60,000.00, which shall be paid by an annual ad valorem tax on all taxable property within the corporate limits of said City that is in addition to all other taxes permitted by the Charter, as amended, of the City of Milwaukie, Oregon, and the laws of the State of Oregon; and authorizing, empowering and directing the City Council to provide each year in the budget of said City for sufficient funds to pay the principal and interest on said general obligation bond.</p>	<p>YES <input type="checkbox"/></p> <p>NO <input type="checkbox"/></p>
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and that the votes cast at said special election after being canvassed by the City Council at a special meeting duly called and held on the 17th day of July, 1961, were found, determined and ascertained to be as follows:

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July 17, 1961

Total number of votes cast	229
Votes cast in favor of amendment	140
Votes cast against the amendment	89
Number of defective or blank ballots	0

Therefore, I, EARL M. CLAY, Mayor of the City of Milwaukie, Clackamas County, Oregon, acting under and by virtue of the power vested in me by virtue of the provisions of the Charter and of Ordinance No. 735 of the City of Milwaukie, Clackamas County, Oregon, do hereby proclaim, make known and declare that 140 votes were cast in favor of said Charter Amendment and that 89 votes were cast against said Charter Amendment, and that 0 ballots were either defective or blank, and that the vote on the said Charter Amendment at said special election shows a majority who voted on the Charter Amendment to be in favor of it.

I do hereby further proclaim, make known and declare that the said Charter Amendment, designated as Chapter VIII-C, so voted upon for the purpose of amending the Charter of the City of Milwaukie, Clackamas County, Oregon, be and the same hereby is effective from the 17th day of July, 1961.

Done at the Council Chambers in the City Hall of the City of Milwaukie, Clackamas County, Oregon, in a special meeting on this 17th day of July, 1961.

Earl M. Clay
/s/ EARL M. CLAY

Mayor of the City of Milwaukie,
Oregon

(SEAL OF CITY)
(OF MILWAUKIE)

ATTEST:

/s/ *R. E. Osborne*
R. E. Osborne

Recorder of the City of
Milwaukie, Oregon

It was then moved by Councilman Charles Renard and seconded by Theron E. Sedgwick that the City Recorder be and he hereby is directed to give public notice of the proclamation by publishing it once in the Milwaukie Review, a newspaper of general circulation in the City and the official newspaper of the City, and by posting copies of the proclamation in five public places within the City of Milwaukie, Oregon, including the City Hall.

Upon being put to vote, the motion carried unanimously.

The Chairman of the Council then directed that the proclamation which he had so issued and signed be filed with the Charter Amendment to which it relates in the office of the City Recorder.

It was then moved by Councilman James M. Howard and seconded by Charles Renard that the Council proceed to count, canvass

continued

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and return the votes cast at the Special Election held in the City of Milwaukie, Oregon, on the 17th day of July, 1961, at which there was submitted to the legal voters of said City for their adoption or rejection an Amendment to the Charter of the City of Milwaukie, Oregon, which Charter is entitled "Charter for the City of Milwaukie, Oregon, as enacted by the voters at a special election held Tuesday, November 7, 1944", which Amendment was designated as Chapter VIII-D, and which appeared on the official ballot at said election and was designated by the following ballot title, to-wit:

VOTE YES OR NO

Mark a cross (X) in the square for each answer voted for

CHARTER AMENDMENT PROPOSED BY THE CITY
COUNCIL AND REFERRED TO THE LEGAL VOTERS
OF THE CITY OF MILWAUKIE, OREGON

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PROPOSED AMENDMENT TO THE CITY CHARTER. Shall	
the Charter of the City of Milwaukie, Oregon,	
as amended, be further amended by adding there-	
to a Chapter to be known as Chapter VIII-D,	
authorizing and empowering the City Council to	
extend and improve the existing municipal	
water system of the City of Milwaukie by the	
purchase, construction and installation of a	
1,500,000 gallon elevated steel water storage	
tank; authorizing and empowering the City	
Council to acquire by purchase and construct	YES <input type="checkbox"/>
all the appurtenances necessary for the com -	
pletion and operation of said extension and	
improvements; authorizing and empowering the	
City Council to acquire by gift, purchase,	NO <input type="checkbox"/>
grant or condemnation the necessary lands	
and easements therefor; authorizing and em-	
powering the City Council to issue general	
obligation bonds of the City of Milwaukie,	
Oregon, in an amount not to exceed \$295,000.00,	
which shall be paid by an annual ad valorem	
tax on all taxable property within the corpo-	
rate limits of said City that is in addi-	
tion to all other taxes permitted by the	
Charter, as amended, of the City of Milwaukie,	
Oregon, and the laws of the State of Oregon;	
and authorizing, empowering and directing	
the City Council to provide each year in the	
budget of said City for sufficient funds to	
pay the principal and interest on said general	
obligation bonds.	

