

MEETING OF JANUARY 24, 1949

COUNCIL CHAMBERS

717th MEETING

The seven hundred seventeenth regular meeting of the Council was held on the twenty-fourth day of January, 1949.

The meeting was called to order by Mayor Sperr.

Present: Mayor Sperr, Councilmen Taylor, Mortensen and Norbeck; Manager Taber, Attorney Kirkpatrick, and Recorder Martin. Absent: Councilman Frady.

The minutes of the seven hundred sixteenth regular meeting of the Council, held on the tenth day of January, 1949, were approved as written.

Ordinance Number 519 was taken up and read for its first reading. There followed considerable discussion regarding pool rooms and card rooms which resulted in an agreement to make investigation of what our neighboring small cities were doing in this matter. The Recorder was asked to procure copies of ordinances governing card rooms and pool rooms from Oregon City, Gresham, Hillsboro, McMinville, Oswego, and West Linn. It was moved by Mortensen and seconded by Norbeck that Ordinance Number 519 be passed to its second reading. Motion carried and so ordered.

Mr. Micheal Kawalek came before the Council and stated that it was his desire to build a cement or punice stone building on Lot 6, Block 37, Milwaukie. Mr. Kawalek stated that he intended to make a family recreation center of the place and would install pool tables and shuffle boards. This was discussed by the Council and several citizens present.

Ordinance Number 520 was taken up and read for its first reading. It was moved by Mortensen and seconded by Norbeck that Ordinance Number 520 be passed to its second reading. Motion carried and so ordered. The ordinance is for public only.

ORDINANCE NUMBER 520

AN ORDINANCE LICENSING TAXING AND REGULATING PUBLIC CARD ROOMS; PROHIBITING MINORS FROM BEING OR REMAINING IN OR ABOUT SUCH ROOMS; PROHIBITING GAMBLING THEREIN; PROVIDING THE TIME OF CLOSING; AND PROVIDING A PENALTY FOR THE VIOLATION OF THE PROVISIONS OF THIS ORDINANCE.

The City of Milwaukie does ordain as follows;

Section 1. For the purpose of this ordinance every place where card games or other games of chance are played where a charge is made therefor, either directly or indirectly, shall be regarded as public card rooms.

Section 2. It shall be unlawful for any person, firm or corporation to engage in the business or occupation of conducting a public card room within the City of Milwaukie, where cards or other games of chance are played, without first obtaining a license therefor. Every person, firm, or corporation desiring to operate a public card room in the City of Milwaukie, Oregon, shall make application to the City Recorder for a license to conduct such business; and shall at the time of making such application pay to the City Recorder a license fee of \$10.00 per quarter, where only one table is to be used, payable on the 1st day of each quarter, namely, January 1st, April 1st, July 1st, and October 1st, of each year; but where the applicant desires to use more than one table he shall pay an additional fee of \$2.50 for each additional table used, payable on the 1st day of each quarter.

Section 3. It shall be unlawful for any proprietor, keeper, owner, or person in charge of any such public card room within the City of Milwaukie to permit, suffer, or allow any minor to go into, visit, or to be, or remain in or about any public card room within the City of Milwaukie.

Section 4. It shall be unlawful for any minor to go into, visit or to be or remain in or about any public card room within the City of Milwaukie, Oregon.

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Section 5. Every public card room in the City of Milwaukie, Oregon, shall be closed between the hour of 1:00 A.M. and 8:00 A.M. of each Week day; and on Sundays from 1:00 A.M. to 2:00 P.M.

Section 6. It shall be unlawful for any proprietor, keeper, owner, or person, or persons in charge of any public card room, or other place where games of chance are played within the City of Milwaukie, Oregon, to permit or allow any game with cards, dice, pool, billards, or any markers, for money, checks, credits, merchandise, or any other representation of value, within such public card room or other place where games of chance are played.

Section 7. Any person or persons violating any of the provisions of this ordinance shall upon conviction thereof be punished by a fine of not more than \$300.00, or by imprisonment in the County Jail for a period not exceeding thirty days, or by both such fine and imprisonment; and if a licensee under this ordinance his license shall be immediately revoked.

Section 8. All other ordinances or parts of ordinances in conflict herewith are hereby repealed.

Read the first time this 24th day of January, 1949.

Read the second time the 14th day of February, 1949.

Passed by the Council the 14th day of February, 1949.

Approved by the Mayor the 17th day of February, 1949.

