

MEETING OF FEBRUARY 12, 1962

COUNCIL CHAMBER

967th MEETING

The nine hundred sixty-seventh regular meeting of the Council of Milwaukie was held in the Council Chamber of the City Hall, on the twelvth day of February, 1962.

The meeting was called to order by Mayor Earl Clay.

The Roll was called by Clerk Ellen Martin and showed those present were Mayor Earl M. Clay; Councilmen James Howard, Charles Renard, Theron Sedgwick and E. H. Aebi; City Manager Leonard B. Mullan, City Attorney John O. Sheldahl and Clerk Ellen Martin.

The minutes of the nine hundred sixty-sixth regular meeting of the Council, held on the eighth day of January, 1962, were approved as written.

The minutes of a special meeting of the Council, held on the 24th day of January, 1962, were approved as written.

The minutes of a special meeting of the Council, held on the eighth day of January, 1962, were approved as written.

Mr. Fred Weber came before the Council with regard to the matter of condemnation of a roadway from Johnson Creek Boulevard into Tarrybrook Addition, which roadway would also serve as a right-of-way for sewer and water systems. It appears that Mr. Jansen, owner of the land, had changed his mind as to where the road was to be laid out. After discussion on the question and viewing the map, it was moved by Howard and seconded by Sedgwick that the original roadway as specified in the condemnation be maintained. Motion carried and so ordered.

Manager Mullan read a letter from Contractor Robertson in which he stated that as soon as weather permitted, he would complete the repair of the streets in the Ardenwald Area "D" sewer.

The time having arrived, the Mayor opened the hearing on the annexation of territory as described in Ordinance No. 875 and called for objection to the same. There was no person present who made objection and no written objection had been received. The Mayor declared the hearing closed.

Ordinance No. 877 was taken up and read for its first reading. It was moved by Howard and seconded by Aebi that Ordinance No. 877 be passed to its second reading and that it be read at this time. Motion carried and so ordered.

Ordinance No. 877 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 result being had: Ayes: Howard, Renard, Aebi, Sedgwick and Clay. Nays: None. Ordinance Number 877 passed the Council and was so declared by the Mayor.

It was moved by Howard and seconded by Sedgwick that the following Resolution be adopted.

RESOLUTION NUMBER 7-1962

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 5, Block 4, HOMEWOOD PARK.

The south 60 feet of the following described property: PARCEL 1; Beginning at a point on the north line of the J. D. Garrett D.L.C., and in Section 31, in T. 1S., R. 2E., of the W.M., in the County of Clackamas and State of Oregon, which is 30 chains Westerly from the northeast corner of said D.L.C.; thence South 0° 55' West 2356.65 feet along the west line of a tract of land known as the John Beckman tract to the true point of beginning; thence South 89° 09' East 305.75 feet to the east line of said John Beckman tract; thence South 0°55' West 120 feet along the east line of said John Beckman tract to a point; thence North 89° 09' West 305.75 feet to the west line of said John Beckman tract; thence North 0°55' East 120 feet along the west line of said John Beckman tract to the true point of beginning. EXCEPTING that portion conveyed Earl Waymire, et al, by deed recorded March 26, 1958, in Book 538, page 47, Deed Records, and ALSO EXCEPTING that portion conveyed Earl Waymire, et al, by deed recorded March 26, 1958, in Book 538, page 48, Deed Records.

The North 60 feet of the following described property: PARCEL I, BEGINNING at a point in the north line of the J. D. Garrett D.L.C., and in Section 31, in T. 1S., R. 2E., of the W.M. in the County of Clackamas and State of Oregon which is 30 chains Westerly from the Northeast corner of said D.L.C; thence South 0°55' West 2356.65 feet along the west line of a tract of land known as the John Beckman tract to the true point of beginning; thence South 89°09' East 305.75 feet to the east line of said John Beckman tract; thence South 0°55' west 120 feet along the east line of said John Beckman tract to a point; thence North 89° 09' West 305.75 feet to the west line of said John Beckman tract; thence North 0°55' East 120 feet along the west line of said John Beckman tract to the true point of beginning. EXCEPTING that portion conveyed to Earl Waymire, et al, by deed recorded March 26, 1958, in Book 538, page 47, Deed Records, and ALSO EXCEPTING that portion conveyed Earl Waymire, et al, by deed recorded March 26, 1958, in Book 538 page 48, Deed Records

TAX LOT 36, John Garrett D.L.C. described as follows:

Beginning at the southeast corner of the intersection of Monroe Street and Stanley Avenue thence Southerly along the east boundary of Stanley Avenue a distance of 150 feet more or less, thence east and parallel with the south boundary of Monroe Street, a distance of 150 feet, more or less; thence North and parallel with the east boundary of Stanley Avenue a distance of 150 feet more, or less, to the south boundary of Monroe street; thence West along the south boundary of Monroe Street a distance of 150 feet more or less to the point of beginning.

