

MEETING OF DECEMBER 14, 1959

941st MEETING

The nine-hundred forty-first regular meeting of the Council of Milwaukie was held on the fourteenth day of December, 1959

The meeting was called to order by Mayor Clay.

Present: Mayor Clay; Councilmen James Howard, Peter Mortensen, E. H. Aebi and Theron Sedgwick; City Manager Leonard Mullan, Attorney John Sheldahl and Clerk Ellen Martin.

The minutes of the nine hundred fortieth regular meeting of the Council, held on the ninth day of November, 1959, were read and approved as read.

The minutes of a special meeting of the Council, held on the thirtieth day of November, 1959, were read and approved as read.

Dr. Slominski came before the Council and made inquiry as to the progress of the vacation of the north end of an alley to the west of his property at 23rd and Washington Streets. There was discussion on the question and it was shown that at the time he built his clinic on his property, he had set the building westward leaving a wide setback from 23rd Street to provide for the future widening of 23rd Street. The question arose as to whether or not all of the alley had been given from Duerst's Addition or if Tscherner had given a part of his land at the time Duerst's Addition was platted. Dr. Slominski was advised to make a search of the records to get the facts.

The Mayor opened the hearing on the annexation of territories as listed in Ordinance No. 767 and called for any remonstrances or objections. There was no citizen present who made objection and no written remonstrance had been received. The Mayor declared the hearing closed. Ordinance No. 773 was taken up and read for its first reading. It was moved by Howard and seconded by Sedgwick that Ordinance No. 773 be passed to its second reading and that it be read at this time. Motion carried and so ordered. Ordinance No. 773 AN ORDINANCE annexing certain territories contiguous to the present boundaries of the City of Milwaukie, Clackamas County, Oregon, and fixing the effective date of such annexation, was again taken up and read for its second reading and put on its passage with the following result being had: Ayes: Clay, Howard, Mortensne, Aebi and Sedgwick. Nays: None. Ordinance No. 773 passed the Council and was so declared by the Mayor.

The Mayor opened the hearing on the question of annexation of properties as listed and described in Ordinance No. 771, and called for objections or remonstrances. There was no citizen present who objected and no written remonstrance had been received. The Mayor declared the hearing closed. Ordinance No. 774 was taken up and read for its first reading. It was mov-

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ed by Howard and seconded by Mortensen that Ordinance No. 774 be passed to its second reading and that it be read at this time. Motion carried and so ordered.

Ordinance No. 774 AN ORDINANCE NUMBER 774 AN ORDINANCE annexing certain territories contiguous to the present boundaries of the City of Milwaukie, Clackamas County, Oregon, and fixing the effective date of such annexation, was again taken up and read for its second reading and put on its passage with the following results being had, Ayes: Clay, Howard, Mortensen, Aebi and Sedgwick. Nays: None. Ordinance No. 774 passed the Council and was so declared by the Mayor.

The Mayor opened the hearing on the improvement of 33rd Street Quincy Addition, and called for remonstrances or objection to the same. There was no citizen present who objected to curbs and sidewalks along both sides of 33rd Street from Washington Street to Wister Street, and no written objection had been received. The Mayor declared the hearing closed. Ordinance No. 775 was taken up and read for its first reading. It was moved by Howard and seconded by Mortensen that Ordinance No. 775 be passed to its second reading and that it be read at this time. Motion carried and so ordered. Ordinance No. 775 AN ORDINANCE providing for the improvement of 33rd Street from its intersection with Washington Street to its intersection Wister Street, by construction of curbs, sidewalks and driveways along both sides thereof where none now exist and where they do exist but do not conform to City standards as to grade quality or alignment, was again taken up and read for its second reading and put on its passage with the following result being had. Ayes: Clay, Howard, Mortensen, Aebi and Sedgwick. Nays: None. Ordinance No. 775 passed the Council and was so declared by the Mayor.

Mr. Dale Harlan, 4405 S. E. Howe Lane, in Arden Park, laid before the Council a petition, signed by forty-nine property owners in Arden Park, requesting that sewers be put in the streets of Arden Park. It was moved by Sedgwick and seconded by Aebi that the City Manager be directed to have the Engineer's survey made for this project. Motion carried and so ordered.

Applications for recommendation for renewal of Liquor Licenses were laid before the Council as follows:

41st Street Grocery, Annie Campbell Heyden,	"PA" Package Store Class A.
Safeways Stores,	"PA" " " " " "
Hyde's Restuarant, Warren Hude.	R. M. B. B.

It was moved by Howard and seconded by Mortensen that the Council recommend renewals for liquor licenses as listed above. Motion carried and so ordered.

