

that he had gone to citizens' homes in an effort to ascertain why the budget had been voted down and reported that many people still did not understand what they were voting for and that many thought the City supported the schools.

Manager Thompson again explained the items in the budget, explained the new assessed valuation of lands in Clackamas County and what effect they would have on taxes. Several people asked questions about either the budget or the new valuations; also about the insurance rates which have been raised by the Insurance Companies. There were some present who stated their opinions as to why the budget had not passed.

The Chairman called for a short recess, during which many of those present talked their ideas over with others.

At the call to order, it was moved by Slominski and seconded by Richmond that an ordinance be drawn providing for the improvement of Beckman Road from Railroad Avenue north to Park Street. Motion carried and so ordered.

Attorney VanBergen reported that he had received word from the County Assessor that he (Assessor) cannot guarantee the 3% reduction on taxes, given in cases where taxes are paid before March 15, because our budget items are not in his hands at this date.

A petition, signed by 128 residents of Milwaukie, requesting that the Council consider the name of Frank C. Clore for Mayor of the City, was presented to the Council.

On motion duly made and carried the meeting adjourned.

Following the adjournment of the Council meeting, the Citizens Committee with Mr. S. Levstone acting as Chairman, took over for discussion of the Budget.

Ellen Martin  
Ellen Martin, Clerk

#### MEETING OF AUGUST 23, 1965

COUNCIL CHAMBER

1016th MEETING

The one thousand sixteenth regular meeting of the City Council of Milwaukie, was held on the twenty-third day of August, 1965.

It was moved by Graf and seconded by Richmond that Councilman Slominski act as Chairman of the Council. Motion carried and so ordered.

The meeting was then formally called to order by Chairman Slominski.

The invocation was given by Pastor Frank Poole of the Milwaukie Covenant Church, 40th and Llewellyn Streets.

Those present were Chairman Paul Slominski, Councilmen Robert Richmond and Don Graf; City Manager Max Thompson, City Attorney George VanBergen, City Engineer Wayne Daigle and Clerk Ellen Martin. Absent: Councilman Edgar Fuller.

The minutes of the one thousand fifteenth regular meeting of the Council, held on the ninth day of August, 1965, were approved as written.

The minutes of an adjourned meeting of the Council, held on the sixteenth day of August, 1965, were approved as written.

It was moved by Richmond and seconded by Graf that the matter of City elections being conducted by the County, be tabled until the September meeting. Motion carried and so ordered.

Manager Thompson reported that Waverly Court Road had been completed by the developers of Waverly Greens Apartments, that Engineer Daigle had inspected the same and recommended that the Council accept the same. It was moved by Graf and seconded by Richmond that the Council accept the recommendation of the Engineer and City Manager and accept Waverly Court Road. Motion carried and so ordered.

A letter from Milwaukie Planning Commission in which they recommended that the zone on Lots 5 to 10 inc. Block 1 Sellwood Addition to Quincy Addition and Tax Lot 12, Whitcomb D.L.C. (Marriman Property) be not changed, was read. It was moved by Richmond and seconded by Graf that the Council approve and accept the recommendation of the Planning Commission. Motion carried and so ordered.

A letter from the Milwaukie Planning Commission in which they recommended that the zone on Lots 5 to 15 inc. and the west 10 feet of Lot 4, Block 42, Minthorn Addition (Nase property) be not changed, was read. It was moved by Graf and seconded by Richmond that the Council approve the recommendation of the Planning Commission. Motion carried and so ordered.

Mr. Charles Renard came before the Council and requested that the Rotary Club be permitted to use the building at 8955 32nd Street (old water office) for their Junior Achievement Activities project. There was discussion on the matter as to the fitness of the building, lighting, water, etc. Mr. Renard stated that the Rotary Club would be willing to assume responsibility for any expense in repairs or operation. It was moved by Graf and seconded by Richmond that the Rotary Club be permitted to use the small building, formerly used as a water office, at 8955 32nd Street for their Junior Achievement activities, the provisions and/or limitations of such useage to be arranged with Manager Thompson. Motion carried and so ordered.

Engineer Daigle explained to the Council that the survey had been made for the Kellogg Creek Acres sanitary sewer. There were written requests from three of the signers of the petition requesting the sewers, laid before the Council on April 12, 1965, asking that their names be withdrawn from the petition, stating that at the time they signed the petition, they did not know that it would be necessary to install a lift station. The writers of these letters are as follows: Henry Schade, 3417 Guilford Drive; Stephanie and Harold Clark, 3460 Guilford Dr.; Court L. and Ruth M. Koerner, 12200 Oatfield Road. A letter from W. G. Abendroth, objecting to the sewer was read.

