

MEETING OF APRIL 14, 1958

921st MEETING

The nine hundred twenty-first regular meeting of the Council of Milwaukie was held on the fourteenth day of April, 1958.

The meeting was called to order by Mayor Mullan.

Present: Mayor Mullan; Councilmen Clay, Mortensen, Roberts and Klein; Manager Burdick, Attorney Sheldahl and Clerk Martin.

The minutes of the nine hundred twentieth regular meeting of the Council, held on the tenth day of March, 1958, were approved as written.

Mr. A. Emele, owner of the Ardenwald-Milwaukie Stages, came before the Council and made request to change the loading zone for the busses from Jefferson St. at Main Street to Monroe Street, west of the First State Bank driveway. It was moved by Roberts and seconded by Mortensen that Mr. Emele be granted a bus stop on the north side of Monroe Street, west of the First State Bank driveway. Motion carried and so ordered.

Mr. Howard Hamlin, 514 - 32nd Street came before the Council and stated that he was willing to level a portion of his land for a playground for children in his neighborhood but that he did not feel that he should furnish water for sprinkling the same and requested that the city furnish the water. It was moved by Mortensen and seconded by Roberts that the matter be referred to the City Manager. Motion carried and so ordered.

Mr. Max Thompson, representing the Milwaukie Junior Chamber of Commerce, came before the Council and stated that the Junior Chamber of Commerce would like approval of the Council for boring holes in the curbs in the business district, such holes to be used to place flag poles with 3' x 5' flags along the streets on special days. Mr. Thompson stated that the Junior Chamber of Commerce planned to plug the holes when not in use for the flags. The question arose as to who would be held responsible and liable in case of an accident caused by these holes. The matter was referred to the City Manager for his investigation.

A delegation of owners of property in Sellwood Gardens came before the Council and requested that sewers be laid in that area as soon as possible. It was moved by Clay and seconded by Roberts that the following Resolution be adopted.

RESOLUTION NUMBER 4-1958

A RESOLUTION DECLARING THE INTENTION OF THE COUNCIL OF THE CITY OF MILWAUKIE, OREGON, TO CONSTRUCT SANITARY SEWERS IN SELLWOOD GARDEN, ROSS ADDITION TO SELLWOOD, ROSS AND WALKERS ADDITION AND ALONG STUBB STREET AND SHORT STREET IN MILWAUKIE INDUSTRIAL PARK.

WHEREAS: The Council of the City of Milwaukie, Oregon, deems it expedient and necessary to construct a sanitary sewer along the streets in Sellwood Gardens, Ross Addition to Sellwood, Ross and Walkers Addition and Stubb Street and Short Street in Milwaukie Industrial Park, and

WHEREAS, the Council of Milwaukie, Oregon, has required from the City Engineer plans and specifications for appropriate improvement to accomplish the above and an estimate of the cost of the work to be done, and

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

BE IT THEREFORE RESOLVED by the Council of the City of Milwaukie, Oregon, that the above mentioned plans, specifications and estimates of the City Engineer now on file with the City Recorder are found to be satisfactory and are hereby approved.

BE IT FURTHER RESOLVED that the Council of the City of Milwaukie does hereby declare its intention and purpose to make such improvement, and the location and kind of improvement being as follows:

By the construction of sanitary sewers, and all things necessary in the construction thereof; all to be done in accordance with plans and specifications now on file with the City Recorder, which said plans and specifications hereby are referred to and made a part of this Resolution.

Said Sanitary Sewer to be constructed along the following lines and between the following termini:

OCHOCO STREET, from the access Road west of McLoughlin Boulevard to the west city limits.

MOORES STREET, from McLoughlin Boulevard to the west city limits.

CLACKAMAS AVENUE, from McLoughlin Boulevard to the west city limits.

24th STREET, from Lot 5, Block 10, Ross Addition to Sellwood to Central Avenue.

25th STREET, from Lot 4, Block 10, Ross Addition to Sellwood, to Central Avenue.

26th STREET, from Clackamas Avenue to Central Avenue.

SHORT STREET, from Beta Street to Stubb Street.

STUBB STREET, from Short Street to McLoughlin Boulevard.

McLOUGHLIN BOULEVARD, from Stubb Street to Moores Avenue.

MOORES AVENUE, from McLoughlin Boulevard to North Street.

OCHOCO AVENUE, from McLoughlin Boulevard to its easterly terminus.

NORTH STREET, from Ochoco Avenue to Moores Avenue.

That the Engineer's estimate of the probable cost of such improvement is the sum of \$30,362.75.