The East 21 feet of Lot 3 and Lots 4 and 5, BLOCK 10 MARCHBANKS ADDITION.

A part of that Rural Zoning District comprising real property annexed to the City of Milwaukie, Oregon, by Ordinance 877.

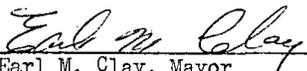
AND WHEREAS, the above described real properties lie within the boundaries of the Wichita Zoning District, a zoning district, in the County of Clackamas and State of Oregon, duly organized and existing under and by virtue of the laws of the State of Oregon.

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 Wichita Zoning District hereinabove described and heretofore incorporated in and annexed to the City of Milwaukie, Oregon.

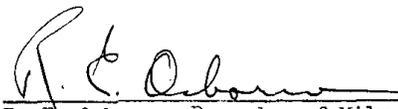
BE IT FURTHER RESOLVED by the City Council of the City of Milwaukie, that by virtue of the foregoing and by virtue of the provisions of Chapter 401, Oregon Laws, 1957, the 12th day of March, 1962, is hereby fixed as the date, the hour of 8:15 o'clock Pacific Standard Time is hereby fixed as the time, 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 interest 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 12th DAY OF FEBRUARY, 1962.

  
 Earl M. Clay, Mayor  
 CITY OF MILWAUKIE, OREGON

ATTEST:

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

Motion carried and so ordered.

Resolution Number 8-1962 was taken up and read as follows:

RESOLUTION NUMBER 8-1962

WHEREAS, George Eivers and Ruth M. Eivers, husband and wife, have tendered to the City of Milwaukie a duly executed Easement for sewer purposes, along

The west fifteen (15) feet of a tract in the J. D. Garrett D.L.C. in Section 31, T. 1S., R. 2E., W.M., described as follows:

Commencing at the northeast corner of said D.L.C.; thence West along the North line of said Claim 1074.25 feet to an iron pipe; thence South 2904 feet to a stake, which is the Northeast corner of Lot 10 in a private plat on file with the State Land Board; thence West 290 feet to a point; thence South 330 feet which is the true point of beginning of said easement; thence south 586.8 feet to a point on The Southern Pacific Railroad right-of-way; thence Southeast along said right of way 320 feet; thence North 722 feet; thence West 290 feet to the point of beginning;

and

WHEREAS, the said Easement is required by the City of Milwaukie, Oregon, in furtherance of the enlargement, construction and maintenance of its sewer system; and

WHEREAS, the terms of said Easement grant are found to be in the public interest and otherwise acceptable; now therefore,

BE IT RESOLVED By the City Council of the City of Milwaukie, Oregon, that the said Easement and the terms thereof from George Eivers and Ruth M. Eivers, husband and wife, be and the same hereby are accepted and approved by the City of Milwaukie, Oregon, and that the Mayor and the City Recorder be and they hereby are respectively authorized to sign and attest the Acceptance of Easement on behalf of the City of Milwaukie, Oregon.

It was moved by Sedgwick and seconded by Aebi that Resolution No. 8-1962 be adopted. Motion carried and so ordered.

The Mayor opened the hearing on the question of the annexation of territories as described in Ordinance No. 876, and called for objection to the same. There was no person present who made objection and written objection had been received. The Mayor declared the hearing closed.

Ordinance No. 878 was taken up and read for its first reading. It was moved by Howard and seconded by Aebi that Ordinance No. 878 be passed to its second reading and that it be read at this time. Motion carried and so ordered.

Ordinance Number 878 AN ORDINANCE annexing certain territory contiguous to the present boundaries of the City of Milwaukie, Clackamas County, Oregon, and fixing the effective date of such annexation, was again taken up and read for its second reading and put on its passage with the following result being had; Ayes: Howard, Aebi, Sedgwick and Clay. Nays: None. Ordinance No. 878 passed the Council and was so declared by the Mayor.