A letter from the Oregon State Sanitary Authority, calling attention to the fact that raw sewage was finding its way into Kellogg Creek and that an immediate solution to this problem was necessary, was read.

It was moved by Richmond and seconded by Graf that the following Resolution be adopted:

RESOLUTION NUMBER 26-1965

A RESOLUTION DECLARING THE INTENTION OF THE COUNCIL OF THE CITY OF MILWAUKIE, OREGON TO CONSTRUCT SANITARY SEWERS, PUMPING STATION, AND APPURTENANCES IN KELLOGG CREEK ACRES AND ALONG OATFIELD ROAD IN THE CITY OF MILWAUKIE, OREGON, DESIGNATION LOCAL IMPROVEMENT DISTRICT 65.3.

WHEREAS, the Council of the City of Milwaukie, Oregon, deems it expedient and necessary to construct sanitary sewers in Oatfield Road from Kellogg Creek northerly approximately 900 feet, Guilford Court, and Guilford Drive in Kellogg Creek Acres, AND TO CONSTRUCT BUILDING SEWERS from said sanitary sewer to approximately the property line, AND CONSTRUCT A PUMPING STATION AND FORCE MAIN.

AND WHEREAS, the Council of the City of Milwaukie, Oregon, has required from the City Engineer, plans, specifications and cost estimate of the work to be constructed,

AND WHEREAS, the City Engineer has heretofore filed such plans, specifications and cost estimates in the office of the City Recorder,

BE IT THEREFORE RESOLVED BY THE CITY COUNCIL OF THE CITY OF MILWAUKIE, OREGON, that the above mentioned plans, specifications and cost estimates of the City Engineer, now on file with the Recorder are found to be satisfactory and are hereby approved.

BE IT FURTHER RESOLVED that the Council of the City of Milwaukie, Oregon does hereby declare its intentions and purpose to make such improvements, and the locations and kind of improvements being as follows:

By the construction of sanitary sewers, pumping station and appurtenances, all to be constructed in accordance with the plans and specifications now on file with the City Recorder, which plans and specifications hereby are referred to and made a part of this Resolution.

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That the district liable to be assessed for the aforesaid improvement is as follows:

- Lots 1, 2, 3, 4, 5, 6, 7, 8, & 9                      Block 1,                      Kellogg Creek Acres
- Lots 1, 2, 3, 4, 5, 6, 7, & 8                      Block 2,                      Kellogg Creek Acres
- Lots 1 through 23                                      Block 3,                      Kellogg Creek Acres
- Tax Lot 126, 125, and 125-1 in the Lot Whitcomb D.L.C.
- Tax Lot 1 and Tax Lot 3 Block E, Cogswells First Addition
- Blocks F, G & H, Cogswells First Addition

That the City Engineers estimate of the probable cost of such improvement is the sum of FIFTY-FIVE THOUSAND (\$55,000.00) DOLLARS, exclusive of any right of way acquisition. That the City Engineers estimated cost of the sanitary sewer, pumping station and appurtenances is the sum of \$1000.00 per lot or building site containing not less than 6000 square feet.

THAT AN ASSESSMENT WILL BE LEVIED on all lots and parcels of land within such proposed improvement district in proportion to the amount to which such lot or parcel of land will be benefited.

BE IT FURTHER RESOLVED that a written remonstrance against said proposed improvement may be filed with the City Recorder on or before the 27th day of September 1965.

BE IT FURTHER RESOLVED that the City Recorder of the City of Milwaukie, shall, within ten days from the passage of this Resolution give notice of the passage of this resolution by causing to be posted, notices headed with the title "NOTICE OF SEWER CONSTRUCTION WORK" in three conspicuous places along said named streets, which said notices shall contain a copy of this resolution and shall specify the time in which a remonstrance against said proposed improvement may be filed with the City Recorder.

AND WHEREAS, it is necessary that said improvement be made as soon as possible on account of sewage disposal and drainage conditions in said district, NOW THEREFORE an emergency is declared to exist and this resolution shall go into full force and effect immediately upon its adoption.

Adopted this 23rd day of August 1965.

*Robert E. Richmond*  
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Councilman

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Councilman

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Councilman

ATTEST:

*R. E. Osborne*  
\_\_\_\_\_  
Recorder

Motion carried and so ordered.

