

MEETING OF JULY 23, 1956

COUNCIL CHAMBER

897th. MEETING

The eight hundred ninety-seventh regular meeting of the Council was held on the twenty-third day of July, 1956.

The meeting was called to order by Mayor Mullan.

Present: Mayor Mullan; Councilman Clay, Perkins, Shook and Klein. (Mr. Klein was not present until 8:30 o'clock), Manager Burdick, Attorney Sheldahl and Recorder Martin.

The minutes of the eight hundred ninety-sixth regular meeting of the Council, held on the ninth day of July, 1956, were approved as written.

A group of citizens from the territory north and east of the present city boundaries, which includes all of Ardenwald, Derry Acres and Arden Park, with Mr. John O'Malley as spokesman, came before the Council and presented petitions requesting that these territories be annexed to the City of Milwaukie. The petitions were signed by two hundred twenty-five residents of the area proposed to be annexed. It was moved by Perkins and seconded by Shook that the petitions be accepted and placed on file with the City Recorder. Motion carried and so ordered. Under the discussion which followed the presentation of the petitions, Mr. O'Malley stated that it was their desire that a special election be held as soon as possible, to place the question before the voters in the proposed annexation district. Ordinance Number was taken up and read for its first reading. It was moved by Perkins and seconded by Shook that Ordinance Number 649 be passed to its second reading. Motion carried and so ordered.

The Recorder announced that this was the time set for the hearing on the assessment for the extension sewer in Main Street, extended. The Mayor called for objections or protests to the assessment for the Main Street sewer extension. Letters, from Messrs William B. and Irwin S. Adams, were read. In both letters the land referred to was east of the land proposed to be assessed and therefore were not considered to pertain to the Main Street sewer extension. Ordinance Number 648 was taken up and read for its first reading. It was moved by Shook and seconded by Clay that Ordinance Number 648 be passed to its second reading. Motion carried and so ordered.

Mr. Gino Sanvitale laid before the Council a tentative Plat of the Sanvitale property along the south side of Lake Road and east of 26th Street, and requested that it be approved. A letter from the Milwaukie Planning Commission was read. The Planning Commission had made examination of the Plat and had found all things in order, and recommended that the Council accept the same. It was moved by Perkins and seconded by Shook that the Sanvitale Plat, as presented, be approved and accepted. Motion carried and so ordered.

A letter from the State Speed Control Board, in which they stated that speed limit of 30 miles per hour had been placed on Oatfield Road, south of Lake Road and that the City would be obliged to place signs to this effect, was read and ordered filed.

Manager Burdick reported that the 364th Military Government Headquarters, who meet on Wednesday evenings in the City Hall, were now using the Council Chamber and the Engineer's office as well as the assembly room and the Mayor's office, which last mentioned room is exclusive to them. Manager Burdick stated that arrangements had been made whereby they would pay \$280.00 per year rent, and laid on the table an agreement to this effect, which was to be signed by the Mayor. It was moved by Perkins and seconded by Clay, that the above mentioned agreement be accepted and that the Mayor be authorized to sign the same, and that the following Resolution be adopted.

RESOLUTION NUMBER 13-1956

WHEREAS, the United States of America, hereinafter called the Government, is presently a tenant in the City Hall, 926 Main Street, Milwaukie, Oregon and

WHEREAS, the Government now needs an increase of joint use area for one evening of each week, and

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WHEREAS, the Council of the City of Milwaukie, nor the City Engineer of the City of Milwaukie, have use of the Council Chamber and the Engineer's office, on Wednesday of each week and therefore these rooms are available for joint use,

BE IT THEREFORE, AND IT HEREBY IS RESOLVED that the Council of the City of Milwaukie, Oregon, authorize the City Manager to rent to the Government, for joint use, the Council Chamber and the Engineer's office in the City Hall, 926 Main Street Milwaukie, Oregon.

Adopted this 23rd day of July, 1956

Leonard B. Mullan
Leonard B. Mullan, Mayor

ATTEST:

Ellen Martin
Ellen Martin, Recorder

Motion carried and so ordered.