It was moved by Sedgwick and seconded by Howard that the following Resolution be adopted.

RESOLUTION NUMBER 9-1962

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

A portion of the Daniel McLaren land in Section 31, T. 1S., R. 2E., as described in that certain deed dated August 29, 1887, and recorded October 11, 1887, in deed book 29, at page 600 of the records of Clackamas County, State of Oregon, more particularly described as follows:

Commencing at an iron pipe which is 1372.14 feet East and 452.10 feet North of the Southwest corner of the J.D. Garrett D.L.C. in T. 1 and 2 S.R. 2E., of W.M. in the center of the County Road leading from Milwaukie to Foster's (also known as Lake Road) thence North 0°33' East 726.00 feet to the Southerly line of what was known as the Portland and Oregon City Railway Company's (commonly called Carver Railroad) right-of-way where said southerly line of said right-of-way intersects the easterly line of said Daniel McLaren's land, for the beginning point of the tract of land to be described; running thence North 0°33' East 12373.7 feet, more or less, to the northeast corner of said Daniel McLaren's land; thence West along the north line of said Daniel McLaren's land 1372.8 feet, thence North 0°33' east 177.4 feet; thence West 184.8 feet along the north line of the projection of said Daniel McLaren's land: thence South 2° East 517.4 feet, more or less, along the westerly line of said Daniel McLaren's land to the southerly line of said Portland and Oregon City Railway Company's right-of-way where said southerly right-of-way where said southerly line of said right-of-way intersects the westerly line of said Daniel McLaren's land, thence South-easterly along the southerly line of said right-of-way 1820.5 feet, more or less to the easterly line of said Daniel McLaren's land and being the point of beginning of the tract herein described containing 29.50 acres, more or less, in the County of Clackamas and State of Oregon.

PARCEL I. Commencing at the northwest corner of the J.D. Garrett D.L.C. No. 38 in Section 31, T. 1S., R. 2E., of the W.M.; thence South 0°33' West along the west boundary line of said D.L.C. No. 38, a distance of 1953.7 feet to the true point of beginning; thence South 88°43' East 628.32 feet; thence North 0°33' East 907.5 feet to the intersection with the southwesterly line of the Oregon & California Railroad Company's right-of-way; thence North 55° 21' West along said right of way, a distance of 443.6 feet to a point; thence South 0° 33' West 329.2 feet to a point 261 feet Southeasterly from the point of beginning; thence North 89°27' West 261 feet to the point of beginning, in the County of Clackamas and State of Oregon.

PARCEL II. Commencing at the Northwest corner of the John D. Garrett D.L.C. No. 38 in T. 1S., R. 2E., W.M., in the county of Clackamas and State of Oregon; thence South 0° 33' west 1448 feet to an intersection of the south line of the Southern Pacific Company's right-of-way with the west line of said John D. Garrett D.L.C. No. 38 said point of the intersection being the beginning point of the tract of land to be described; thence South 0°33' West 505.7 feet along the west line of said John D. Garrett D.L.C. No. 38 to a point; thence South 89°27' East 261 feet; thence North 0°33' East 329 feet to the southerly line of said Southern Pacific Company's right-of-way; thence North 55°21' West 315.2 feet along said southerly line of said beginning.

The west  $\frac{1}{2}$  of Lot 5, Block 4, HOMEWOOD PARK.

The south 60 feet of the following described property: PARCEL I; Beginning at a point on the north line of the J.D. Garrett D.L.C., and in Section 31, in T. 1S., R. 2E., of the W.M. in the County of Clackamas and State of Oregon, which is 30 chains Westerly from the northeast corner of said D.L.C.; thence South 0° 55' West 2356.65 feet along the west line of a tract of land known as the John Beckman tract to the true point of beginning; thence South 89° 09' East 305.75 feet to the east line of said John Beckman tract; thence South 0° 55' West 120 feet along the east line of said John Beckman tract to a point; thence North 89° 09' West 305.75 feet to the west line of said John Beckman tract; thence North 0°55' East 120 feet along the west line of said John Beckman tract to the true point of beginning. EXCEPTING that portion conveyed Earl Waymire, et al, by deed recorded March 26, 1958, in Book 538 page 47, Deed Records, and ALSO EXCEPTING that portion conveyed Earl Waymire, et al, by deed recorded March 26, 1958, in Book 538 page 48, Deed Records.

