

MEETING OF JULY 13, 1964

COUNCIL CHAMBER

996th MEETING

The nine hundred ninety-sixth regular meeting of the Council of the City of Milwaukie, Oregon, was held on the thirteenth day of July, 1964.

The meeting was called to order by Mayor Joseph M. Bernard, Jr.

The invocation was given by Reverend Edna Brock, from the Crystal Lake Park Church.

Those present were; Mayor Joseph M. Bernard, Jr.; Councilmen Walter Freeman, Charles Renard, Theron Sedgwick and Robert Richmond; City Manager Max Thompson, City Attorney John O. Sheldahl and Clerk Ellen Martin.

The minutes of the nine hundred ninety-fifth regular meeting of the Council, held on the eighth day of June, 1964 were approved as written.

The minutes of a special meeting of the Council, held on the twelfth day of June, 1964, were approved as written.

The minutes of a special meeting of the Council, held on the fifteenth day of June, 1964, were approved as written.

The minutes of a special meeting of the Council, held on the twenty-second day of June, 1964, were approved as written.

The minutes of a special meeting of the Council, held on the twenty-ninth day of June, 1964, were approved as written.

The Minutes of a special meeting of the Council, held on the twenty-ninth day of June, 1964, for the purpose of canvassing the votes of election held on the twenty-ninth day of June, 1964, were approved as written.

Mrs. Betty Harsh, Route 1, Box 99, Battleground, Wash., came before the Council and stated that she was the owner of Lots 6, 7, 8, 9, 10, Block 2, Burwin Villas, that she had made a request to have the zone on the property changed to 3-R-2 Special; that the owners of properties along White Lake Road had assured her that they would have no objection to the zone change provided the City would pave White Lake Road. There was considerable discussion on the question and the increased traffic which would flow on both White Lake Road and Rhodesia Street if multiple family dwellings were to be placed on these properties. It was moved by Sedgwick and seconded by Richmond that in the event that White Lake Road and Rhodesia Street are improved and an assessment district formed to provide the improvement, that the City participate in the amount of 25% of the cost of such improvement. Motion carried and so ordered.

Mr. Fred Noss, 156 - 37th Street came before the Council and reported that his water line had caused him considerable trouble and unnecessary expense in repair to his washing machine and that on one occasion the water could not flow through the pipes. It was moved by Sedgwick and seconded by Richmond that Mr. Noss be relieved of his water bill due to excess sand in the water pipes thereby causing unwarranted expense to him. Motion carried and so ordered.

Mr. Erlandson, Attorney representing Mr. George Haugh, owner of Tax Lot 144, Hector Campbell D.L.C. came before the Council and made protest to the change of zone from 3-R-2 Special to 3-R-1 on the Replat of Roseland Addition and properties east of Roseland Addition and west of Orchard Acres. Mr. Erlandson questioned the legality of the procedure of the Planning Commission. Attorney Sheldahl answered Mr. Erlandson's questions. Mr. Hough requested a permit to build a multiple family dwelling on his property (Tax Lot 144, Hector Campbell D.L.C.) The Council advised him that the Planning Commission must make the investigation and recommendation of the building permit.

Mr. David Strauss, representing the A.I.M. Group came before the Council and offered the services of the group in any way they could be used. Councilman Richmond suggested that the A.I.M. group acquaint themselves with the 6% tax base limitation so as to be prepared to properly advise the voters prior to the November election.

Ordinance Number 1029 was taken up and read for its first reading. It was moved by Sedgwick and seconded by Richmond that Ordinance No. 1029 be passed to its second reading and that it be read at this time. Motion carried and so ordered.

Ordinance Number 1029 AN ORDINANCE providing for the rezoning of certain properties in the City of Milwaukie, Clackamas County, Oregon from Zone 3-R-2 Special to Zone 3-R-1, amending Ordinance Number 481, as amended, and declaring an emergency, was again taken up and read for its second reading. It was moved by Sedgwick and seconded by Richmond that the roll be called for the vote. Motion carried and so ordered.

The called vote showed the following result: Ayes: Freeman, Sedgwick and Richmond. Nays: Renard and Bernard. Attorney Sheldahl advised that inasmuch as the Ordinance failed to pass unanimously, it must be read for its second reading at another meeting of the Council. It was moved by Sedgwick and seconded by Freeman that Ordinance No. 1029 be read for its second reading at the next regular meeting of the Council on August 10, 1964. Motion carried and so ordered.

It was moved by Sedgwick and seconded by Freeman that the following four resolutions be adopted.

RESOLUTION NUMBER 16-1964

WHEREAS, the City of Milwaukie, by appropriate statutory procedure, has heretofore annexed the following described tracts of real property, to-wit:

West $\frac{1}{2}$ of the West $\frac{1}{2}$ of TRACT 7, LOGUS TRACTS: EXCEPT a 40 foot roadway and EXCEPT the North 560 feet.