The matter of sewers in Edison Street from 35th Street to 150 feet east of 37th Street was discussed. It was shown that the proposed access road would cross Edison Street within the proposed local improvement district. It was moved by Graf and seconded by Richmond that this matter be tabled until the meeting of September 27. Motion carried and so ordered.

Ordinance Number 1086 AN ORDINANCE providing for the rezoning of certain properties in the City of Milwaukie, Clackamas County, Oregon, from 3-R-1 zone to 3-R-2 SPECIAL zone, amending Ordinance No. 481, as amended and declaring an emergency; was taken up and read for its second reading and put on its passage with the following result being had: Ayes: Graf, Richmond and Slominski. Nays: None. Ordinance Number 1086 passed the Council and was so declared.

Ordinance Number 1087 AN ORDINANCE providing for the rezoning of certain property in the City of Milwaukie, Clackamas County, Oregon, from zone 3-R-1 to Commercial-Industrial Zone and amending Ordinance Number 481, as amended, was taken up and read for its second reading and put on its passage with the following result being had: Ayes: Graf, Richmond and Slominski. Nays: None. Ordinance Number 1087 passed the Council and was so ordered.

Manager Thompson reported that Clackamas County Commissioners had requested a meeting with the officials of Cities affected by the proposed Highway I-205.

It was moved by Graf and seconded by Richmond that the City apply to the Housing and Home Finance Agency for funds to design an Interceptor Sewer along Kellogg Creek. Motion carried and so ordered.

Manager Thompson read a letter from Fire Chief Wickam and Fire Marshall Carpenter in which was stated that the maximum number of people that can be allowed to assemble in the Council Chamber is fifty (50) and that the halls and stairs must be kept clear.

Manager Thompson reported that he had received three proposals from consultants on City procedures.

Manager Thompson reported that, during the winter flood in the river, the outfall sewer from the Disposal Plant had been damaged and that now was the time for repairs to be made while the river was at its lowest, and stated that the City could call for storm disaster funds for this purpose. It was moved by Richmond and seconded by Graf that Manager Thompson be authorized to have Stevens & Thompson, Consulting Engineers make the survey and estimates for the repair of the outfall sewer. Motion carried and so ordered.

Mr. Ken Levstone, who acted as Chairman of a Citizens Committee to campaign for the budget election, gave a report of the Committee's activities. Mr. Levstone reported that the total expenses of the Committee for posters, publicity, etc. had been \$97.31 which had already been taken care of by public minded citizens and businessmen of the City. Mr. Levstone was thanked for the efforts of the Committee.

Attorney VanBergen had no report to make as City Attorney, but brought to the attention of the Council the number of changes being made from zone 3-R-1 to multiple family zones and warned the Council that it might be wise to keep more property for single family dwellings.

Ordinance Number 1088 was taken up and read for its first reading. It was moved by Richmond and seconded by Graf that Ordinance No. 1088 be passed to its second reading. Motion carried and so ordered.

A petition, requesting that sanitary sewers be laid in 55th Street from Rainbow Lane to Firwood Street was laid before the Council. It was shown that some of the property along the street was not in the City limits. It was moved by Graf and seconded by Richmond that this matter be referred to the City Manager and City Attorney for their investigation and recommendation. Motion carried and so ordered.

Acting Chairman Slominski then announced that the Council would recess until the election returns had been delivered and that the Council would then re-convene to canvass the votes of the special election held on this day.

At the arrival of the election returns the Council was again called to order by Chairman Slominski.

The Council then proceeded to canvass the votes of the special election held this day on the following question:

51 Shall the City Council of the City of Milwaukie, Clackamas County, 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 \$294,102.40 for the fiscal year 1965-1966, for general city purposes, which sum exceeds the six per-cent limitation on taxation as set forth in Section II of Article XI of the Constitution of Oregon, and which sum shall be in addition to all other taxes levied?

The result of the canvass were shown to be as follows:

|               | 51 YES     | 51 NO      | Number of votes<br>Rejected | Number of votes<br>Challenged | Total votes<br>cast. |
|---------------|------------|------------|-----------------------------|-------------------------------|----------------------|
| Precinct No.1 | 731        | 308        | 3                           | 1                             | 1043                 |
| Precinct No.2 | 561        | 355        |                             |                               | 916                  |
| Precinct No.3 | <u>216</u> | <u>114</u> | <u>1</u>                    | <u>      </u>                 | <u>331</u>           |
| TOTAL         | 1508       | 777        | 4                           | 1                             | 2290                 |

It was shown and declared by the Council that a majority of the votes were in favor of the 1965-1966 Budget as presented.