The north 60 feet of the following described property: PARCEL II. BEGINNING at a point in the north line of the J. D. Garrett D.L.C. and in Section 31, in T. 1S., R. 2E., of the W.M. in the County of Clackamas and State of Oregon which is 30 chains Westerly from the Northeast corner of said D.L.C.; thence South 0° 55' West 2356.65 feet along the west line of a tract of land known as the John Beckman tract to the true point of beginning; thence South 89° 09' East 305.75 feet to the east line of said John Beckman tract; thence South 0° 55' west 120 feet along the east line of said John Beckman tract to a point; thence North 89° 09' West 305.75 feet to the west line of said John Beckman tract; thence North 0°55' East 120 feet along the west line of said John Beckman tract to the true point of beginning. EXCEPTING that portion conveyed to Earl Waymire, et al, by deed recorded March 26, 1958, in Book 538, page 47, Deed Records, and ALSO EXCEPTING that portion conveyed Earl Waymire, et al, by deed recorded March 26, 1958, in Book 538 page 48, Deed Records

TAX LOT 36, JOHN GARRETT D.L.C. described as follows:  
Beginning at the southeast corner of the intersection of Monroe Street and

Stanley Avenue thence Southerly along the east boundary of Stanley Avenue, a distance of 150 feet more or less,; thence east and parallel with the south boundary of Monroe Street, a distance of 150 feet, more or less; thence North and parallel with the east boundary of Stanley Avenue a distance of 150 feet more or less, to the south boundary of Monroe Street; thence West along the south boundary of Monroe Street a distance of 150 feet more or less to the point of beginning.

The East 21 feet of Lot 3 and Lots 4 and 5, Block 10, Marchbanks Addition.

All of Lots 10, 11, 12, ATKINSON, except that part thereof conveyed to Jacob Jackle, more particularly described in that certain instrument recorded in Book 165 at page 461, Record of Deeds of Clackamas County, Oregon and except that part conveyed to Clackamas County, Oregon for road purposes, more particularly described in instrument recorded in Book 238 at page 293, record of Deeds of Clackamas County, Oregon and except that part thereof conveyed to Philip R. Leroy and wife by instrument recorded in Book 315 at page 156 Record of Deeds, Clackamas County, Oregon.

Beginning at the Northwest corner of Block 11, Minthorne Addition to the City of Portland in the south boundary of King Road

1. Thence North 60 feet to a point in the north boundary of King Road that is West 75 feet from the most southerly southwest corner of Tax Lot 70-1.
2. Thence North to the northeast corner of Tax Lot 70;
3. Thence West 100 feet or more or less to the northwest corner of Tax Lot 70;
4. Thence North to the northwest corner of Tax Lot 70-1;
5. Thence continuing North 20 feet to the south boundary of Plat of Berwyn Villas;
6. Thence East 475 feet more or less along the northerly extension of and the east boundary of White Lake Road
7. Thence South 190.0 feet more or less along the northerly extension of and the east boundary of White Lake Road to a point North 200.0 feet distant from the north boundary of King Road;
8. Thence West 146.71 feet to the northwest corner of Tax Lot 71-3;
9. Thence South 200.0 feet to the north boundary of King Road at the southwest corner of King Road at the southwest corner of Tax Lot 71-2;
10. Thence along the north boundary of King Road 580.0 feet more or less to the southwest corner of Tract 31 of Gibson's Subdivision of the Logus Tracts;
11. Thence North 431.0 feet more or less to the northwest corner of said Tract 31;
12. Thence East 200.0 feet more or less to the northeast corner of said Tract 31;
13. Thence South 431.8 feet more or less to the southeast corner of said Tract 31 in the north boundary of King Road;
14. Thence following said road boundary East 20.0 feet;
15. Thence, parallel to the said boundary of said Tract 31, North 130.0 feet;
16. Thence at right angles, East 80.0 feet more or less to the division line of Tract 32 of the aforementioned plat dividing said Tract 32 into East and West halves;
17. Thence, following said division line, north 301.8 feet more or less to its north terminus;
18. Thence East 100.0 feet, more or less to the southwest corner of Tract 24 of the last mentioned plat;
19. Thence North 420.6 feet to the northwest corner of said Tract 24;
20. Thence East 400.0 feet to the northeast corner of Tract 23 of the last mentioned plat;
21. Thence South 420.6 feet to the southeast corner of said Tract 23;
22. Thence East 500.0 feet more or less to the north end of the division line dividing Tract 37 of the last mentioned plat into East and West halves;
23. Thence South following said division line and its southerly extension 491.8 feet more or less to the south boundary of King Road;
24. Thence along said road boundary West 620.0 feet more or less to the northeast corner of Lot 15, Block 9 of the Plat of Minthorne Addition.
25. Thence South 150.0 feet to a point 50.0 feet north of the southeast corner of Lot 34 of said Block 9, Minthorne Addition;
26. Thence West 75.0 feet to a point in the west boundary of Lot 32 of said Block 9, 50.0 feet north of the southwest corner thereof;
27. Thence North 150.0 feet to the northwest corner of Lot 17 of said Block 9 in the south boundary of King Road;
28. Thence West 175.0 feet to the northwest corner of said Block 9;
29. Thence South 200.0 feet to the southwest corner of said Block 9;
30. Thence West 285.0 feet to the southwest corner of Lot 40 Block 10, Minthorne Addition;
31. Thence North 200.0 feet to the northwest corner of Lot 9. Block 10, Minthorne Addition in the south boundary of King Road;
32. Thence following said road boundary West to the northwest corner of Block 10, Minthorne Addition;
33. Thence South 260.0 feet to the Northwest corner of Block 19 of said Minthorne Addition;
34. Thence West 310 feet to the northwest corner of Lot 10, Block 11, Minthorne Addition;