(TAX LOT 64, GEORGE WILLS D.L.C.) (part of)

Beginning at a point that is S. $83^{\circ} 48'$ E. 653.34 feet and S. $3^{\circ} 30'$ E. 107.04 feet from the northwest corner of Section 30, T. 1S., R. 2E., of W.M., Clackamas County, Oregon; thence S. $83^{\circ} 48'$ E. 166.43 feet; thence S. $8^{\circ} 24'$ W. 137.10 feet to a point of curve to the right a distance of 47.84 feet more or less, to the most easterly corner of a tract described in Book 499 at page 113 Deed Records; thence N. $40^{\circ} 09' 10''$ W. along the north line of said tract a distance of 69.80 feet; thence continuing along said tract N. $89^{\circ} 31' 25''$ W. a distance of 55.80 feet to a point in the west line of a tract described in Book 516 at page 742, Deed Records; thence N. $3^{\circ} 30'$ W. along said west line a distance of 123.94 feet, more or less, to the point of beginning.

Beginning at an iron rod which is 342.75 hundredth feet North of the Initial point in Furnberg Park Subdivision; thence Easterly on a line which is parallel to an extension of the southern boundary of said Furnberg Park for a distance of 120 feet; thence South for a distance of 85 feet; thence Westerly on a line again parallel to an extension of the southern boundary of Furnberg Park for a distance of 120 feet to S. E. Corinne Ave.; thence North a distance of 85 feet to the point of beginning.

The WEST $\frac{1}{2}$ of LOT 22, GIBSON'S SUBDIVISION OF TRACTS 10, 11, 12, 13, and the West 480 feet of Tracts 1 & 2 LOGUS TRACTS

PARCEL I

Part of the J. D. Garrett D.L.C. in Section 31, T. 1S., R. 2E., of the W.M., in the County of Clackamas and State of Oregon, more particularly described as follows:

Beginning at a point on the North boundary of a tract of land conveyed to Gilber E. Richardson, Et ux by Clackamas County Deed Book 596, page 372, that is 75.0 feet west of the northeast corner thereof, said point being also on the south boundary of a tract of land conveyed to O. L. Fisher, et ux, by Clackamas County, Deed Book 528, page 390, that is also 75.0 feet west of the southeast corner thereof, said point of beginning being also 112.0 feet north and 56.6 feet west of the northeast corner of the Plat of Lloyd's Addition in said County and State, from said point of beginning; thence West along the north boundary of the said Richardson tract and the south boundary of the said Fisher tract 75.0 feet to a point; thence north and parallel with the east boundary of the said Fisher tract 100.0 feet to a point on the north boundary thereof, thence East along the said north boundary 75.0 feet to a point that is 75.0 feet west from the northeast corner of the said Fisher tract; thence South and parallel with the east boundary thereof 100.0 feet to the point of beginning.

PARCEL II:

Part of the J. D. Garrett D.L.C. in Section 31, T. 1S., R. 2E., of the W.M. in the County of Clackamas and State of Oregon, described as follows:

Beginning at the northeast corner of a tract of land conveyed to Gilbert E. Richardson, et ux, by Clackamas County Deed Book 596, page 372, said northeast corner being also the southeast corner of that tract of land conveyed to O. L. Fisher, et ux by Clackamas County Deed Book 528, page 390, said point of beginning being also 112.0 feet north and 18.4 feet east from the northeast corner of the plat of Lloyd's Addition in said County and State, from said point of beginning; thence West along the north boundary of the said Richardson tract and the south boundary of the said Fisher tract 75.0 feet to a point, thence North and parallel with the east boundary of the said Fisher tract 100.0 feet to a point on the north boundary thereof; thence East along the said north boundary 75.0 feet to the northeast corner of the said Fisher tract; thence South along the east boundary thereof 100.0 feet to the point of beginning.

Beginning at a point 1701.80 feet south and 387.12 west of the northeast corner of the J. D. Garrett D.L.C. No. 38 in Section 32, T. 1S., R. 2E., of the W.M.; thence South 349.96 feet to a point; thence West 375.12 feet; thence North 309.36 feet; thence East 18.40 feet; thence North 40.6 feet; thence 357.12 feet East to place of beginning, and further described on a private plat as the East 3 acres of Lot 19.

A tract in the J. D. Garrett D.L.C. in Sections 32 and 32, T. 1S., R. 2E., of the W.M. in the County of Clackamas and State of Oregon, described as follows:

Beginning at a point on the East line of said J. D. Garrett D.L.C. which is South 440.9 feet from the northeast corner of said D.L.C.; thence West parallel with the north line of said D.L.C. 178.985 feet; thence South parallel with the East line of said D.L.C. 73.4 feet; thence East parallel with the north line of said D.L.C. 178.985 feet; thence North parallel with the East line of said D.L.C. 73.4 feet to the point of beginning.

