

SPECIAL MEETING OF MAY 29, 1950  
Cont'd.

BE IT THEREFORE RESOLVED, that the Council of the City of Milwaukee does hereby declare that Kellogg Park War Housing Project, Oregon Number 35023 has been since the date of annexation within the corporate limits of said City and now is classified as TEMPORARY,

AND BE IT FURTHER RESOLVED, that the Council of the City of Milwaukee does hereby decline to exercise its right to apply for the transfer of all right, title and interest in and to Kellogg Park War Housing Project Oregon 35023 to the City of Milwaukee, and

BE IT FURTHER RESOLVED, that the Council of the City of Milwaukee does hereby request the Public Housing Administration, an agency of the Federal Government, to transfer all its right, title and interest in and to said Kellogg Park War Housing Project Oregon 35023 to the Housing Authority of the County of Clackamas, pursuant to the terms and conditions of the Federal Housing Act of 1950.

AND WHEREAS, it is necessary for the public health, safety and welfare that said transfer be completed as soon as possible, NOW THEREFORE an emergency is declared to exist and this resolution shall go into full force and effect immediately upon its adoption and approval by the Mayor. Motion carried and so ordered.

Councilman Frady requested that the letter of resignation, written by Manager Taber on September 10, 1949, be read at this time. Mayor Sperr stated that he did not approve bringing this matter of business before the Council unless a full membership of the Council was present. Councilman Frady repeated that he wanted the letter introduced and read at this meeting. The Recorder read the letter. It was moved by Frady and seconded by Mullan that Mr. Taber's resignation be accepted. The motion was put before the Council and showed the following results: Ayes: Frady and Mullan. Nays: None. Mayor Sperr did not vote. Motion carried and so ordered.

On motion duly made and carried the meeting adjourned.

Ellen Martin  
Ellen Martin, Recorder.

MEETING OF JUNE 12, 1950

COUNCIL CHAMBERS

750th MEETING

The seven hundred fiftieth regular meeting of the Council was held on the twelfth day of June, 1950.

The meeting was called to order by Mayor Sperr.

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

The minutes of the seven hundred forty-ninth regular meeting of the Council, held on the 22nd day of May, 1950, were approved as written.

The minutes of a special meeting, held on the 29th day of May, 1950, were approved as read.

Attorney Kirkpatrick read the contract which had been prepared for the Rural Fire Protection District. It was moved by Mullan and seconded by Taylor that the Mayor be authorized to sign the contract when the rates for payments had been made to the satisfaction of both parties. Motion carried and so ordered.

The Recorder announced that this was the time advertised for the opening of bids for the purchase of \$200,000.00 Sewage Treatment Plant Bonds.

The bids were opened and read substantially as follows:

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Blyth & Company and The United States National Bank of Portland, Oregon:

"For \$200,000. (Two Hundred Thousand Dollars) City of Milwaukie General Obligation Sewage Treatment Plant Bonds to be dated July 15, 1950, to be in denominations of \$1,000 each and to mature serially in numerical order at the rate of \$20,000 on January 15th in each of the years 1951 to 1960 inclusive, all serial maturities from 1951 to 1956 inclusive bearing interest at the rate of 1  $\frac{3}{8}$ % per annum payable semi-annually and all serial maturities from 1957 to 1960 inclusive bearing interest at the rate of 1  $\frac{3}{4}$ % per annum payable semi-annually, both principal and interest payable at the office of the Treasurer of the city of Milwaukie, we will pay you at the rate of \$100.04 for each \$100 face value, together with accrued interest to date of delivery.

"Under the terms of our bid, the total interest cost for the life of the issue amounts to \$16,600. Deducting the premium offered of \$80, the net interest cost for the life of the issue amounts to \$16,520.

"This bid is made for prompt acceptance only and for as prompt delivery of the bonds as they can be conveniently prepared and executed, but not later than August 12, 1950, unless further extended by mutual agreement. This bid is also made with the understanding that prior to our taking up and paying for the bonds that you will provide us with the opinion of Messrs. Winfree, McCulloch, Shuler, and Sayre of Portland, Oregon, approving the legality of said bonds and sale thereof.