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

All lots or parcels of land lying within the boundaries of ROSS ADDITION TO SELLWOOD.

All lots or parcels of land lying within the boundaries of SELLWOOD GARDENS.

All lots or parcels of land lying within the boundaries of ROSS AND WALKERS ADDITION.

All lots or parcels of land lying within 100 feet of either side of STUBB STREET AND SHORT STREET in Milwaukie Industrial Park.

That the City Engineer's estimate of the cost per each front foot of said property abutting the aforementioned streets where said Sanitary Sewers will be laid is the sum of \$2.30.

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 each lot or parcel of land will be benefitted.

BE IT FURTHER RESOLVED, that written remonstrances against the said proposed improvement may be filed with the City Recorder on or before the 28th day of May, 1958.

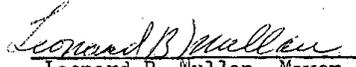
MEETING OF APRIL 14, 1958 continued

921st meeting

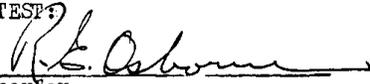
BE IT FURTHER RESOLVED, that the Chief of Police of Milwaukie, Oregon shall, within ten days from the passage of this resolution, give notice of the passage of this resolution by posting notice headed with the title NOTICE OF SEWER CONSTRUCTION WORK, in three conspicuous places along said above named streets, which said notice 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 NOW THEREFORE, an emergency is hereby declared to exist and this Resolution shall go into full force and effect immediately upon its adoption.

ADOPTED THIS 14th day of April, 1958


Leonard B. Mullan, Mayor

ATTEST:


Recorder

Motion carried and so ordered.

It was moved by Mortensen and seconded by Clay that the following Resolution be adopted.

RESOLUTION NUMBER 5-1958

A RESOLUTION RELATING TO THE LOCATION OF TWO STOP SIGNS AT THE INTERSECTION OF OCHOCO STREET BY THE ACCESS ROAD FROM THE PROPERTY OF THE STATE HIGHWAY DEPARTMENT IN MILWAUKIE, OREGON, SO AS TO REQUIRE ALL WEST BOUND TRAFFIC ON OCHOCO STREET AND ALL NORTH BOUND TRAFFIC ON SAID ACCESS ROAD TO COME TO A COMPLETE STOP BEFORE ENTERING SAID INTERSECTION.

WHEREAS, by virtue of Ordinance Number 530 of the City of Milwaukie, Oregon, the City Council is authorized to make changes in traffic regulations by Resolution to become effective when the proper signs have been installed, and

WHEREAS, a traffic hazard has developed at the intersection of the access road from the State Highway Department property with Ochoco Street in the City of Milwaukie, and

WHEREAS, it is now deemed necessary and expedient to require that all vehicles approaching said intersection on Ochoco Street from an Easterly direction be required to come to a complete stop before entering the intersection of said Ochoco Street with the said access road leading from the said State Highway Department property, and that all vehicles entering said intersection from a Southerly direction on said access road likewise be required to come to a complete stop before entering said intersection, and that stop signs be established and located at appropriate places to indicate the required stops,

NOW THEREFORE BE IT RESOLVED that all vehicles proceeding in a Westerly direction along Ochoco Street be required to come to a complete stop before entering the intersection of said Ochoco Street with said access road leading from the said property of the State Highway Department, and that a proper stop sign be placed at an appropriate place to indicate such required stop.

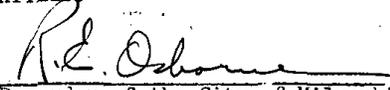
BE IT FURTHER RESOLVED that all vehicles proceeding in a Northerly direction along the access road leading from the said property of the

State Highway Department be required to come to a complete stop before entering the intersection of said access road with Ochoco Street in the City of Milwaukie, Oregon, and that a proper stop sign be placed at an appropriate place to indicate such required stop.

BE IT FURTHER RESOLVED that the City Manager of the City of Milwaukie, Oregon, be and he hereby is authorized and directed to place the proper stop signs to indicate the stops required by this Resolution, and that the provisions of this Resolution shall be and become effective from and after the erection of said stop signs.


 Mayor of the City of Milwaukie,
 Oregon

ATTEST:


 Recorder of the City of Milwaukie,
 Oregon.

Motion carried and so ordered.

Ordinance Number 708 was taken up and read for its first reading. It was moved by Clay and seconded by Klein that Ordinance Number 708 be passed to its second reading and that it be read at this time. Motion carried and so ordered.