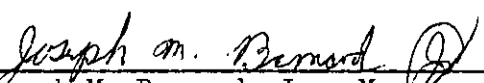
AND WHEREAS, the above described real properties lie within the boundaries of the Milwaukie Rural Fire Protection District, a fire protection district in the County of Clackamas and State of Oregon, duly organized and existing under and by virtue of the laws of the State of Oregon.

NOW THEREFORE BE IT HEREBY RESOLVED BY THE CITY COUNCIL of the City of Milwaukie, Oregon, that it does hereby elect to cause the withdrawal from the said Milwaukie Rural Fire Protection District, all that part of said Fire Protection District hereinabove described and heretofore incorporated in and annexed to the City of Milwaukie, Oregon.

BE IT FURTHER RESOLVED by the City Council of the City of Milwaukie, that by virtue of the foregoing and by virtue of the provisions of Chapter 401, Oregon Laws, 1957, the 10th day of August, 1964, is hereby fixed as the date, the hour of 9:00 o'clock P.M. Pacific Daylight Saving Time is hereby fixed as the time, and the Council Chamber of the City Hall, 926 Main Street, Milwaukie, Oregon, is hereby fixed as the place, for a public hearing to be held by the Council of the City of Milwaukie, Oregon, to hear objections to the withdrawal of the above described tracts of real property from the Milwaukie Rural Fire Protection District and to determine whether such withdrawal is for the best interests of the City of Milwaukie, Oregon, and

BE IT FURTHER RESOLVED THAT THE City Recorder of the City of Milwaukie, Oregon, be and he hereby is ordered and directed to cause a notice of the date, time and place and purpose of said hearing to be published once each week for two successive weeks prior to the date of such hearing, in the MILWAUKIE REVIEW, a newspaper of general circulation in said City and that he further cause notices of the date, time, place and purpose of said hearing to be posted in four public places within the City of Milwaukie, Oregon, for a like period of time.

ADOPTED this 13th day of July, 1964.


Joseph M. Bernard, Jr., Mayor.

ATTEST:


R. E. Osborne, Recorder

RESOLUTION NUMBER 17-1964

WHEREAS, the City of Milwaukie, by appropriate statutory procedure, has heretofore annexed the following described tracts of real property, to-wit:

The west 1/2 of the west 1/2 of Tract 7, LOGUS TRACTS; except a 40 foot roadway and except the North 560 feet.

AND WHEREAS, the above described real properties lie within the boundaries of the Wichita Zoning District, a zoning district in the County of Clackamas and State of Oregon, duly organized and existing under and by virtue of the laws of the State of Oregon.

NOW THEREFORE BE IT HEREBY RESOLVED BY THE CITY COUNCIL OF THE City of Milwaukie, Oregon, that it does hereby elect to cause the withdrawal from the said Wichita Zoning District, all that part of said zoning District hereinabove described and heretofore incorporated in and annexed to the City of Milwaukie, Oregon.

BE IT FURTHER RESOLVED by the City Council of the City of Milwaukie, that by virtue of the foregoing and by virtue of the provisions of Chapter 401, Oregon Laws, 1957, the 10th day of August, 1964 is hereby fixed as the date, the hour of 9:00 o'clock P.M. Pacific Daylight Saving Time is hereby fixed as the time, and the Council Chamber of the City Hall, 926 Main Street, Milwaukie, Oregon, is hereby fixed as the place, for a public hearing to be held by the Council of the City of Milwaukie, Oregon, to hear objections to the withdrawal of the above described tracts of real property from the Wichita Zoning District, and to determine whether such withdrawal is for the best interests of the City of Milwaukie, Oregon, and

BE IT FURTHER RESOLVED THAT THE City Recorder of the City of Milwaukie, Oregon, be and he hereby is ordered and directed to cause a notice of the date, time and place and purpose of said hearing to be published once each week for two successive weeks prior to the date of such hearing, in the MILWAUKIE REVIEW, a newspaper of general circulation in said City, and that he further cause notices of the date, time, place and purpose of said hearing to be posted in four public places within the City of Milwaukie, Oregon, for a like period of time.

ADOPTED THIS 13th DAY OF JULY, 1964.

Joseph M. Bernard, Jr.
Joseph M. Bernard, Jr., Mayor
CITY OF MILWAUKIE

ATTEST:

R. E. Osborne
R. E. Osborne, Recorder.

RESOLUTION NUMBER 18-1964

WHEREAS, the City of Milwaukie, by appropriate statutory procedure, has heretofore annexed the following described tracts of real property, to-wit:

The WEST 1/2 of LOT 22, GIBSON'S SUBDIVISION OF TRACTS 10, 11, 12, 13, and the West 480 feet of Tracts 1 & 2 LOGUS TRACTS

CCB102

PARCEL I

Part of the J. D. Garrett D.L.C. in Section 31, T. 1S., R. 2E., of the W.M., in the County of Clackamas and State of Oregon, more particularly described as follows:

Beginning at a point on the North boundary of a tract of land conveyed to Gilbert E. Richardson, Et ux by Clackamas County Deed Book 596, page 372, that is 75.0 feet west of the northeast corner thereof, said point being also on the south boundary of a tract of land conveyed to O. L. Fisher, et ux, by Clackamas County, Deed Book 528, page 390, that is also 75.0 feet west of the southeast corner thereof, said point of beginning being also 112.0 feet north and 56.6 feet west of the northeast corner of the Plat of Lloyd's Addition in said County and State from said point of beginning; thence West along the north boundary of the said Richardson tract and the south boundary of the said Fisher tract 75.0 feet to a point; thence north and parallel with the east boundary of the said Fisher tract 100.0 feet to a point on the north boundary thereof, thence East along the said north boundary 75.0 feet to a point that is 75.0 feet west from the northeast corner of the said Fisher tract; thence South and parallel with the east boundary thereof 100.0 feet to the point of beginning.

PARCEL II:

Part of the J. D. Garrett D.L.C. in Section 31, T. 1S., R. 2E., of the W.M. in the County of Clackamas and State of Oregon, described as follows:

Beginning at the northeast corner of a tract of land conveyed to Gilbert E. Richardson, et ux, by Clackamas County Deed Book 596, page 372, said northeast corner being also the southeast corner of that tract of land conveyed to O. L. Fisher, et ux by Clackamas County, Deed Book 528, page 390, said point of beginning being also 112.0 feet north and 18.4 feet east from the northeast corner of the Plat of Lloyd's Addition in said County and State, from said point of beginning; thence West along the north boundary of the said Richardson tract and the south boundary of the said Fisher tract 75.0 feet to a point, thence North and parallel with the east boundary of the said Fisher tract 100.0 feet to a point on the north boundary thereof; thence East along the said north boundary 75.0 feet to the northeast corner of the said Fisher tract; thence South along the east boundary thereof 100.0 feet to the point of beginning.

Beginning at a point 1701.80 feet south and 387.12 feet west of the northeast corner of the J.D. Garrett D.L.C. No. 38 in Section 32, T. 1S., R. 2E., of the W.M.; thence South 349.96 feet to a point; thence West 375.12 feet; thence North 309.36 feet; thence East 18.40 feet; thence North 40.6 feet; thence 357.12 feet East to place of beginning, and further described on a private plat as the East 3 acres of Lot 19.

A tract in the J.D. Garrett D.L.C. in Sections 31 and 32, T. 1S., R. 2E., of the W.M. in the County of Clackamas and State of Oregon, described as follows:

Beginning at a point on the East line of said J. D. Garrett D.L.C. which is South 440.9 feet from the northeast corner of said D.L.C.; thence West parallel with the north line of said D.L.C. 178.985 feet; thence South parallel with the East line of said D.L.C. 73.4 feet; thence East parallel with the north line of said D.L.C. 178.985 feet; thence North parallel with the East line of said D.L.C. 73.4 feet to the point of beginning.

AND WHEREAS, the above described real properties lie within the boundaries of the Wichita Water District, a water district, in the County of Clackamas and State of Oregon, duly organized and existing under and by virtue of the laws of the State of Oregon.

NOW THEREFORE BE IT HEREBY RESOLVED BY THE CITY COUNCIL of the City of Milwaukie, Oregon, that it does hereby elect to cause the withdrawal from the said Wichita Water District, all that part of said Water District hereinabove described and heretofore incorporated in and annexed to the City of Milwaukie, Oregon.

BE IT FURTHER RESOLVED by the City Council of the City of Milwaukie, that by virtue of the foregoing and by virtue of the provisions of Chapter 401, Oregon Laws, 1957, the 10th day of August, 1964 is hereby fixed as the date, the hour of 9:00 o'clock P.M., Pacific Daylight Saving Time is hereby fixed as the time, and the Council Chamber of the City Hall, 926 Main Street, Milwaukie, Oregon, is hereby fixed as the place, for a public hearing to be held by the Council of the City of Milwaukie, Oregon, to hear objections to the withdrawal of the above described tracts of real property from the Wichita Water District and

to determine whether such withdrawal is for the best interests of the City of Milwaukie, Oregon, and

BE IT FURTHER RESOLVED THAT THE City Recorder of the City of Milwaukie, Oregon, be and he hereby is ordered and directed to cause a notice of the date, time and place and purpose of said hearing to be published once each week for two successive weeks prior to the date of such hearing, in the MILWAUKIE REVIEW, a newspaper of general circulation in said City, and that he further cause notices of the date, time, place and purpose of said hearing to be posted in four public places within the City of Milwaukie, Oregon, for a like period of time.

ADOPTED THIS 13th day of July, 1964.