Manager Burdick reported that Lord Bros. had completed the water main extension to the Pendleton Woolen Mills and had submitted their bill in which the City had been given credit for pipe furnished. Mr. Burdick read a letter from Marvin Runyan, of Stevens & Thompson, Consulting Engineers, in which he stated that the inspection had been made, and recommended that 85% of Lord Bros' bill be paid, upon Lord Bros. posting a maintenance Bond. It was moved by Shook and seconded by Perkins that 85% of Lord Bros. bill of \$10804.11 be paid at this time and that the other 15% be paid in thirty days, all to be paid subject to the approval of the City Manager and the City Attorney. Motion carried and so ordered.

Manager Burdick presented two deeds to the City from Pendleton Woolen Mills, for public roadway, which would widen Lava Lane to a fifty foot street. It was moved by Clay and seconded by Shook that the deeds be accepted and that the Recorder have the same recorded in the County Record of Deeds. Motion carried and so ordered.

Manager Burdick reported that the Engineer was working on the improvement of 21st Street curbs and sidewalks. It was moved by Clay and seconded by Perkins that the following Resolution be adopted.

RESOLUTION NUMBER 14-1956

A RESOLUTION DECLARING THE INTENTION OF THE CITY OF MILWAUKIE TO IMPROVE 21ST STREET, FROM JEFFERSON STREET TO LAKE ROAD, BY THE CONSTRUCTION OF CURBS AND SIDEWALKS.

WHEREAS, the Council of the City of Milwaukie deems it expedient to construct, repair and re-lay all curbs and sidewalks, where none now exist or where such as do exist to not conform to city standards as to alignment, grade or quality, along both sides of 21st Street from its intersection with Jefferson Street to its intersection with Lake Road, and between the following termini:

Beginning at the intersection of 21st Street with the southerly line of Jefferson Street; running thence southerly to the intersection of said 21st Street with the northerly line of Lake Road, Milwaukie, Oregon.

AND WHEREAS, the Council has required from the City Engineer plans and specifications for the appropriate improvement to accomplish the above, and an estimate 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,

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

MEETING OF JULY 23, 1956 (Cont'd)

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

By the construction of certain curbs and sidewalks along both sides of 21st Street, where none now exist or where they do exist but do not conform to City Standards as to alignment, grade or quality along the following lines and termini:-

Beginning at the intersection of said 21st Street with the southerly line of Jefferson Street, thence southerly along said 21st Street to its intersection with the northerly line of Lake Road; and do all things necessary in the construction of said curbs and sidewalks; all to be done in accordance with the plans and specifications now on file in the office of the City Recorder, which said plans and specifications are hereby referred to and made a part of this resolution.

Said curbs and sidewalks to be constructed wherever none now exist and where they do exist but do not conform to the standards established by the City Engineer as to grade, alignment or quality.

The City Engineer's estimate of the probable cost of such improvement is the sum of \$4,955.47

That the district liable to be assessed for said proposed improvement is as follows:-

Beginning at a point which is five feet east of the north and south center line of Block 30, Milwaukie; thence southerly along a line which is five feet east and parallel with the north and south center lines of Blocks 30-37 and 40 Milwaukie, to a point in the northwest boundary of Lake Road which is 100 feet west of the easterly boundary of said Block 40; thence southeasterly along the northeasterly boundary of Lake Road to the most northerly southwest corner of Lot 8, Block 1, Duerst's Addition; thence East, to a point in the easterly boundary of said Lot 8, which is 43.62 feet south of the northeast corner of said Lot 8; thence north along the north and south center line of said Block 1, Duerst's Addition extended to the south boundary of Block 2 Duerst's Addition; thence northerly along a line which is 5 feet west of and parallel with the north and south center lines of Blocks 2 and 3 Duerst's Addition extended to a point in the north boundary of Washington Street which is 5 feet west of the north and south center line of Block 31, Milwaukie; thence north on a line 5 feet west and parallel with the north and south center line of the said Block 31 to the north boundary of said Block 31; thence westerly along the north line of said Block 31 extended to the northeast corner of the aforesaid Block 30, Milwaukie; thence west along the north line of said Block 30 to the point of beginning.