"As evidence of good faith, we attach hereto our certified cashier's check in the amount of \$4,000, Check Number 947930, dated June 12, 1950, in favor of the city upon the understanding that if said bonds are awarded and delivered to us in accordance with this bid, said check may be applied as part payment; otherwise, same is to be promptly returned to us, or to our representative at the sale."

The First National Bank of Portland

"For all but no part of \$200,000. City of Milwaukie, Oregon Sewage Treatment Plant Bonds, to be dated July 15, 1950, to be in denominations of \$1,000.00 each and to mature serially in numerical order as follows:

"\$20,000. on January 15th in each of the years 1951 to 1960 inclusive said bonds to bear interest as follows:

1  $\frac{3}{8}$ % 1951/65 incl; 2% 1957/60, incl.

interest payable semi-annually, January and July 15th of each year, principal and interest payable at the office of the City Treasurer of the City of Milwaukie, Oregon;

"WE WILL PAY YOU AT THE RATE OF \$100.00 FOR EACH \$100.00 PARVALUE OF BONDS BID FOR PLUS ACCRUED INTEREST FROM JULY 15th, 1950 TO THE DATE OF DELIVERY OF THE BONDS TO US IN PORTLAND, OREGON.

"In accordance with your advertised Notice of Sale, we are attaching our Cashier's Check Number B1948 for \$4,000.00 to be held by you as good faith deposit. This bid is made for immediate acceptance and with the understanding that we will receive delivery of the bonds within 45 days after their sale, unless delivery date is extended by mutual agreement.

"Also, we understand we will be furnished with the unqualified opinion of Winfree, McCulloch, Shuler and Sayre, approving the legality of said issue."

Both bids were accompanied by a good faith check in the amount of \$4,000.00 each.

It was moved by Taylor and seconded by Frady that the bid of Blythe and Company and One United States National Bank of Portland Oregon be accepted and that the good faith check of the First National Bank be immediately returned to them. Motion carried and was so ordered.

Mr. Andrews, representing the owners of property lying east of International Harvester tract and west of the Southern Pacific right-of-way, appeared

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before the Council and asked what the intention of the Council was with regard to completing a passage way out of this property as well as what were the intentions with regard to passing through the same tract with the water pipe line from the storage tank to the Kellogg Park Industrial area. No definite answer was given to Mr. Andrews.

The matter of the improvement of 33rd, 34th, and 35th Streets, which was set for hearing at this time was brought up. There was one written protest from M.L. and Leo A. Gulden, owners of Lots 26 and 27, Block 15, Quincy Addition, stating that they and the other property owners along that part of 35th Street had already rocked their street and had done so according to city specifications. The following owners of the following property along 35th Street made verbal objection to the improvement of the same section of street on the grounds that the street had already been improved according to city specifications and requirements.

Mr. and Mrs. J.W. Jemison	Lots 30, 31	Block 15,	Quincy Add.
Mr. and Mrs. Lloyd Brown	Lots 15, 18, 19		
	and 20	Block 16	" "
Mr. and Mrs. Har. A. Lindell	Lots 28,29	Block 15	" "

The Council considered these objections and learned that the improvement, which had been made at the expense of the property owners, had been rocked to grade, and graveled. The above listed property owners requested that the improved portion of 35th Street be taken out of the improvement district. It was moved by Taylor and seconded by Frady that that portion of 35th Street now in the assessment district and lying south of Lot 10, Block 16, Quincy Addition, be taken out of the assessment district and that 35th Street be improved only to the southerly line of Lot 10, Block 16, Quincy Addition. The motion carried and was so ordered.

Others protesting the improvement on the basis of estimated cost were

Mrs. Wallace	Lot 26	Block 7	Quincy Addition
Mrs. Edward Lee	Lots 3 and 4	Block 16	" "
Mrs. W.T. Means	Lots 1, 2, 6, 7	Block 16	" "
Mr. E. Brown	Lots 1	Block 12	" "

The objectors felt that they would rather have the street rocked only 16 feet in the middle, which would leave dirt sides but lessen the cost. There were other owners of property within the district present who felt it would be a mistake to rock only 16 feet wide. The matter was discussed for some time and on account of the lateness of the hour it was decided to continue on the following evening.

