

CITY COUNCIL
MEETING OF JANUARY 23, 1967

COUNCIL CHAMBERS 1049th Meeting

The one thousand forty-ninth meeting of the Council of the City of Milwaukie, was held on the 23rd day of January, 1967.

The meeting was called to order by Mayor Robert Richmond, with the following Councilmen present:

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| Frank C. Clore | Dr. Paul J. Slominski (Arrived 7:45 p. m.) |
| Donald Graf | David S. Strauss |
| Robert E. Richmond | |

also present:

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|---------------------------|---------------------------|
| Fred Dyer, City Mgr. | Barbara Watson, Secretary |
| Robert Mills, City Att'y. | |

Invocation was given by Rev. Carl Gustafson, First Congregational Church.

It was moved by Graf, seconded by Clore, that the minutes of the regular meeting of January 9, 1967, be approved as submitted. Motion carried and so ordered.

STREET CLOSURE

With reference made to the original request for street vacation on Sellwood, between 35th and 37th, (see Council minutes 11-28-66), the Manager presented to the Council, pictures of the area where the State Highway Dept. had removed houses making way for the Expressway, and in general left an unsightly appearance. Mr. Murphy, 3530 Sellwood Ave. agreed to put in temporary barricades and plantings East of his property if permission is granted by the City and the State Highway Dept.

The Manager informed the Council that he had received word from the State Highway Department that it would be several months before they would require the closure of Sellwood Street; however, the Dept. would have no objection to the City vacating the street or constructing temporary barricades.

It was moved by Graf, seconded by Strauss, that the Council authorize the City officials to proceed with the closure of the street and that the barricades to be constructed by Mr. Murphy, be allowed. Motion carried and so ordered.

PUMPING STATION SHELL LANE

Mark Seaman addressed the Council regarding property on Shell Lane, and stated there was a problem regarding the pumping station that had been constructed in the area.

Mr. Daigle advised that the pumping station had been installed on property now owned by Mr. Bosnjak; however, the station had never received the

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approval of the State Sanitary Authorities. The City requires that the pump be brought up to standard before allowing any additional building or connections to the sewer.

It was moved by Slominski, seconded by Clore, that the matter be referred back to the City Manager and Engineer for further study. Motion carried and so ordered.

PUBLIC HEARING

Public hearing was declared open by the Mayor at 8:10 p. m. , on the question of annexation of surrounded area between Sherman and Grant Streets. Notices published and posted in compliance with Res. No. 54-1966. As there was no one present speaking either for or against the proposed annexation, the Mayor declared the hearing closed.

It was moved by Slominski, seconded by Graf, that Ord. No. 1143, be taken up for its first reading. Motion carried and so ordered.

After completion of the reading, it was moved by Clore, seconded by Graf, that Ord. No. 1143, be moved to its second reading by title only at this time. Motion carried and so ordered.

Ord. bk. 4/10 pg. 1 Ord. No. 1143, (AN ORDINANCE ANNEXING CERTAIN TERRITORY SURROUNDED BY THE CORPORATE LIMITS AND BOUNDARIES OF THE CITY OF MILWAUKIE, CLACKAMAS COUNTY, OREGON, PURSUANT TO THE PROVISIONS OF OREGON REVISED STATUTES, CHAPTER 222, AS AMENDED BY 1963 OREGON LAWS, AND FIXING THE EFFECTIVE DATE OF SUCH ANNEXATION,) was taken up and read by title only for its second reading and put on its passage with the following roll call vote. AYES: Strauss, Slominski, Graf, Clore, Richmond. NOES: None
Ord. No. 1143 passed the Council and was so declared by the Mayor.

UTILITY FRANCHISE FEES

Letter was read from the League of Oregon Cities regarding a ruling that would allow utilities providing telephone, electric, gas and steam service to bill their consumers within a city for their portion of city utility franchise taxes, or occupation taxes in excess of new percentage limits.

It was moved by Graf, seconded by Slominski, that the Council instruct the Manager to notify the League that the City wishes to participate in the request for a rehearing on the grounds that the order was made without hearing and that the City did not have an opportunity to present information related to the matter, and ask that sample resolution and necessary forms be forwarded. Motion carried and so ordered.

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OAK LODGE WATER LINE

Manager reported that Oak Lodge is now prepared to start negotiations with the City on the water line and has requested a joint meeting with the Council. It was agreed that Tuesday, January 31, be set as the meeting date.

OREGON TRANSFER PROPOSAL

Letter from Oregon Transfer Company, dated January 20, 1967, was read, wherein an offer to purchase a parcel of land in the Kellogg Park Industrial area for \$3500. was made. (Minutes 11/14 and 11/28/66 also.)

It was moved by Slominski, seconded by Strauss, that the offer of \$3500. from Oregon Transfer Co., for the purchase of a parcel of land, described as approximately 1/3 of an acre South of Lot 6, Plat 41-1 William Meek D. L. C., be accepted. Motion carried and so ordered.

RESOLUTION NO. 2-1967

It was moved by Slominski, seconded by Graf, that Res. No. 2-1967, be taken up for reading at this time. Motion carried and so ordered.

