

MEETING OF MARCH 11, 1957

908th MEETING

The nine hundred eighth regular meeting of the Council was held on the eleventh day of March 1957.

The meeting was called to order by Mayor Mullan.

Present: Mayor Mullan; Councilmen Clay, Mortensen, Klein and Roberts; Manager Burdick, Attorney Sheldahl and Clerk Martin.

The minutes of the nine hundred seventh regular meeting of the Council, held on the eleventh day of February, 1957, were corrected and approved.

The minutes of a special meeting of the Council, held on the twenty-fifth day of February, 1957, were approved as written.

An application for recommendation of license to sell packaged malt beverage, at a grocery store at 30th and Washington Streets, was laid before the Council by Mr. Otis Fleishman, proprietor of Fleishman's Grocery. It was moved by Clay and seconded by Roberts that the Council recommend that a Package Store Malt Beverage Class "A" license ("P.A.")

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be granted to Fleishman's Grocery located at 30th and Washington Streets. Motion carried and so ordered.

Mr. E. F. Cloward, 14603 S.E. Wagner Lane, owner of Tax Lot 91, Whitcomb D.L.C. came before the Council and requested that the zone be changed from 3 R-1 to 3 R-2. A letter, from the Milwaukie Planning Commission, recommending the change, was read. Mr. Cloward presented a petition, signed by owners of five pieces of property in the vicinity of Tax Lot 91, stating that they had no objection to the change of zone, however, the owners of adjacent properties to the west and east had not signed the petition. The matter of the private roadway at the west of the property was discussed and it was suggested that this roadway be widened and dedicated as a public street. Mr. Cloward was in doubt about the boundary lines of the property and stated that he would get all information prepared for the Council and contact Mayor Mullan in order that a special meeting may be called for the purpose of coming to a decision in this matter.

The Board Members and Attorney for the Milwaukie Rural Fire Protection District were present and discussed with the Council their financial status. It was decided that the Rural Fire Protection District Board would prepare their budget for the coming fiscal year and again meet with the Council in the near future.

Ordinance Number 662 was taken up and read in full for its first reading. It was moved by Mortensen and seconded by Clay that Ordinance Number 662 be passed to its second reading and that it be read at this time. Motion carried and so ordered.

Ordinance Number 662 AN ORDINANCE providing for the sale, in furtherance of the public interest, of certain real property owned by the City of Milwaukie, Oregon, not needed for public use, authorizing and directing the Mayor to execute a deed for said property on behalf of said city, 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: Mullan, Clay, Mortensen, Roberts and Klein. Nays: None. Ordinance Number 662 passed the Council and was so declared by the Mayor.

It was moved by Roberts and seconded by Clay that the following resolution be adopted.

RESOLUTION NUMBER 4-1957

A RESOLUTION ACCEPTING JURISDICTION OVER CERTAIN COUNTY ROADS PLACED IN AND GIVEN TO THE CITY OF MILWAUKIE, OREGON, BY ORDER OF THE COUNTY COURT OF THE STATE OF OREGON AND FOR THE COUNTY OF CLACKAMAS, COURT ORDER NUMBER 4928.

WHEREAS, by appropriate statutory procedure, the County Court of the State of Oregon for the County of Clackamas did, by its Court Order #4928 dated the 19th day of December, 1956, place in and give to the City of Milwaukie, Oregon, jurisdiction over the following County Roads and portions thereof, to-wit:

1. That portion of S.S. Fields Road, #1438, sometimes known as Railroad Avenue, as the same extends from Adams Street easterly to 46th Street, sometimes known as Walsh Road, within the corporate limits of the City of Milwaukie, Oregon.
2. That portion of 42nd Street, #1673, as the same extends from S.S. Fields Road, sometimes known as Railroad Avenue, to the north line of King Street within the corporate limits of the City of Milwaukie, Oregon.
3. That portion of Rio Vista Avenue, #2449, as the same extends from S.S. Fields Road, sometimes known as Railroad Avenue, to the east boundary of Keil Heights, within the corporate limits of the City of Milwaukie, Oregon.

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4. That portion of Franklin Avenue, #2385, as the same extends from S.S. Fields Road, sometimes known as Railroad Avenue, to the east boundary of Keil Keil Heights, within the corporate limits of the City of Milwaukie, Oregon.

5. That portion of Jefferson Street, #2441, as the same extends from 42nd Street to the easterly boundary of Keil Heights, within the corporate limits of the City of Milwaukie, Oregon.

6. That portion of King Street, #132, as the same extends from the east side of 40th Street to the east side of 44th Street, within the corporate limits of the City of Milwaukie, Oregon.

7. Moores Street, #1979-3, from the north and south Multnomah-Clackamas County line to its easterly terminus.

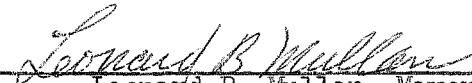
8. North Street, #1993-3, from its intersection with Moores Street to its intersection with Ochoco, and

WHEREAS, the said County Court did, by its said Order, further provide that the City of Milwaukie must accept said jurisdiction within ninety days from the date of Order,

NOW THEREFORE, BE IT HEREBY RESOLVED BY THE COUNCIL OF THE CITY OF MILWAUKIE, OREGON, AND BY VIRTUE OF THE PROVISIONS OF ORS 373.270, that the City of Milwaukie, Oregon, does hereby accept the jurisdiction over the County Roads and portions of County Roads hereinabove described, as the said jurisdiction was placed in and given to the City of Milwaukie, Oregon, by Court Order #4928 of the County Court of the State of Oregon for the County of Clackamas.