Fred Sperr, Mayor.

ATTEST.

Ellen Martin
Ellen Martin, Recorder.

Ordinance Number 521 was taken up and read through for its first reading. It was moved by Taylor and seconded by Norbeck that the rules be suspended and that Ordinance Number 521 be read for its second reading at this time and that the reading be by title only. A called vote showed the following results: Ayes; Sperr, Taylor, Mortensen, and Norbeck. Nays; None. Motion carried and so ordered. Ordinance 521 was taken up and read by title only for its second reading and put on its passage with the following results: Ayes; Sperr, Taylor, Mortensen, and Norbeck. Nays; None. Ordinance Number 521 passed the Council and was so declared by the Mayor.

It was moved by Taylor and seconded by Mortensen that the City have full comprehensive liability insurance coverage and that the Loder Insurance Company bills of \$1,051.76 for 1949, and \$121.45 balance for 1948, be approved and that the Recorder be directed to issue warrants for the payment of same. Motion carried and so ordered.

Manager Taber read a letter from War Assets Administration signed by R.E. Blackburn. The letter gave approval of sale of a portion of land in Kellogg Park, owned by the City, to International Harvester Company and Oregon State Highway Department. The sale of the property was to be in accordance with terms as stated to them by Manager Taber.

Manager Taber read a letter from International Harvester Corporation in which the contour of the land in Kellogg Park was discussed. Manager Taber suggested that the City could bulldoze the land at the expense of the Harvester Corporation and sell the land as leveled. It was agreed that Manager Taber go ahead with negotiations with the International Harvester Corporation.

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Two letters with reference to the pollution of the river were read. The letters were from the Sportsmen's Club and Oregon State Sanitary Authority. The Recorder was requested to have the letters published in the Milwaukie Review.

It was moved by Mortensen and seconded by Norbeck that the Council approve a change of classification for Main Street Cafe license. Motion carried and so ordered.

It was moved by Taylor and seconded by Mortensen that the Mayor be authorized to sign a lease for part of the City's land in Kellogg Park. Motion carried and so ordered.

A suggestion that the City Manager's salary be raised to more nearly conform to the salaries paid by the other cities of our size was discussed. It was moved by Mortensen and seconded by Taylor that the Manager's salary be \$5,520.00 per year and that this action be retroactive to January 1, 1949. A called vote showed the following results: Ayes; Taylor, Mortensen, and Norbeck. Nays; Sperr. The motion was carried and so ordered.

On motion duly made and carried the meeting adjourned.

Ellen Martin
Ellen Martin, Recorder.

MEETING OF FEBRUARY 14, 1949

COUNCIL CHAMBERS

718th MEETING

The seven hundred eighteenth regular meeting of the Council was held on the fourteenth day of February, 1949.

The meeting was called to order by Mayor Sperr.

Present: Mayor Sperr; Councilmen Mortensen, Frady, and Norbeck. Manager Taber, Attorney Kirkpatrick, and Recorder Martin.

By request of citizens present, the minutes of the 717 th regular meeting of the Council held on the twenty-fourth day of January, 1949, were read and approved as read.

Manager Taber gave a report on the card room and pool room ordinances which had been received from our neighboring small cities. It was moved by Frady and seconded by Mortensen that Ordinance Number 519 be amended by including a section providing that minors be prohibited from public pool rooms and billiard rooms. Motion carried and so ordered.

Ordinance Number 519 AN ORDINANCE licensing, taxing, and regulating public pool and billiard rooms: prohibiting minors from being or remaining in or about such rooms: providing for a time of closing: providing a manner of determining the suitability of the location thereof: providing a penalty for the violation of the provisions of this ordinance; and repealing ordinances numbered 51 and 173, and all other ordinances or parts of ordinances in conflict herewith; was taken up and read in full for its second reading and put on its passage with the following results being had. Ayes: Sperr, Mortensen, Frady & Norbeck. Nays: None. Ordinance Number 519 passed the Council and was so declared by the Mayor.

Ordinance Number 520, AN ORDINANCE licensing, taxing and regulating card room: prohibiting minors from being or remaining in or about such rooms, prohibiting gambling therein providing the time of closing and providing a penalty for the violation of the provisions of this ordinance was taken up and read for its second reading and put on its passage with the following results being had: Ayes: Sperr, Mortensen, Frady, and Norbeck. Nays: None. Ordinance Number 520 passed the Council and was so declared by the Mayor.