Joseph M. Bernard, Jr.
Joseph M. Bernard, Jr., Mayor
CITY OF MILWAUKIE, OREGON

ATTEST:

R. E. Osborne
R. E. Osborne, Recorder.

CCB102

RESOLUTION NUMBER 19-1964

WHEREAS, the City of Milwaukie, by appropriate statutory procedure, has heretofore annexed the following described tract of real property, to-wit:

A tract of land in the Southwest 1/4 of Section 32, T. 1S., R. 2E. of the W.M. described as follows, towit:

Beginning at the southwest corner of LOT 1, BLOCK 1, FURNBERG PARK
1. Thence along the westerly extension of the south boundary of FURNBERG PARK, S. 88° 31' West 60.0 feet to the west boundary of Linwood Avenue;

2. Thence N. 0° 27' West 367.80 feet along said Linwood Avenue boundary;

3. Thence N. 88° 31' East 450.98 feet to a point of curve-

4. Thence southeasterly along a 162.77 foot radius curve to the right thru a central angle 52° 00' a distance of 147.73 feet to a point of reverse curve;

5. Thence southeasterly along a 108.5 foot radius curve to the left thru a central angle of 39° 47' a distance of 75.34 feet to a point of tangent;

6. Thence S. 79° 16' East 327.91 feet

7. Thence N. 88° 31' East 434.07 feet to the Southeast corner of Lot 9, of Block 3 of the said FURNBERG PARK:

8. Thence North 146.18 feet to the Northeast corner of said Lot 9;

9. Thence North 88° 31' East 50.0 feet

10. Thence South 342.75 feet to the initial point of said FURNBERG PARK;

11. Thence S. 88° 31' West 50.0 feet along the South boundary of said FURNBERG PARK;

12. Thence North 146.57 feet to the Northeast corner of Lot 6, Block 4, FURNBERG PARK;

13. Thence S. 88° 31' West 438.12 feet

14. Thence N. 79° 16' West 333.26 feet to a point of curve;

15. Thence northwesterly along a 158.50 foot radius curve to the right thru a central angle of 39° 47' a distance of 110.05 feet to a point of reverse curve;

16. Thence northwesterly along a 112.77 foot radius curve to the left, thru a central angle 28° 20', a distance 55.77 feet to the northeast corner of Lot 8, Block 1, FURNBERG PARK;

17. Thence S. 1° 29' East 149.38 feet to the Southeast corner of said Lot 8 of Block 1;

18. Thence S. 88° 31' West 300.0 feet to the southwest corner of Lot 5 of said Block 1;

19. Thence S. 1° 29' East 158.86 feet to the southeast corner of Lot 1, of said Block 1;

20. Thence S. 88° 31' West 142.87 feet to the aforesaid place of beginning.

All of the foregoing description being within the confines of FURNBERG PARK.

ALSO included is the following described tract of land located in the southwest 1/4 of Section 32, T. 1S., R. 2E., of the W.M. described as follows, to-wit:

Beginning N. 88° 31' East 120.0 feet distant from the initial point of FURNBERG PARK being the southeast corner of said plat.

- 1. Thence continuing N. 88° 31' East 974.88 feet to an iron pipe set in the one quarter section line dividing said Section 32 into east and west halves;
- 2. Thence, following said division line, North 342.70 feet to the southeast corner of the plat of MAPLEHURST;
- 3. Thence S. 88° 31' West 974.88 feet to a point N. 88° 31' East 120.0 feet distant from the northeast corner of the plat FURNBERG PARK;
- 4. Thence South 342.75 feet to the place of beginning last above mentioned.

The So. 1/2 of LOT 6, BLOCK 4, FURNBERG PARK ADDITION devided in t the following manner:

Beginning at the southeast corner of said lot. The eastern boundary along S. E. Corrine Avenue shall have a length of 90 feet; thence starting at the southwest corner of said lot, the western boundary between lots 5 and 6 shall have a length of 56.57 feet. The northerly boundary is a straight line between two points of the northern extremes of these extensions.

LOT 1, BLOCK 4, FURNBERG PARK

Beginning at an iron rod which is 342.75 hundredthsfeet North of the Initial point in Furnberg Park Subdivision; thence Easterly on a line which is parallel to an extension of the southern boundary of said Furnberg Park for a distance of 120 feet; thence South for a distance of 85 feet; thence Westerly on a line again parallel to an extension of the southern boundary of Furnberg Park for a distance of 120 feet to S.E. Corinne Ave.; thence North a distance of 85 feet to the point of beginning.

AND WHEREAS, the above described real properties lie within the boundaries of the Clackamas Water District, a Water District, in the County of Clackamas and State of Oregon, duly organized and existing under and by virtue of the laws of the State of Oregon.

NOW THEREFORE BE IT HEREBY RESOLVED BY THE CITY COUNCIL of the City of Milwaukie, Oregon, that it does hereby elect to cause the withdrawal from the said Clackamas Water District, all that part of said Water District hereinabove described and heretofore incorporated in and annexed to the City of Milwaukie, Oregon.