35. Thence North 260 feet to the northwest corner of Lot 10, Block 11, Minthorne Addition;
36. Thence West to the northwest corner of Block 11, Minthorne Addition to the point of beginning.

In the foregoing descriptions where Tax Lot numbers are used they are Tax Lot numbers assigned by the Clackamas County Assessor and are valid as of January 1, 1962.

A part of that Milwaukie Rural Fire Protection District comprising real property annexed to the City of Milwaukie

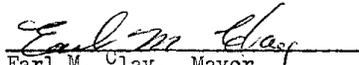
AND WHEREAS; the above described properties lie within the boundaries of the Milwaukie Rural Fire Protection District, a fire protection district, in the County of Clackamas and State of Oregon, duly organized and existing under and by virtue of the laws of the State of Oregon.

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 Milwaukie Fire District hereinabove described and heretofore incorporated in and annexed to the City of Milwaukie, Oregon.

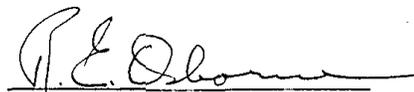
BE IT FURTHER RESOLVED by the City Council of the City of Milwaukie, that by virtue of the foregoing and by virtue of the provisions of Chapter 401, Oregon Laws, 1957, the 12th day of March, 1962 is hereby fixed as the date, the hour of 8:30 o'clock Pacific Standard Time is hereby fixed as the time, 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 12th DAY OF FEBRUARY, 1962.

  
Earl M. Clay, Mayor  
CITY OF MILWAUKIE, OREGON

ATTEST:

  
R. E. OSBORNE, RECORDER OF MILWAUKIE, OREGON

Motion carried and so ordered.

Resolution 10-1962 takes the same properties as described above out of Wichita Zoning District. Ordinance Number 879 was taken up and read for its first reading. It was Moved by Howard and seconded by Sedgwick that Ordinance No. 879 be passed to its second reading and that it be read at this time. Motion carried and so ordered.

Ordinance Number 879 AN ORDINANCE regulating the erection, construction, enlargement, alteration, repair, removal, conversion, demolition, occupancy, equipment, use, height, area and maintenance of buildings or structures in the City of Milwaukie; providing for the issuance of permits and collection of fees therefore; declaring and establishing fire districts, providing penalties for the violation thereof and adopting by reference the 1961 edition of the Uniform Building Code as copyrighted in 1961 by the Pacific Coast Building Officials Conference, Sections 101 to 302, inclusive; and sections 304 to 6004, both inclusive; repealing Ordinance Number 548 and all other Ordinances and parts of ordinances in conflict herewith, 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: Howard, Renard, Aebi, Sedgwick and Clay. Nays: None.