CONTINUED

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Upon being put to a vote, the motion carried unanimously.

Whereupon the City Council did proceed to count, canvass and return the votes cast at said election for the said Charter Amendment entitled and numbered as above set forth, and did find the results to be as follows:

Total number of votes cast for and
against said Charter Amendment 229

Total number of votes cast in favor
of said Amendment 151

Total number of votes cast against
said Amendment 78

Total number of blank or defective
ballots None

Whereupon Earl M. Clay, Mayor of the City of Milwaukie, Clackamas County, Oregon, did forthwith issue and sign a proclamation as required by Ordinance No. 735, of which the following is a true copy;

PROCLAMATION BY THE MAYOR OF THE CITY OF MILWAUKIE, OREGON

I, EARL M. CLAY, Mayor of the City of Milwaukie, Clackamas County, Oregon, do hereby proclaim and declare that the Amendment to the Charter of the City of Milwaukie, Oregon, submitted to the legal voters of said City for their adoption or rejection at a special election held in said City on Monday, the 17th day of July, 1961, which Charter is entitled, "Charter for the City of Milwaukie, as enacted by the voters at a special election held on Tuesday, November 7, 1944," which Amendment was designated as Chapter VIII-D, appeared on the official ballot at said special election and was designated by the following ballot title, to-wit:

VOTE YES OR NO

Mark a cross (X) in the square for each answer voted for

CHARTER AMENDMENT PROPOSED BY THE CITY COUNCIL AND REFERRED TO THE LEGAL VOTERS OF THE CITY OF MILWAUKIE, OREGON	
PROPOSED AMENDMENT TO THE CITY CHARTER. Shall the Charter of the City of Milwaukie, Oregon, as amended, be further amended by adding there- to a Chapter to be known as Chapter VIII-D, authorizing and empowering the City Council to extend and improve the existing municipal water system of the City of Milwaukie by the purchase, construction and installation of a 1,500,000 gallon elevated steel water storage tank; authorizing and empowering the City Council to acquire by purchase and construct all the appurtenances necessary for the com- pletion and operation of said extension and improvements; authorizing and empowering the City Council to acquire by gift, purchase, grant or condemnation the necessary lands and easements therefor; authorizing and em- powering the City Council to issue general	YES <input type="checkbox"/> NO <input type="checkbox"/>

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It was then moved by Theron E Sedgwick and seconded by Ernest H. Aebi that the City Recorder be and he hereby is directed to give public notice of the proclamation by publishing it once in the Milwaukie Review, a newspaper of general circulation in the City and the official newspaper of the City, and by posting copies of the proclamation in five public places within the City of Milwaukie, Oregon, including the City Hall.

Upon being put to vote, the motion carried unanimously.

The Chairman of the Council then directed that the proclamation which he had so issued and signed be filed with the Charter Amendment to which it relates in the office of the City Recorder.

City Manager Mullan reported that he had obtained appraisals of the value of the southwest ten feet of Hayes Street between Oak and Olive Streets as follows:

Appraisal by Mr. Sult	\$.40 per sq. ft.	\$800.00 total
Appraisal by Mr. Davis		750.00

It was moved by Councilman Aebi and seconded by Councilman Sedgwick that the City ask \$800.00 for the vacation of the southwest ten feet of Hayes Street. Motion carried and so ordered.

It was moved by Councilman Renard and seconded by Councilman Sedgwick that an Ordinance, conforming to the State law controlling litter on streets and highways be drawn. Motion carried and so ordered.

On motion duly made and carried the meeting adjourned.

Ellen Martin

Ellen Martin Clerk