BE IT FURTHER RESOLVED by the City Council of the City of Milwaukie, that by virtue of the foregoing and by virtue of the provisions of Chapter 401, Oregon Laws, 1957, the 10th day of August, 1964 is hereby fixed as the date; the hour of 9:00 o'clock P.M. Pacific Daylight Saving Time is hereby fixed as the time, and the Council Chamber of the City Hall, 926 Main Street, Milwaukie, Oregon, is hereby fixed as the place, for a public hearing to be held by the Council of the City of Milwaukie, Oregon, to hear objections to the withdrawal of the above described tracts of real property from the Clackamas Water District, and to determine whether such withdrawal is for the best interests of the City of Milwaukie, Oregon, and

BE IT FURTHER RESOLVED THAT THE City Recorder of the City of Milwaukie, Oregon, be and he hereby is ordered and directed to cause a notice of the date, time and place and purpose of said hearing to be published once each week for two successive weeks prior to the date of such hearing, in the MILWAUKIE REVIEW, a newspaper of general circulation in said City, and that he further cause notices of the date, time, place and purpose of said hearing to be posted in four public places within the City of Milwaukie, Oregon, for a like period of time.

ADOPTED THIS 13th day of July, 1964.

Joseph M. Bernard, Jr.
Joseph M. Bernard, Jr., Mayor.

ATTEST
R. E. Osborne
R. E. Osborne, Recorder

Motion carried and so ordered.

It was moved by the Freeman and seconded by Richmond that the following bills be allowed and that warrants be drawn for the payment of same.

Adams Electric Co.	85.25
Addressograph-Multigraph Corp.	5.40
American Barricade Co.	5.60
American Heritage Pub. Co., Inc.	7.20
George F. Cake Co.	5.63
Clackamas County Public Library	10.93
Clackamas Court Order of Amaranth	1.80
Clackamas County	110.50
Clackamas County Clerk	2.00
Combs Insurance Agency	20.00
Communication Specialists	46.00
DeZurik Corporation	31.66
Diamond Fuel	32.55
Dick's Sporting Goods	40.00
Election Board (4)	60.00
Fields Chevrolet	7.51
Francis Motor Car Co.	3.50
G & S Janitor Supplies	94.15
Grossenbacher Bros. Inc.	10.00
Heisler's Car Wash	10.00
Charlie Helwig	17.60
The H. R. Hunting Co., Inc.	33.83
Industrial Air Products Co.	24.67
International Assoc. of Chief of Police	40.00
International Harvester Co.	58.60
International Order of Job's Daughters	3.00
Jack's Digger Service	37.65
Larson's Auto Parts	27.72
League of Oregon Cities	924.56
Legislative Counsel Committee	12.50
Los Angeles Seattle Motor Express Inc.	4.56
McCready Lumber Yards	26.13
Milkiewa Feed Mills	11.15
Milwaukie Automotive Service	202.16
Milwaukie Fire Dept.	46.74
Milwaukie Hardware	96.77
Milwaukie Lumber Co.	17.47
Milwaukie Plumbing & Heating Co.	23.25
Milwaukie Review	312.40
Minnesota Mining & Manufacturing Co.	102.00
The National Automatic Sprinkler Co.	72.00
Neptune Meter Co.	1,493.39
Norris Paint & Varnish Co., Inc.	753.75
Northwest Industrial Laundry Co.	12.00
Northwest Natural Gas Co.	29.04
Olson Bros. Shell Service	21.00
Oregon City Laundry Co.	56.04
The Oregon News Co.	2.33
Overall Industrial Supply Inc.	24.50
Pacific Northwest Bell	279.50
Paulsen Roles Laboratories	15.30
Pennsalt Chemical Corp.	112.50
Perry Pictures, Inc.	4.88
Petty Cash	22.28
Pioneer Mercantile Co.	16.36
Portland General Electric Co.	2,825.28
Price Rite Grocery	1.46
Pump Pipe & Power Co.	80.59
Reddaway's Truck Line	4.56
Sheldahl & Misko	1,425.00
Shuler, Sayr, Rankin & Myers	225.00
Marion Snyder	20.00
Southern Pacific Co.	30.00
Stacey's	26.05
Stark's Vacuum Cleaner Sales	10.20
Stevens & Thompson	4,274.02
Street Fund	40.81
Sutorbilt Corporation	1,591.50
Texaco, Inc.	1,031.36
Thomas Office Supply	35.70
Time Oil Co.	57.68

CCB102

Fire Sales & Service, Inc.	16.78
Washington County	7.00
Water Fund	330.94
Waterworks Supplies Co.	28.14
West Chemical Products, Inc.	24.75
Western Drug Label Co.	179.90
H. W. Wilsons Co.	120.50

Motion carried and so ordered.

Ordinance Number 1030 was taken up and read for its first reading. It was moved by Sedgwick and seconded by Richmond that Ordinance No. 1030 be passed to its second reading and that it be read at the next regular meeting of the Council. Motion carried and so ordered.

A letter from the Milwaukie Planning Commission in which they recommended a change of zone for the North $\frac{1}{2}$ of Lot 3, Block 3, Gloverland, was read.