Ordinance Number 708 AN ORDINANCE providing of a city election in the City of Milwaukie, Oregon, on the 16th day of May, 1958, for the purpose of submitting to the legal voters of the City of Milwaukie, Oregon, the question of authorizing and directing the City Council of said City to include in the budget and levy the sum of \$11,085.00 for the fiscal year 1958-1959 for general city purposes; which amount exceeds the constitutional six per cent limitation on taxation set forth in Section 11, Article XI, of the Constitution of Oregon, and which amount is in addition to all other taxes levied, and declaring an emergency, was taken up and read and put on its passage with the following results being had: Ayes: Mullan, Clay, Mortensen, Roberts and Klein. Nays: None. Ordinance Number 708 passed the Council and was so declared by the Mayor.

A letter from Mr. John Gleason, proprietor of Milwashie Laundry, was read. Mr. Gleason requested that he be permitted to place a wigwam shaped, removable booth, for receiving laundry bundles, on the sidewalk on the east side of McLoughlin Boulevard between Scott Street and the Pioneer Bank driveway. It was shown that there was very little pedestrian traffic at this place and Mr. Gleason stated that the booth would be stationed there from 7 A.M. to 9 A.M. only. It was moved by Clay and seconded by Roberts that a permit be granted to Mr. Gleason to place the booth as requested, on a trial basis until July 1, 1958. Motion carried and so ordered.

Mr. Charles Renard, representing North Clackamas County Chamber of Commerce, came before the Council and laid before them a sketch of a proposed directional road sign, to be placed along the highway at Salem, directing traffic to Highway 99E. It was shown that if the tourist travel followed this route it would be very beneficial to the City of Milwaukie. The Chamber of Commerce were therefore requesting that the City share in the cost of this sign. It was moved by Roberts and seconded by Mortensen that the City contribute \$100.00 toward this project. Motion carried and so ordered.

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A petition, signed by several citizens from various sections of the City, requesting that the Council take action to control dogs, was read. It was moved by Roberts and seconded by Mortensen that a dog control ordinance be prepared. Motion carried and so ordered.

Ordinance Number 709 was taken up and read for its first reading. It was moved by Roberts and seconded by Clay that Ordinance Number 709 be passed to its second reading and that it be read at this time. Motion carried and so ordered. Ordinance Number 709, AN ORDINANCE providing for the procedure, without election, to annex certain territories contiguous to the present boundaries of the City of Milwaukie, Clackamas County, Oregon, fixing a day for public hearing before the 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 and put on its passage with the following result being had; Ayes: Mullan, Clay, Mortensen, Roberts and Klein. Nays: None. Ordinance Number 709 passed the Council and was so declared by the Mayor.

A request that Moores Street be vacated from North Street to its easterly terminus was laid before the Council. It was decided that the Council would view the street before taking action on this matter.

It was moved by Mortensen and seconded by Roberts that the following Resolution be adopted.

RESOLUTION NUMBER 6-1958

WHEREAS, the following public street and intersecting alley, to-wit:

Eastport Drive, from the north boundary line of Olson Avenue to the south boundary line of Beta Street, and all of that alley which lies between Tracts 3 and 4 of Milwaukie Industrial Park.,

being an intersecting public street and alley heretofore dedicated as such in that part of Milwaukie Industrial Park, Milwaukie, Oregon, lying to the east of U.S. Highway 99E, the plat of which is recorded in Volume 29, Page 12, Record of Townplats, Clackamas County, Oregon, as Plat No. 803, are a public street and alley which lie entirely within the boundaries of land now owned by Hoffman Construction Company, a Corporation, and

WHEREAS, the Council of the City of Milwaukie, Oregon, after due consideration of the interests of the City of Milwaukie, Oregon, and its inhabitants, and after due consideration of the interests of the said Hoffman Construction Company, and the public generally, deems it advisable to initiate proceedings to vacate said public street and alley hereinabove described pursuant to the provisions of Section 271.130, Oregon Revised Statutes, and

WHEREAS, it is particularly desirable from the standpoint of the City of Milwaukie, and its inhabitants that the said public street and public alley be vacated in order that the Hoffman Construction Company may cause the properties abutting thereon to be developed to their fullest public and industrial capacity so as to increase the tax revenue and general prosperity of the City of Milwaukie, Oregon, and

WHEREAS, the Council of the City of Milwaukie, Oregon, has ascertained and has determined that the market value of the property abutting upon the said public street and public alley to be vacated will be increased rather than decreased by reason of said vacation, and