Ordinance Number 879 passed the Council and was so declared by the Mayor.

The Mayor opened the hearing on the withdrawal of recently annexed territories from the Milwaukie Rural Fire Protection District and called for protests to the same. There was no citizen present who made objection and no written objection had been received. The Mayor declared the hearing closed.

Ordinance Number 880 was taken up and read for its first reading. It was moved by Sedgwick and seconded by Howard that Ordinance No. 880 be passed to its second reading and that it be read at this time. Motion carried and so ordered.

Ordinance Number 880 AN ORDINANCE withdrawing from the Milwaukie Rural Fire Protection District, Clackamas County, Oregon, those parts of said District heretofore annexed to and incorporated within the boundaries of the City of Milwaukie, Oregon, was again taken up and read for its second reading and put on its passage with the following result being had; Ayes: Howard, Renard, Aebi, Sedgwick and Clay. Nays: None. Ordinance Number 880 passed the Council and was so declared by the Mayor.

A letter from the Milwaukie Planning Commission was read. The letter stated that, at the request of the Commission, a committee from the Jr. Chamber of Commerce had made a traffic survey in the vicinity of the Deiringer shopping center and that the Commission had approved the report and recommendation of the Committee and were referring the same to the Council as follows:

TRAFFIC STUDY VICINITY OF 42nd ST. & KING RD.

KING ROAD

Install curbs on both sides from end of County improvement to the 42nd St. intersection, pavement to be 48' wide, which is the same as County improved part. Prohibit parking from 42nd St. to 44th St.,.Install a flashing caution light at intersection with Glover Rd. Four 12' lanes for traffic from 42nd St. to 44th St. Install large turn sign for west bound traffic to turn to 42nd St. for city center. Eliminate stop sign for west bound traffic at 42nd St. East bound traffic will stop at 42nd St. Construct sidewalk along both sides of King Rd. from end of County improvement to 42nd St.

GLOVER ROAD

Widen pavement to 36' for one 12' lane for north bound traffic and two 12' lanes for south bound traffic for a distance of 150' from intersection with King R. Prohibit parking on roadway for 150' from intersection with King Rd. Both south bound lanes to stop at King Rd. with inside lane for left turns to King Rd. headed east, or for crossing to Dieringers. Sidewalk on east side of Glover Rd. for 150' from intersection with King Rd.

42nd STREET

Install curbs & sidewalk on both sides with pavement 36' wide from King Rd. south to Monroe St. Prohibit parking on 42nd St. between King Rd. & Harrison St. One 12' lane north bound and two 12' lanes south bound between King Rd. & Harrison St. One 10' lane north bound & one 10' lane south bound from Harrison St. to Monroe St. with parking on both sides. North bound traffic to stop at Harrison St. and King Rd. South bound traffic to stop at Harrison St. & Monroe St. with right turn permitted without stopping at Harrison St. from outside south bound lane only. Install a flashing caution light at intersection of Harrison St. and 42nd St.

HARRISON ST.

Install curbs on both sides & sidewalk on north side from 42nd St. to 44th St. with pavement 36' wide, one 12' lane west bound & one 12' lane east bound with parking allowed on south side of Harrison St. only. Prohibit parking on both sides of Harrison St. from 42nd St. west for 150' with one 12' lane west bound & two 12' lanes east bound. Inside lane to be used for left turns. Eliminate the stop for east bound traffic at 42nd St. West bound traffic to stop at 44th St. & 42nd St.

44th STREET

Install curbs on both sides from King Rd to Harrison St. with pavement 32' wide, one 10' lane south bound & one 12' lane north bound and 10' parking lane allowed on east side only. North bound traffic to stop at Harrison St. and at King Rd. South bound traffic to stop at Harrison St.

The Mayor opened the hearing on the withdrawal of recently annexed territories from the Wichita Zoning District and called for objection to the same. There was no person present who made objection and there had been no written objection received. The Mayor declared the hearing closed.

Ordinance No. 881 was taken up and read for its first reading. It was moved by Howard and seconded by Sedgwick that Ordinance No. 881 be passed to its second reading and that it be read at this time. Motion carried and so ordered.