Ordinance Number 1031 was taken up and read for its first reading. It was moved by Sedgwick and seconded by Richmond that Ordinance No. 1031 be passed to its second reading. Motion carried and so ordered.

Ordinance No. 1031 AN ORDINANCE providing for the rezoning of certain property in the City of Milwaukie, Clackamas County, Oregon, from Zone 3-R-1 to Zone 3-R-2 Special, amending Ordinance Number 481, as amended, and declaring an emergency was again taken up and read. A called vote showed the following result. Ayes: Freeman, Renard, Richmond and Bernard. Nays: Sedgwick. The Mayor declared that Ordinance No. 1031 would be read at the next meeting of the Council.

Manager Thompson presented a map of the Milwaukie area showing three proposed routes of Highway I-205. It was moved by Renard and seconded by Sedgwick that the proposed routes of Highway I-205 be referred to the Planning Commission for their study and investigation. Motion carried and so ordered.

A letter from the Planning Commission recommending that Tax Lots 140, and 141, Whitcomb D.L.C. be zoned 3-R-2 Special, was read. It was moved by Sedgwick and seconded by Richmond that the Council approve and adopt the recommendation of the Planning Commission. Motion carried and so ordered.

Ordinance Number 1032 was taken up and read for its first reading. It was moved by Sedgwick and seconded by Richmond that Ordinance No. 1032 be passed to its second reading and that it be read at this time. Motion carried and so ordered.

Ordinance Number 1032 AN ORDINANCE amending Ordinance No. 481, as amended, so as to change the boundaries of Zone 3-R-2 Special, as zoned by Ordinance No. 481, as amended, by adding thereto certain territories annexed to the City of Milwaukie, Oregon, since the enactment of said Ordinance No. 481, amended, and declaring an emergency, was again taken up and read for its second reading and put on its passage with the following result being had. Ayes: Freeman, Renard, Sedgwick, Richmond and Bernard. Nays: None. Ordinance Number 1032 passed the Council and was so declared by the Mayor.

Mayor Bernard announced that he had appointed members to a Personnel Advisory Board, effective July 14, 1964, as follows:

Kenneth Levstone,	to serve for 3 years.
Mary Baur,	to serve for 2 years.
George Van Bergen	to serve for one year.

It was moved by Freeman and seconded by Renard that the appointments of these citizens to this Committee be approved. Motion carried and so ordered.

It was moved by Renard and seconded by Richmond that bids for Fire Hose and Fire Trucks be opened on Monday, July 27 at 7:30 P.M. Motion carried and so ordered.

Mayor Bernard announced that at this time it was necessary for him to leave the meeting. It was moved by Sedgwick and seconded by Richmond that Mr. Freeman act as Chairman of the Council during the remainder of the meeting. Motion carried and so ordered. Mr. Freeman took the Mayor's place at the table.

Manager Thompson reminded the Council that some time ago the Planning Commission had made recommendations regarding the improvements and widths of streets. It was moved by Richmond and seconded by Sedgwick that an ordinance be drawn to conform to the recommendations of the Planning Commission with regard to street improvements. Motion carried and so ordered.

Manager Thompson reported that the First Baptist Church at 42nd and Jackson Streets were enlarging their building and that they were laying 90 feet of sewer trunk line in Jackson Street in order to reach the man hole in Jackson Street west of 42nd Street and because of this they would like to be assured that their property would not be assessed for the extension of sewers eastward in Jackson Street. It was moved by Sedgwick and seconded by Richmond that the First Baptist Church be excused from future sewer assessment on property along Jackson Street now owned by them. Motion carried and so ordered.

Manager Thompson reported that proper notice to clean up his property had been sent to Leo Fontana, and that no steps had been taken to move the rubbish from the premises had been taken. It was moved by Renard and seconded by Sedgwick that the Council order the building official to proceed with the cleaning up of the Fontana property. Motion carried and so ordered.

Manager Thompson reported that the building of the library was progressing according to schedule and that the amount due the contractor at present was \$20,531.45. It was moved by Sedgwick and seconded by Richmond that the contractor be paid \$20,531.45. Motion carried and so ordered.

Manager Thompson stated that the improvement of Adams Street east of 21st Street could now be resumed and that the bid of Portland Road and Driveway in the amount of \$3,410.00 had been the lowest bid received. It was moved by Sedgwick and seconded by Renard that the contract for the improvement of Adams Street in Duerst's Addition, be awarded to Portland Road and Driveway. Motion carried and so ordered.

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

Manager Thompson reported that he plans to be on vacation from July 15 to July 24.

It was moved by Richmond that warrants of arrest for jay-walking on Main Street be not issued for one year. There was no second to the motion.

It was moved by Richmond and seconded by Sedgwick that Manager Thompson and Councilman Freeman meet with the State Highway Department regarding the feasibility of building the proposed industrial highway along the Southern Pacific right-of-way from the Omark Industrial Park to Milwaukie Industrial Park, below grade from a point easterly from Oak Street to a point northerly of Harrison Street. Motion carried and so ordered.