It was moved by Graf and seconded by Richmond that the following Resolution be adopted:

RESOLUTION NUMBER 27-1965

RESOLUTION MAKING APPROPRIATIONS AND LEVYING TAXES FOR 1965-1966 BUDGET

BE IT RESOLVED that the Council hereby levies the taxes provided for in the budget adopted by Resolution Number 24X-1965, 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 Milwaukie as of 1:00 o'clock a.m., July 1, 1965.

BE IT RESOLVED that the amounts for the fiscal year beginning July 1, 1965, and for the purposes shown below are hereby appropriated as follows:

BOND RETIREMENT

Principal and Interest \$ 70,073.00

GENERAL GOVERNMENT

|   |            |
|---|------------|
| Materials and Services                    | 50,180.00  |
| Capital Outlay - Equipment                | 450.00     |
| ADMINISTRATION & FINANCE DEPARTMENT, for: |            |
| Personal Services                         | 43,762.00  |
| Materials and Services                    | 3,750.00   |
| Capital Outlay - Equipment                | 675.00     |
| CITY HALL, for:                           |            |
| Personal Services                         | 3,380.00   |
| Materials and Services                    | 10,502.00  |
| FIRE DEPARTMENT, for:                     |            |
| Personal Services                         | 227,730.00 |
| Materials and Services                    | 21,725.00  |
| Capital Outlay - Equipment                | 1,460.00   |
| POLICE DEPARTMENT, for:                   |            |
| Personal Services                         | 138,387.00 |
| Materials and Services                    | 15,215.00  |
| Capital Outlay - Equipment                | 6,503.00   |
| PUBLIC WORKS DEPARTMENT, for:             |            |
| Personal Services                         | 16,020.00  |
| Materials and Services                    | 5,629.00   |
| Capital Outlay - Equipment                | 5,800.00   |
| SEWER SYSTEM MAINTENANCE DEPARTMENT, for: |            |
| Personal Services                         | 3,250.00   |
| Materials and Services                    | 11,392.00  |
| Capital Outlay - Equipment                | 1,500.00   |
| SEWER DISPOSAL DEPARTMENT, for:           |            |
| Personal Services                         | 14,490.00  |
| Materials and Services                    | 13,635.00  |
| LIBRARY, for:                             |            |
| Personal Services                         | 26,215.00  |
| Materials and Services                    | 14,015.00  |
| Capital Outlay - Equipment                | 380.00     |
| PARKS & CITY GROUNDS, for:                |            |
| Personal Services                         | 9,290.00   |
| Materials and Services                    | 2,755.00   |
| Capital Outlay - New Equipment            | 3,000.00   |

OPERATING CONTINGENCIES 11,000.00

EQUIPMENT RESERVE FUND

Reserved for Expenditure in Future Years 23,500.00  
Capital Outlay 2,500.00

STATE TAX STREET FUND

Personal Services 56,115.00  
Materials and Services 70,735.00  
Capital Outlay - Equipment 6,750.00  
Operating Contingencies 5,000.00

WATER DEPARTMENT

ADMINISTRATION

Personal Services 23,020.00  
Materials and Services 4,765.00  
Capital Outlay - Equipment 450.00

OPERATION

Personal Services 40,520.00  
Materials and Services 57,016.25  
Capital Outlay - Equipment 19,650.00  
Operating Contingencies 5,000.00

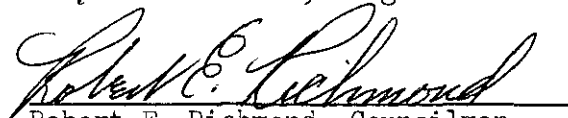
BOND RETIREMENT

Principal and Interest 22,578.75

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 this 23rd day of August 1965.

Donald W. Graf, Councilman - President Pro-Tem  
City of Milwaukie, Oregon

  
Robert E. Richmond, Councilman  
City of Milwaukie, Oregon

Paul J. Slominski, Councilman  
City of Milwaukie, Oregon


ATTEST:

  
R. E. Osborne, Recorder  
City of Milwaukie, Oregon

Motion carried and so ordered.

It was moved by Richmond and seconded by Graf that the Boards of Election be paid for their services at the rate of \$1.00 per hour. Motion carried and so ordered.

It was moved by Richmond and seconded by Graf that this meeting adjourn until 7:30 P.M. on Monday, August 30, 1965. Motion carried and so ordered.

  
Ellen Martin, Clerk

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