Ordinance Number 881 AN ORDINANCE withdrawing from the Wichita Zoning District, Clackamas County, Oregon, those parts of said District heretofore annexed to and incorporated within the boundaries of the City of Milwaukie, Oregon, was again taken up and read for its second reading and put on its passage with the following result being had. Ayes: Howard, Renard, Aebi, Sedgwick and Clay. Nays: None. Ordinance Number 881 passed the Council and was so declared by the Mayor.

A letter from the Milwaukie Planning Commission was read, in which they reported that they had taken proper procedure, and had held a public hearing on the question of Zone Changes from 3-R-1 to Commercial Zone for Tax Lots 148 and 181, Whitcomb D.L.C. and an zone change from 3-R-1 to Commercial-Industrial Zone for Tax Lot 64, George Wills D.L.C., and recommended to the Council that these zones be changed. It was moved by Howard and seconded by Sedgwick that the Council accept the recommendation of the Planning Commission. Motion carried and so ordered.

Ordinance No. 882 was taken up and read for its first reading. It was moved by Sedgwick and seconded by Howard that Ordinance No. 882 be passed to its second reading and that it be read at this time. Motion carried and so ordered.

Ordinance Number 882 AN ORDINANCE providing for the rezoning of certain properties in the City of Milwaukie, Clackamas County, Oregon, from Zone 3-R-1 to Commercial Zone, amending Ordinance Number 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: Howard, Renard, Aebi, Sedgwick and Clay. Nays: None. Ordinance Number 882 passed the Council and was so declared by the Mayor.

Ordinance Number 883 was taken up and read for its first reading. It was moved by Howard and seconded by Aebi that Ordinance No. 883 be passed to its second reading, and that it be read at this time. Motion carried and so ordered.

Ordinance Number 883 AN ORDINANCE providing for the rezoning of certain property in the City of Milwaukie, Clackamas County, Oregon, from Zone 3-R-1 to Zone Commercial-Industrial, amending Ordinance Number 481, as amended, and declaring an emergency, was again taken up and read for its second reading and put on its passage with the following result. Ayes: Howard, Renard, Aebi, Sedgwick and Clay. Nays: None. Ordinance Number 883 passed the Council and was so declared by the Mayor.

Ordinance Number 884 was taken up and read for its first reading. It was moved by Howard and seconded by Aebi that Ordinance Number 884 be passed to its second reading and that it be read at this time. Motion carried and so ordered.

Ordinance Number 884 AN ORDINANCE providing for the procedure to annex, without election, certain territory contiguous to the present boundaries of the City of Milwaukie, Clackamas County, Oregon, fixing a day for public hearing before the City Council of the City of Milwaukie, Oregon, on the question of such annexation, directing publication of notice of such hearing 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: Howard, Renard, Aebi, Sedgwick and Clay. Nays: None. Ordinance number 884 passed the Council and was so declared by the Mayor.

The question of "Fall-out Shelters" was discussed by the Council, it was moved by Renard and seconded by Sedgwick that the Ordinance prepared for Fall-out Shelters be tabled until National regulation of Fall-out Shelters have been established. Motion carried and so ordered.

Manager Mullan read a letter from the Fire Chief in which he stated that the firemen were requesting that they be given consideration for a fifty-six hour work week in the 1962-1963 budget. It was agreed by the Council that this request would be considered in the new budget.

It was moved by Sedgwick and seconded by Howard that an assessment for curbs along 35th Street, in the amount of \$691.20 be excused on the City owned property as follows:

The south 25 feet of Lot 8 and all of Lots 9, 10, 11, and the north 25 feet of Lot 12, Block 15, Quincy Addition. Motion carried and so ordered.

It was moved by Howard and seconded by Aebi that the following bills be approved and that warrants be drawn for the payment of same.