WHEREAS, the City Council of the City of Milwaukie, Oregon, has been advised that the Hoffman Construction Company, which is the owner of all of the property abutting upon the said public street and public alley to

be vacated will consent in writing to such vacation,

NOW THEREFORE, BE IT HEREBY RESOLVED BY THE COUNCIL OF THE CITY OF MILWAUKIE, OREGON, that by virtue of the foregoing and by virtue of the provisions of Section 271.130, Oregon Revised Statutes, that proceedings be and the same hereby are initiated by the Council of the City of Milwaukie, Oregon, to vacate the following public street and public alley which intersect each other and which are named and described as follows:

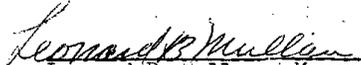
EASTPORT DRIVE, from the north boundary line of Olson Avenue to the south boundary line of Beta Street and all of that alley which lies between Tracts 3 and 4 in Milwaukie Industrial Park,

being an intersecting public street and alley heretofore dedicated as such in that part of Milwaukie Industrial Park, Milwaukie, Oregon, lying to the east of U.S. Highway 99E the plat of which is recorded in Volume 29, page 12, Record of Townplats, Clackamas County, Oregon, as Plat No. 803.

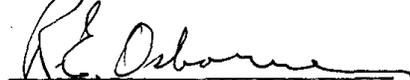
BE IT FURTHER HEREBY RESOLVED that the City Recorder of the City of Milwaukie, Oregon, be and he hereby is ordered and directed to cause notices of these proceedings and the public hearing to be had thereon to be published and posted as required by the provisions of Sections 271.130 and 271.110 of the Oregon Revised Statutes, and

BE IT HEREBY FURTHER RESOLVED that the 19th day of May, 1958 be and the same hereby is fixed as the date upon which said public hearing shall be held, and the hour of 8:00 o'clock P.M. be and the same is hereby fixed as the time at which the said public hearing shall be held upon said date, and the Council Chamber of the City Hall, 926 Main Street, Milwaukie, Oregon, be and the same is hereby fixed as the place at which said public hearing shall be held at said time and said date.

ADOPTED THIS 14th day of APRIL, 1958


Leonard B. Pullan, Mayor

ATTEST:


Recorder

Motion carried and so ordered.

It was moved by Mortensen and seconded by Roberts that the following Resolution be adopted.

RESOLUTION NUMBER 7-1958

WHEREAS, the following public streets, to-wit:

MILPORT ROAD from the east boundary line of Main Street easterly to the easterly boundary of Milwaukie Industrial Park and

EASTPORT DRIVE, from its southerly terminus northerly to the southerly boundary of Olson Avenue,

being intersecting public streets heretofore dedicated as such in that part of Milwaukie Industrial Park, Milwaukie, Oregon, lying to the east of U.S. Highway 99E, the plat of which is recorded in Volume 29, page 12,

MEETING OF APRIL 14, 1958 continued

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Record of Town Plats, Clackamas County, Oregon, as Plat No. 803, are public streets which lie entirely within the boundaries of land now owned by Oregon Saw Chain Corporation, a corporation, and

WHEREAS, the Council of the City of Milwaukie, Oregon, after due consideration of the interests of the City of Milwaukie, Oregon, and its inhabitants, and after due consideration of the interests of the said Oregon Saw Chain Corporation, and the public generally, deems it advisable to initiate proceedings to vacate the said public streets hereinabove described pursuant to the provisions of Section 271.130, Oregon Revised Statutes, and

WHEREAS, it is particularly desirable from the standpoint of the City of Milwaukie, Oregon, and its inhabitants that the said public streets be vacated in order that the Oregon Saw Chain Corporation, may cause the properties abutting thereon to be developed to their fullest public and industrial capacity so as to increase the tax revenue and general prosperity of the City of Milwaukie, Oregon, and

WHEREAS, the Council of the City of Milwaukie, Oregon, has ascertained and determined that the market value of the property abutting upon the said public streets to be vacated will be increased rather than decreased by reason of said vacation, and

WHEREAS, the City Council of the City of Milwaukie, Oregon, has been advised that the Oregon Saw Chain Corporation which is the owner of all the property abutting upon the said public streets to be vacated, will consent in writing to such vacation,

NOW THEREFORE, BE IT HEREBY RESOLVED BY THE COUNCIL OF THE CITY OF MILWAUKIE, OREGON THAT by virtue of the foregoing and by virtue of the provisions of Section 271.130, Oregon Revised Statutes, that proceedings be and the same hereby are initiated by the Council of the City of Milwaukie, Oregon, to vacate the following public streets which intersect each other and which are named and described as follows:

MILPORT ROAD, from the east boundary line of Main Street easterly to the easterly boundary of Milwaukie Industrial Park; and

EASTPORT DRIVE, from its southerly terminus northerly to the southerly boundary of Olson Avenue.

being public streets heretofore dedicated as such in that part of Milwaukie Industrial Park, Milwaukie, Oregon, lying to the east of U.S. Highway 99E, the plat of which is recorded in Volume 29, page 12, Record of Townplats, Clackamas County, Oregon, as Plat Number 803.