On motion duly made and carried the meeting adjourned.

Ellen Martin
Ellen Martin, Clerk

It was then moved by Councilman Sedgwick and seconded by Councilman Richmond 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 13th day of July, 1964, at which there was submitted to the legal voters of said City for their adoption or rejection the proposition of levying a tax for general city purposes exceeding the Constitutional limitation by the sum of \$325,734.10 for the fiscal year 1964-1965, 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 THE ANSWER
VOTED FOR

REFERRED TO THE PEOPLE BY THE CITY COUNCIL

	'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	' YES <input type="checkbox"/>
	' levy a tax on all the taxable property	' NO <input type="checkbox"/>
51	' in said City in the sum of \$325,734.19,	
	' for the fiscal year 1964-1965, for gen-	
	' eral 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?"	
	'	

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 proposition 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 proposition	<u>1109</u>
Total number of votes cast in favor	
of said proposition	<u>64589</u>
Total number of votes cast against	
said proposition	<u>520</u>
Total number of blank or defective	
ballots	<u>3</u>

Whereupon Joseph M. Bernafid, Jr., Mayor of the City of Milwaukee and Chairman of its Council, did forthwith declare that the vote on the said proposition at said Special Election shows a majority who voted on the proposition to be in favor of it.

It was then moved by Sedgwick and seconded by Richmond that the following resolution be adopted:

On motion duly made and carried the meeting adjourned.

RESOLUTION NUMBER 20-1964

RESOLUTION ADOPTING 1964-1965 BUDGET, MAKING APPROPRIATIONS, AND LEVYING TAXES.

BE IT RESOLVED that the Council hereby adopts the budget approved by the budget committee of the City of Milwaukee on June 12, 1964 now on file in the office of the City Manager.

BE IT RESOLVED that the Council hereby levies the taxes provided for in the budget adopted in paragraph 1 of this resolution in the aggregate amount of \$439,955.00 and that these taxes are hereby levied and assessed pro rata upon all taxable property within the City of Milwaukee as of 1 a.m., July 1, 1964.

BE IT RESOLVED that the amounts for the fiscal year beginning July 1, 1964, and for the purposes shown below are hereby appropriated as follows:

BOND RETIREMENT	
Principal and Interest	\$ 47,225.00
GENERAL GOVERNMENT	
Materials and Services	50,025.00
Capital Outlay	1,600.00
ADMINISTRATION & FINANCE DEPARTMENT, for:	
Personal Services	32,500.00
Materials and Services	4,965.00
Capital Outlay	1,285.00
CITY HALL, for:	
Personal Services	2,910.00
Material & Services	11,687.00
FIRE DEPARTMENT, for:	
Personal Services	195,260.00
Materials and Services	28,550.00
POLICE DEPARTMENT, for:	
Personal Services	125,408.00
Materials and Services	22,630.00
Capital Outlay	6,525.00
PUBLIC WORKS DEPARTMENT, for:	
Personal Services	10,800.00
Materials and Services	5,065.00
Capital Outlay	2,930.00
SEWER SYSTEM MAINTENANCE DEPARTMENT, for:	
Personal Services	3,000.00
Materials and Services	9,325.00
SEWAGE DISPOSAL DEPARTMENT, for:	
Personal Services	14,120.00
Materials and Services	15,260.00
Capital Outlay	6,575.00
LIBRARY, for:	
Personal Services	21,900.00
Materials and Services	14,123.00
Capital Outlay	650.00

PARKS AND CITY GROUNDS, for:	
Personal Services	8,600.00
Materials and Services	3,640.00
Capital Outlay	2,750.00
OPERATING CONTINGENCIES	10,000.00
	<u> </u>
	\$612,083.00

EQUIPMENT RESERVE FUND (For Expenditures in Future Years)	<u>\$ 25,000.00</u>
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STATE TAX STREET FUND	
Personal Services	47,520.00
Materials and Services	58,930.00
Capital Outlay	14,000.00
	<u> </u>
	<u>\$120,450.00</u>


WATER DEPARTMENT

ADMINISTRATION	
Personal Services	15,120.00
Materials and Services	9,910.00
Capital Outlay	75.00


OPERATION	
Personal Services	41,840.00
Materials & Services	54,611.25
Capital Outlay	10,350.00
	<u> </u>
	<u>\$131,906.25</u>

BE IT RESOLVED that the City Recorder certify to the county clerk and county assessor of Clackamas County, Oregon, the tax levy made by this resolution and shall file with the State Treasurer and the Division of Audits of the Secretary of State a true copy of the budget as finally adopted.

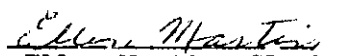
ADOPTED by the Council, July 13, 1964.


 Joseph M. Bernard, Jr., Mayor
 CITY OF MILWAUKIE, OREGON

ATTEST:


 R. E. Osborne, Recorder

On motion duly made and carried the meeting adjourned.


 Ellen Martin, Clerk.