A-Active Business Machines	31.40
Air Mac	179.00
All Electric Construction	300.75
American Barricade Co.	18.40
Johnny Bowness	20.96
Brooks Products	66.00
Burroughs Corporation	158.00
Carey Oil Corpn.	132.90
Clackamas County	143.50
Crosswhite Sand & Gravel	6.75
Daily Journal of Commerce	45.05
Daniel Bros.	45.00
Department of State	65.00
Dunmire Motor Co.	11.24
E & H Welding & Machine Works	6.45
Feenaughty Machinery Co.	55.40
Franck's Color Center	52.78
G & S Janitor Supply Co.	130.80
Dick Groener Agency	134.09
Heisler's Car Wash	10.00
Charlie Helwig Inc.	64.04
Hopp's	59.50
Huser Sales & Service	3.75
Industrial Air Products Co.	8.40
Industrial Iron Works	43.46
Jack's Digger Service	402.00
Legislative Counsel Committee	35.00
Management Information Service	50.00
W. J. McCready Lumber Co.	188.74
Milwaukie Automotive Service	57.70
Milwaukie Glass	12.59
Milwaukie Hardware	24.65
Milwaukie Lumber Co.	10.65
Milwaukie Oil Co.	116.31
Milwaukie Plumbing & Heating	264.15
Milwaukie Review	459.18
Milwaukie Roofing	750.00
Milwaukie Volunteer Fire Dept.	12.00
Mitchell, Lewis & Staver	4.30
Minnesota Mining Mfg. Co.	119.76
Moorehouse Glass Co.	16.60
Motorola Communications & Electronics	1,752.25
Multnomah Fuel Co.	48.99
Munnell & Sherrill, Inc.	16.00
Neptune Meter Co.	4.88
Northwest Industrial Laundry Co.	4.00
Northwest Natural Gas Co.	80.22
Northwest Wholesale Distributors Inc.	15.68
Olson Bros. She&l Service	197.40
Order of Amaranth	9.00
Oregon City Printing & Stationery Co.	7.85
Oregon City Laundry Co.	40.77
Overall Laundry Co.	17.20
Pacific N.W. Bell	228.00
Paul's Auto Repair	4.50
Pioneer Mercantile Co.	26.12
Pitney Bowes, Inc.	70.20
Plumbers Supply Co.	137.20
Portland General Electric Co.	2,002.30
Portland Road & Driveway Co.	383.89
Price-Rite Grocery	.39
Pump Pipe & Power Co.	3.70
Reddaway's Truck Line, Inc.	2.30
Rub-A-Dub Car Wash	2.98
Southern Pacific Co.	1,758.08
Southgate Body & Fender Service	194.20

Stevens & Thompson	1,139.56
Texaco, Inc.	244.20
Tire Sales & Service, Inc.	2.00
Truck Wrecking Yard	20.00
Water Department	326.44
L. A. Wheelwright, M.D.	100.00
Waterworks Supplies Co.	1,027.58
Fred Wildy Landscape Service	125.00
San Fax Corporation	167.00

Motion carried and so ordered.

Manager Mullan read a letter from the Fire Department in which they were requesting that a pay-roll deduction to the Kaiser Foundation Health Plan, be made from the March pay-roll for the fourteen members of the Fire and Police Departments. The Council authorized Manager Mullan to make a survey of all of the City employees and, if necessary, take their votes on this question.

The Mayor announced that there would be a special meeting of the Council on February 23, for the purpose of determining what is to be done regarding any change in employee insurance.

On motion duly made and carried the meeting adjourned.

Ellen Martin  
Clerk.

#### SPECIAL MEETING OF FEBRUARY 23, 1962

A special meeting of the Council of Milwaukie was held at the call of the Mayor on the twenty-third day of February, 1962.

The meeting, which was called for the purpose of canvassing the result of the City Employees votes on the question of changing the Group Insurance from Blue Cross to Kaiser Foundation Health Plan, was called to order by Mayor Clay.

Roll call showed those present were Mayor Earl Clay; Councilmen Charles Renard, E. H. Aebi, and Theron Sedgwick, and City Manager Leonard Mullan. Absent: Councilman James Howard, Attorney John O. Sheldahl and Clerk Ellen Martin. Also present were several members of the Fire Department.

The votes of the City Employees were canvassed and showed the following result:

In favor of retaining Blue Cross Group Insurance Plan.....	34
In favor of changing to Kaiser Foundation Health Plan.....	13

The Council discussed the question of the enlargement of the Sewage Disposal Plant, and reconsidered their former decision. It was moved by Mayor Clay and seconded by Councilman Renard that the City proceed with the construction of the secondary treatment unit at the Sewage Disposal Plant, and that the bid of Sebold and Wolverton be accepted. Motion carried and so ordered.

On motion duly made and carried the meeting adjourned.

Leonard B. Mullan  
Leonard B. Mullan, Acting Clerk.