BE IT HEREBY FURTHER RESOLVED that the City Recorder of the City of Milwaukie, Oregon, be and he hereby is ordered and directed to cause notices of these proceedings and the public hearing to be had thereon to be published and posted as required by the provisions of Sections 271.130 and 271.110 of the Oregon Revised Statutes, and

BE IT FURTHER RESOLVED that the 19th day of May, 1958, be and the same hereby is fixed as the date upon which said public hearing shall be held, and the hour of 8:00 o'clock P.M. be and the same is hereby fixed as the time at which the said public hearing shall be held upon said date, and the Council Chamber of the City Hall, 926 Main Street, Milwaukie, Oregon, be and the same is hereby fixed as the place at which said public hearing shall be held at said time and on said date.

Adopted this 14th day of April, 1958

Leonard B. Mullan
Leonard B. Mullan, Mayor

ATTEST:

R. E. Osborne
Recorder

MEETING OF APRIL 14, 1958 continued

921st meeting

Motion carried and so ordered.

Manager Burdick, reported to the Council that he had contacted owners of property along 35th Street, Quincy Addition, and that he had been unable to have them agree on whether or not to have a parking strip between the curbs and sidewalks. Mr. Burdick recommended that a letter be written these property owners recommending that curbs only be put in at this time. The Council approved that this be done.

Manager Burdick recommended to the Council that the 33rd Street, Quincy Addition, improvement be held up until the 35th Street improvement was done in order that the two jobs could be let to one contractor. The Council approved Mr. Burdick's recommendation.

Manager Burdick recommended that Portland Road and Driveway be employed to black-top 34th Street Quincy Addition. The Council approved this recommendation.

It was moved by Mortensen and seconded by Roberts that a bill from Stevens and Thompson, in the amount of \$4,450.81, for engineering services on the Lake Road sewer extension be approved. Motion carried and so ordered.

Manager Burdick brought up the question of water stand-by charges for industrial plants. It was decided that the Council would meet with representatives of the industrial users for a fact-finding discussion on this matter. The meeting was to be at the Mailwell Building, the date was set as Thursday evening, April 24, providing this date met the approval of the industrial committee.

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

Addressograph Multigraph Corp.	\$ 10.52	American Magazine	\$ 4.09
J. M. Bernard's Garage	17.50	Bureau of Water Works	63.75
Brooks Products, Inc.	31.20	Clackamas County	6.00
Cleland Clinic	12.50	Columbia Equip. Co.	38.75
Ditto, Inc.	16.21	John H. Dodd	14.70
Edwards Mfg. Co.	14.55	Feenaughty Mach. Co.	379.53
E.S. Burdick	20.00	Harrison Animal Clinic	16.00
Milwaukie Automotive Serv.	166.22	Milwaukie Elec. Co.	6.00
Milwaukie Hardware	23.00	Milwaukie Lumber Co.	8.50
Milw. Vol. Fire Dept.	88.00	Milwaukie Review	61.79
Multnomah Fuel Co.	122.10	NW Industrial Laundry	4.38
Olson Bros.	100.67	Oregon Blue Print	2.52
Ore. City Printing & Sta.	31.47	Oregon News Co.	54.76
Overall Laundry	8.20	Pacific Tel. & Tel.	139.20
Pelton Concrete Const.	242.40	Port. Conc. Pipe & Prod	6.09
P.G.E. Co.	972.60	Port. Road & Driveway	182.29
Pump, Pipe & Power Co.	42.32	Rockwell Mfg. Co.	169.61
Scientific Supplies Co.	2.57	Sheldahl & Misko	16.85
F.E. Stein	8.00	Tidewater Oil Co.	263.59
Valley Tank & Paint Co.	785.00	Waterworks Supplies	117.98
Western Drug Label Co.	37.50	Wiles Fire Equip. Co.	48.41

Motion carried and so ordered.

On motion duly made and carried the meeting adjourned.

Ellen Martin
Ellen Martin, Clerk