

## Meeting of February 23, 1953 - Cont.

Attorney Kirkpatrick read a proposed agreement from the Southern Pacific Co. wherein they would give the City easement rights on Oak Street and Railroad (Minthorn) Avenue. It was moved by Shook and seconded by Clay that the Southern Pacific easement offer be rejected. Motion carried and so ordered.

It was moved by Shook and seconded by Wright that the following bills be allowed and that warrant-checks drawn for the payment of same.

State Industrial Accident Commission for Nov. Dec. Jan. \$260.63

Motion carried and so ordered.

It was moved by Klein and seconded by Wright that the City Manager provide a monthly report of the City's finances as follows:

In order to provide the council with financial information regarding the city's affairs, a monthly report should be prepared by the treasurer and submitted to the manager for presentation to the council at its first regular meeting in the following month. Such a report should consist of (1) a statement of cash receipts and expenditures (including the beginning and ending balances) for each fund for the year to date, (2) a detailed statement of receipts for the current month and the year to date, and (3) a detailed statement of expenditures for the current month and the year to date. These statements should be detailed to conform to the items as shown by the last annual report and the current year's budget.

Motion carried and so ordered.

On motion duly made and carried the meeting adjourned.

E. W. Martin  
Recorder

## MEETING OF MARCH 9, 1953

COUNCIL CHAMBERS

816th MEETING

The eight hundred sixteenth regular meeting of the Council was held on the ninth day of March 1953.

The meeting was called to order by Mayor Mullan.

Present: Mayor Mullan; Councilmen Shook, Clay, Klein and Wright; City Manager Sperr, Attorney Kirkpatrick, Fire Chief Lillis, Police Chief Delp and Recorder Martin.

The minutes of the eight hundred fifteenth regular meeting of the Council, held on the twenty-third day of February, were corrected to include Mr. Klein's explanation for his motion for a break-down in the financial report.

## Meeting of March 9, 1953 - Cont.

Mr. Frank Ambler, 3235 Monroe Street came before the Council and made inquiry as to what would be required of him if he were to put a wood working and remanufacturing plant on Southern Pacific property along Railroad Avenue, south of Monroe Street. There was considerable discussion after which Mr. Ambler stated that he would not make application at this time,

The Recorder announced that this was the time and place for the hearing on the Improvement of 27th Street by curbs and sidewalks. The Mayor called for protests of the costs of the improvement. There were no objectors.

Ordinance Number 571 was taken up and read in full for its first reading. It was moved by Shook and seconded by Clay that Ordinance Number 571 be passed to its second reading. Motion carried and so ordered.

The matter of vacating Adams Street, west of 37th Street, was again laid before the Council together with the report that the Planning Commission had recommended the vacation. It was moved by Clay that the Council accept the recommendation of the Planning Commission. The motion was lost for lack of a second. It was moved by Klein and seconded by Shook that the matter be tabled until the next regular meeting of the Council on March 23rd. Motion carried and so ordered.

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Mrs. J. H. Sroufe, of the State Liquor Control Commission came before the Council and requested that about thirty-two acres in Kellogg Park now zoned as "Park" be changed to Industrial zone. He stated that if this property were in the Industrial Zone, the State of Oregon could purchase same to be used by the Liquor Control Commission and the State Highway Department, and that any surplus property would be for sale subject to the approval of the Planning Commission and Council of Milwaukie, in accordance with their letter under date of February 2, 1953 written over the signatures of George S. Woodworth, their attorney. The above mentioned letter was read in full. A letter from the Milwaukie Chamber of Commerce, urging that the zone change be made, was read. A letter from the School Board of Dist. No. 1, in which they protested this land being owned by the State as it would not be on the tax roll.

Mr. Elliot, of the Liquor Control Commission, showed a drawing of the proposed plat plan and buildings and stated that the Liquor Control Commission would need about ten acres for their use, that the Highway Department would use the five acres north of their proposed site as well as a strip for service road along the entire length of the property.

Mayor Mullan called for objections to the zone change. There were no objections.

It was moved by Wright and seconded by Klein, that the Council accept the recommendation of the Planning Commission and that that tract of land lying south of the City limit line, west of McLoughlin Blvd., north of Road "A" and east of Johnson Creek all in Kellogg Park be changed from "Park" zone to Industrial Zone. Motion carried and so ordered.

Ordinance Number 578 was taken up and read in full for its first reading.

It was moved by Klein and seconded by Shook that Ordinance Number No. 577 be read for its second reading by title only. Motion carried and so ordered.

## Meeting of March 9, 1953 - Cont-

Ordinance Number 577, AN ORDINANCE granting to Southern Pacific Company, its successors and assigns, the right to construct, maintain and operate a spur track on, over and across Century Drive, was taken up and read by title only for its second reading and put on its passage with the following result being had. Ayes: Mullan, Shook, Clay, Klein and Wright. Nays, Noe. Ordinance Number 577 passed the Council and was so declared by the Mayor.

It was moved by Wright and seconded by Shook that the following resolution be adopted.

## RESOLUTION NUMBER 2-1953

WHEREAS, the City of Milwaukie has entered into an agreement with the Southern Pacific Company, a Corporation and

WHEREAS, the City of Milwaukie has agreed to exchange with the said Southern Pacific Company, all its right, title and interest in and to the hereinafter described premises, for the one Half of the cost of the Oak Street crossing signal,

BE IT THEREFORE RESOLVED that the Mayor of the City of Milwaukie be and hereby is authorized to execute a conveyance to the Southern Pacific Company the following described real estate situate in the County of Clackamas and State of Oregon, To-wit:

All that portion of the industrial spur that lies west of the Westerly boundary of Century Drive and east of the easterly line of that tract of land conveyed by the City of Milwaukie to International Harvester Company by deed recorded in Book 437, Page 462 of the Deed Records of Clackamas County, Oregon, together with a strip of land 32 feet in width upon which said spur is located.

Motion carried and so ordered.

A letter from Chief of Police Delp, in which he requested an adjustment in salaries in the Police Department, was read. It was moved by Klein and seconded by Wright that this matter be tabled until the next regular meeting of the Council and that, in order to make proper investigation, an executive meeting be called by the Mayor, prior to the regular Council meeting. Motion carried and so ordered.

Attorney Kirkpatrick reported that he had been contacted by Harry Newman's attorney and that Newman was willing to accept \$1,500.00 for the easement for intersecting sewer. It was moved by Wright and seconded by Klein that Attorney Kirkpatrick be authorized to enter into a stipulation with the Newmans, fixing the cost of easement for intersecting sewer at \$1,500.00. Motion carried and so ordered.

It was moved by Wright and seconded by Klein that Manager Sperr be authorized to purchase a lawn mower suitable for operation at the Pump House and Sewage Disposal Plant. Motion carried and so ordered.