Mr. M.J. Walsh came before the Council and requested that the curb at his property be knocked out for a distance suitable for a driveway. Mr. Walsh stated he had told one of the workmen of his wishes at the time the curb was being put in. Mr. Walsh was assured that his request would be granted.

X Mr. Clark, brother of Mrs. Mary Perry, 1706 27th Street came before the Council with a protest against the construction of the United Evangelical Brethren Church at 27th and Willard Streets. Mr. Clark stated that his sister (Mrs. Perry) had thought her property was in a 3R-1 zone and that no churches could be built therein. Mr. J.W. Jones reminded Mr. Clark that the property upon which the church will be built had had no change in zone, and that the Planning Commission had already held a public hearing on the matter, whereupon Mr. Clark handed a written remonstrance against the proposed use of the property, to the Recorder.

Mayor Sperr reported that there had been a break in the sewer between 27th and 28th on Washington Street and brought up the question of the manner of repairing the same. The Council decided that the Mayor contact John Jersey, sewer contractor and have the repairs made.

The following resolution was read in full

## RESOLUTION NUMBER 9, 1950

A RESOLUTION PROVIDING FOR THE AWARD AND SALE OF CITY OF MILWAUKIE

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Cont'd.

SEWAGE TREATMENT PLANT BONDS IN THE AMOUNT OF \$200,000.00.

WHEREAS: at an election duly called and held on the 15th day of November, 1949, by the City of Milwaukie, Oregon, the said City voted in favor of the issue of bonds in the amount of not to exceed \$200,000.00 for the purpose of constructing a sewerage treatment plant; also intercepting and discharging sewers with the necessary easements for the same

AND WHEREAS: pursuant to said election, a resolution was duly adopted on the 8th day of May, 1950, by the Council of said City, directing that said bonds be issue and sold in the sum of \$200,000.00

AND WHEREAS: that sale of said bonds was duly advertised in the manner provided by law and bids for the purchase of said bonds were duly received and it was found upon opening the bids in the manner provided by law, that the bid of Blyth and Company and the United States National Bank of Portland (Oregon) was the highest and best bidder;

NOW THEREFOR BE IT RESOLVED: by the Council of the City of Milwaukie, Oregon:

Section 1. For the purpose of raising the sum of \$200,000.00 for the purpose of providing funds to construct a sewage treatment plant, also intercepting and discharging sewers with the necessary easement for the same, said issue of Sewage Treatment Plant Bonds in the amount of \$200,000.00 is hereby awarded and sold to the highest bidder, being Blyth and Company and The United States National Bank of Portland (Oregon) at the following sum, to-wit:

For all serial maturities from 1951 to 1956, inclusive, bearing interest at the rate of 1 $\frac{1}{2}$ % per annum payable semi-annually and all serial maturities from 1957 to 1960 inclusive bearing interest at the rate of 1  $\frac{3}{4}$ % per annum payable semiannually, both principal and interest payable at the office of the Treasurer of the City of Milwaukie; at the rate of \$100.04 for each \$100.00 face value, together with accrued interest to date of delivery.

Section 2. That the Mayor of said City of Milwaukie and the City Recorder are hereby authorized and directed to do all things necessary to aid in the sale of said bonds, and hereby are further authorized and directed to execute said bonds in the manner heretofore provided by the City Council, and deliver said bonds to said Blyth and Company and the United States National Bank of Portland (Oregon) upon the payment for such bonds to the Treasurer of the City of Milwaukie; and said Treasurer is further authorized and directed to hold the proceeds of the sale of such bonds subject to the order of the City Council, to be used solely for which said bonds were issued.

It was moved by Taylor and seconded by Mullan that the foregoing resolution be approved and adopted. A called vote showed the following result. Ayes: Sperr, Taylor, Frady, and Mullan. Nays: None. The motion was carried and so declared by the Mayor.

On motion duly made and carried the meeting adjourned to meet again on the morrow, June 13, at 7:30 P.M.

Ellen Martin  
Ellen Martin, Recorder.

ADJOURNED MEETING OF JUNE 13, 1950

COUNCIL CHAMBERS

An adjourned meeting of the Council was held on the thirteenth day of June, 1950.

The meeting was called to order by Mayor Sperr.

Present: Mayor Sperr; Councilman Taylor, Mullan. (Frady came in at