Manager Mullan read a letter from the Southern Pacific R.R. Co. with regard to the trunk line sewer in their right-of-way along the west boundary of Bonnie View^{Acres}. It was moved by Mortensen and seconded by Sedgwick that the Southern Pacific Co. be paid \$950.00 for a permanent easement for the trunk line sewer in their right-of-way along the west boundary of Bonnie View Acres.

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

RESOLUTION 38-1959

RESOLVED: That the terms and conditions of transfer of Federal Surplus property as shown on the attached "Certificate and Agreement, " 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

FURTHER RESOLVED: That the Civil Defense Director shall be and is hereby authorized as the representative of the City of Milwaukie, Oregon to obligate its funds and 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, un-

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RESOLUTION NUMBER 38-1959 (Continued)

til written notice to the contrary is given said Surplus Property Section by the City of Milwaukie City Council.

I, _____, hereby certify that I am the custodian of the official records of the City of Milwaukie City Council; that the foregoing resolution is a true and correct copy of a resolution adopted by a majority of the members thereof present at a meeting of said City Council, regularly called on the 14th day of December, 1959, at which a quorum was present; and, that R. E. Lillis is duly appointed and acting Civil Defense Director of said City of Milwaukie, Oregon.

Dated this 14th day of December, 1959.

Earl M. Clay
Mayor

(Seal)

Signature of authorized Representative

R. E. Lillis
R. E. Lillis

Motion carried and so ordered.

It was moved by Mortensen and seconded by Sedgwick that the City Manager be instructed to investigate and procure pertinent information on a new fire fighting apparatus. Motion carried and so ordered.

It was moved by Howard and seconded by Aebi that letters be written to the County Treasurer and the Rural Fire Protection District, inviting them to meet with the Council to discuss and reach an equitable decision of the assets of the Milwaukie Rural Fire Protection District, including the tax moneys levied and collected by the District on properties withdrawn from the District and annexed to the City. Motion carried and so ordered.

A letter from the Milwaukie Business Women's Club, expressing their appreciation for the use of the basement party room in the City Hall, was read and ordered filed.

It was moved by Mortensen and seconded by Sedgwick that the State Highway Department be paid \$100.00 for replacement and installation of a culvert under the access road at Milport Road. Motion carried and so ordered.

Manager Mullan read a report from Stevens & Thompson on the sewers in Ardenwald "Area B" showing the amount now owing Contractor Don Thornton to be \$818.28. It was moved by Howard and seconded by Aebi that Don Thornton be paid \$818.28. Motion carried and so ordered.

It was moved by Aebi and seconded by Mortensen that the City Manager be authorized to take the necessary steps to procure a United States Grant or loan for the improvement of the Sewer Disposal Plant. Motion carried and so ordered.

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

<u>VENDOR</u>	<u>TOTAL</u>
Addressograph-Multigraph Corp.	\$ 12.65
American Barricade Co.	10.60
American Brush Co.	41.80
J. M. Bernard's Garage	49.03
Brooks Products, Inc.	62.40
Bureau of Water Works	79.50
Clackamas County	75.25

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<u>VENDOR</u>	<u>TOTAL</u>
Alice Edmunds	\$ 8.75
Edwards Manufacturing Co.	100.46
Electro-Plumb Co.	27.46
Feenaughty Machinery Co.	367.53
Dick Groener Agency	39.66
Charlie Helwig, Inc.	11.64
Horton Construction	1,396.78
Huser Sales & Service	5.50
Instrument Sales & Service	10.50
McCready Lumber Co.	4.00
Milkiewa Feed Mills	21.75
R. S. Milln	122.50
Milwaukie Automotive Service	19.78
Milwaukie Electric	6.80
Milwaukie Hardware	29.47
Milwaukie Landscape	80.00
Milwaukie Lumber Co.	1.55
Milwaukie Plumbing & Heating	668.49
Milwaukie Review	105.42
Milwaukie Volunteer Fire Dept.	28.00
Leonard B. Mullan	20.00
Multnomah Fuel Co.	84.70
National Fire Prot. Ass'n.	15.00
Neptune Meter Co.	68.23
Northwest Industrial Laundry	3.60
Olson Bros. Shell Service	96.85
Overall Laundry	7.40
Portland Road & Driveway	195.48
Pacific Telephone	159.22
Payette & Carlson	110.00
Peerless Pacific Co.	236.01
Portland General Electric Co.	1,184.17
Price Rite Grocery	4.06
Richfield Oil Co.	14.31
Rockwell Mfg. Co.	504.18
Standard Oil Co.	76.49
F. E. Stein	30.43
Stevens & Thompson	83.47
Tidewater Oil Co.	140.15
Water works Supplies Co.	179.95
West Disinfecting Co.	16.20
Western Drug Label Co.	205.00
Western Sales	9.00
Zuber Bros. Construction	4,662.00

Motion carried and so ordered.

On motion duly made and carried the meeting adjourned.

Ellen Martin
 Ellen Martin, Clerk