After reading, it was moved by Graf, seconded by Slominski, that Res. No. 2-1967, be adopted. Motion carried and so ordered. (Res. No. 2-1967, A Resolution whereby receipts, cancelled documents and other written matter set forth in lists, shall be removed from the official records of the City and destroyed by the action and under the direction of the City Recorder.)

FURNBERG PARK EXTENSION (A proposed subdivision)

A letter, dated 1/18/67, was read from Mr. C. W. Furnberg, requesting permission for the 17 lots in the above tract of land, to be connected to the Cedarcrest sewer line on Plum Street, and to the six inch water main off Plum Street.

The Mayor advised that as the ownership of the pumping station has not been finalized yet, no action could be taken.

SPECIAL PERMIT

Memo from the Planning Commission was read recommending the Council grant a 1 year revokable permit to Mr. C. W. Harger, 4515 Railroad Ave. to allow a lawn mower and repair shop on his property. This would be owner operated only.

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It was moved by Slominski, seconded by Strauss, that the recommendation of the Planning Commission be accepted and a 1 year revokable permit be granted Mr. Harger. Motion carried and so ordered.

STREET VACATION

Memo from the Planning Commission was read recommending that the City vacate existing Franklin Street between 42nd St. and Railroad Ave., in exchange for the northerly portion of Lots 1 through 15, Blk. 1, with the stipulation that a widening of the west side of the intersection of 42nd and Railroad Ave. would be considered.

Recommendation by the City Engr. was for the vacation of Franklin Street between 42nd St. and Railroad Ave., in exchange for the previously vacated strip of land on Rio Vista St. and a 25 ft. radius parcel in Block 84 at the intersection of 42nd St. and Railroad Ave.

Letter from Mr. F. T. Watanabe and Kotono Watanabe, was read, requesting the above street vacation and agreeing to turn over to the City a 10 ft. strip on Rio Vista St., Lots 1 through 16, of Blk. 79.

It was moved by Slominski, seconded by Clore, that the recommendation for the street vacation be accepted, with papers to be drawn up by the City Attorney for signature by the Watanabe's, giving the exact description of the property to be donated to the City in exchange for the street vacation. Motion carried and so ordered.

PAYMENT OF BILLS

It was moved by Strauss, seconded by Slominski, that the bills listed for January 26, 1967 payment, be approved and that warrants be drawn for the payment of same. Motion carried and so ordered.

OTHER BUSINESS

Manager suggested that the Council take part in a legislative study committee made up of the Manager, City Attorney, and any member of the Council interested. Frank Clore was appointed by the Mayor to serve as Council representative to this group.

Dave Strauss was appointed to serve as Council representative on the Comprehensive Sewer Program Committee.

City Engineer invited the Council, together with the Planning Commission to a Capital Improvement Program on Thursday evening.

Councilman Graf questioned whether there was any money in the present budget that could be used to refurbish the Council Chambers.

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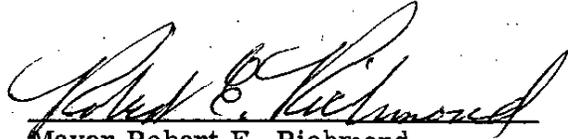
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Councilman Slominski suggested a bulletin information board be placed in the downstairs entry of the City Hall.

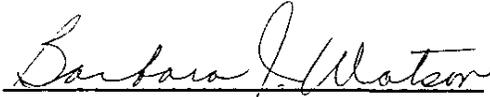
Question was raised on the use of the Council Chambers by the State Driving Examiners, at no cost to them.

Manager to look into the above recommendations and suggestions.

Upon motion duly made and seconded, the meeting was adjourned at 9:15 p. m.


Mayor Robert E. Richmond

ATTEST:


Barbara J. Watson, Secretary

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BILLS PAYABLE ON JANUARY 25, 1967

American Heritage Pub. Co.	3.25
Atlantic Richfield Co.	740.60
Burroughs Corp.	229.00
Collier-Macmillan Distr.	43.06
Communication Specialists	15.00
Cornell, Howland, Hayes & Merryfield	300.00
Dieringers	23.44
Evergreen Library Services	982.55
Barbara D. Ewell	125.00
Joe Fisher Ford	4,372.48
Gaylord Bros., Inc.	47.50
Horton Electric	1,249.28
Hoesley Furniture	6.95
International Business Machines	105.02
Landeen Welding Supplies	4.80
Lanson's Inc.	4.13
Mail-well Envelopes	9.55
Management Information Service	50.00
Harold Mathews	33.40
Motor Handbook	8.50
Northwest Natural Gas	201.75
Nudelman Bros.	29.30
The Oregonian	33.43
Oregon News Co.	2.33
R. E Osborne	17.76
Pacific Northwest Bell	74.93
Pennzoil Co.	163.34
Pitney Bowes Inc.	75.32
Portland Concrete Pipe & Prod.	648.73
Portland Road & Driveway	2,421.94
The Review	18.92
Rock Creek Sand & Gravel	100.00
Sanderson Safety Supply	105.75
Sellwood Moreland Shade Shop	172.60
Niles Spears	35.00
Stevens, Thompson, Runyon & Ries	798.20
Utilities Supplies	59.29
University of Washington	22.00
West Chemical Products	38.31
Willamette Hi-Grade Concrete	62.25