BE IT FURTHER RESOLVED that certified copy of this Resolution be forthwith transmitted to the County Court of the State of Oregon for the County of Clackamas.

ADOPTED THIS 11th DAY OF MARCH, 1957.


 Leonard B. Mullan, Mayor of
 Milwaukie

Motion carried and so ordered.

Ordinance Number 663 was taken up and read for its first reading. It was moved by Klein and seconded by Roberts that Ordinance Number 663 be passed to its second reading and that it be read at this time. Motion carried and so ordered.

Ordinance Number 663 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 taken up and read for its second reading and put on its passage with the following results being had, Ayes: Mullan, Clay, Mortensen, Roberts and Klein. Nays: None. Ordinance Number 663 passed the Council and was so declared by the Mayor.

The Clerk announced that this was the time set for a hearing on the matter of vacation of the cul-de-sac in the dead end of Ada Lane, Martin Heights. The public notice of the hearing was read. The Mayor called for objection to the vacation of the cul-de-sac forming the dead end of Ada Lane, Martin Heights. There was no citizen present who objected to the vacation. The Mayor declared the hearing closed.

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Ordinance Number 664 was taken up and read in full for its first reading. It was moved by Klein and seconded by Roberts that Ordinance Number 664 be passed to its second reading and that it be read at this time. Motion carried and so ordered.

Ordinance Number 664 AN ORDINANCE vacating the cul-de-sac in Ada Lane in a plat of Martin Heights was taken up and read for its second reading and put on its passage with the following results being had, Ayes: Mullan, Clay, Mortensen, Roberts and Klein. Nays: None. Ordinance Number 664 passed the Council and was so declared by the Mayor.

The Clerk announced that this was the time set for a hearing on the matter of vacation of a portion of Magnolia Avenue, also known as Llewellyn Street. The public notice of the hearing was read. The Mayor called for objection or protest to the vacation of this portion of street. There was no objection or protest. Ordinance Number 665 was taken up and read in full for its first reading. It was moved by Clay and seconded by Mortensen that Ordinance Number 665 be passed to its second reading and that it be read at this time. Motion carried and so ordered.

Ordinance Number 665, AN ORDINANCE vacating a portion of Magnolia Avenue, also known as Llewellyn Street, in the Plat of Minthorn Addition to the City of Portland, Oregon, was taken up and read for its second reading and put on its passage with the following results being had; Ayes: Mullan, Clay Mortensen, Roberts and Klein. Nays: None. Ordinance Number 665 passed the Council and was so declared by the Mayor.

Ordinance Number 666 was taken up and read for its first reading. (Tax Lot 40 Zone change) It was moved by Roberts and seconded by Clay that Ordinance Number 666 be passed to its second reading. Motion carried and so ordered.

It was moved by Klein and seconded by Mortensen that Mr. John Sheldahl be appointed as Municipal Judge Pro-tem. and that such appointment be retroactive to twelve o'clock noon, this day. Motion carried and so ordered.

A proposed Franchise agreement with the Portland General Electric Co. for Street lighting, was laid before the Council. The Agreement was referred to Attorney Sheldahl and Manager Burdick for their approval and recommendation.

Manager Burdick reported that he had made investigations of Street Sweepers and Sewer Cleaners for use in the city, and recommended a Wayne Number 450 Street Sweeper and two Model 23-R-6 LS Bucket Machines for sewer cleaning. It was moved by Roberts and seconded by Mortensen that Manager Burdick be authorized to purchase the street and sewer equipment as recommended, and that both purchases be on a rental basis. Motion carried and so ordered.

It was moved by Mortensen and seconded by Roberts that the following bills be approved and that the same be paid.

Addressograph-Multigraph Corporation	\$ 5.73
Aluminum Ladder Co.	82.32
Brooks Products Co.	30.00
Earl S. Burdick, use of personal car	20.00
Burroughs Corporation	3074.40
Bureau of Water Works, stand-by	63.75
Diamond Fuel Co.	171.87
Ditto Inc.	45.60
Dog Supply House, equipment for Fire Dept.	11.19
Clackamas County	26.97
Edwards Manufacturing Co.	95.95
Franklin Electric Co.	67.87
Gaylord Brothers, Inc.	23.75
General Petroleum	92.84

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J. M. Bernards Garage	\$ 9.30
Kilham Stationary Co.	7.97
Milwaukie Hardware	10.33
Milwaukie Lumber Co.	2.70
Mullan's Garage	221.88
M. & N. Sheet Metal Works	38.30
Multnomah Fuel Co.	242.66
Milwaukie Review	67.08
Northwest Industrial Laundry	4.08
Nelson Equipment Co.	1.50
Nudelman Bros.	76.70
Oregon City Printing & Sta'nry	.75
City of Oregon City	20.00
Pacific Telephone & Telegraph Co.	142.90
Portland Road & Driveway	320.98
Pacific Stationary	5.43
Portland General Electric	929.25
Royal Tire Service	25.00
State Industrial Accident Comm'sn	176.77
State of Oregon	7.00
Southern Pacific Co.	31.65
Traffic Safety Supply Co.	234.11
J. C. O'Quinn	1.50
Utilities Supplies	11.25
Water Works Supplies	57.21
West Disinfecting Co.	16.20

Motion carried and so ordered.

On motion duly made and carried the meeting adjourned.

Ellen Martin
Clerk