That the City Engineer's estimate for the cost of each front foot for curbs is the sum of \$1.25 per lineal foot. That the City Engineer's estimate for the cost for each square foot of sidewalk, where the same will be constructed or re-constructed is the sum of \$0.33 per square foot; That the Engineer's estimate for the cost of each square foot of driveway where the same will be constructed is the sum of \$0.60.

That an assessment will be levied on all lots and parcels of land within the said proposed improvement district, where said curbs will be constructed or reconstructed in proportion to the amount to which each lot or parcel of land will be benefitted, and where sidewalks and driveways will be constructed or re-constructed, in proportion to the amount that each lot or parcel of land will benefitted.

BE IT FURTHER RESOLVED, that written remonstrance against said improvement may be filed with the City Recorder on or before the 13th day of August 1956.

BE IT FURTHER RESOLVED, that the Chief of Police of the City of Milwaukie shall, within ten days from the adoption of this Resolution, give notice of the adoption hereof, by posting notice headed with the title "NOTICE OF CURBS AND SIDEWALK CONSTRUCTION WORK" in three public places along said portion of 21st Street, which said notice shall contain a copy of this Resolution, and shall specify the time in which remonstrance against the proposed improvement may be filed with the City Recorder; and that the Council will hear such remonstrances as may be filed on the 13th day of August, 1956, at the hour of eight (8:00) o'clock P.M. in the Council Chamber of the City Hall

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926 Main Street, Milwaukie, Oregon.

AND WHEREAS it is necessary that said improvement be made as soon as possible so as to take advantage of weather and other conditions in the construction of said improvement; NOW THEREFORE AN EMERGENCY IS DECLARED TO EXIST and this Resolution shall go into full force and effect immediately after its passage and adoption.

ADOPTED THIS 23rd DAY OF JULY, 1956

Leonard B. Mullan
Leonard B. Mullan, Mayor

ATTEST:

Ellen Martin
Recorder.

Motion carried and so ordered.

Ordinance Number 649 AN ORDINANCE providing for the procedure to annex certain territory contiguous to the City of Milwaukie, Oregon, dispensing with the submission of the question of such annexation to the registered voters of the City, fixing a day for public hearing before the Council of the City of Milwaukie, Oregon, at which time the registered voters of the City may appear and be heard on the question of annexation, directing publication of notice of such hearing, and declaring an emergency, was taken up and read for its second reading and put on its passage with the following results being had. Ayes: Mullan, Clay, Perkins, Shook and Klein. Nays: None. Ordinance Number 649 passed the Council and was so declared by the Mayor.

Manager Burdick reported the status of the extension of Main Street. It was shown that more cill in places would be necessary. There was considerable discussion which brought no definite conclusion at this time. The Council agreed to meet with representatives of the State Highway Department if necessary, before making definite plans for completing the street.

Manager Burdick reported that the appraisers for the work done by Cushing Bros. on 34th Street curbs and sidewalks had agreed to meet with him and view the work, on Monday, July 30, and that he would have a full report of their findings at the next regular meeting of the Council.

On motion duly made and carried the meeting adjourned.

Ellen Martin
Recorder.

MEETING OF AUGUST 13, 1956

COUNCIL CHAMBER

898th MEETING

The eight hundred ninety-eighth regular meeting of the Council of Milwaukie was held on the thirteenth day of August, 1956

The meeting was called to order by Mayor Mullan.

Present: Mayor Mullan; Councilman Clay, Perkins, Shook, and Klein; Manager Burdick, Attorney Sheldahl and Recorder Martin.

The minutes of the eight hundred ninety-seventh regular meeting of the Council, held on the twenty-third day of July 1956, were approved as written.

Manager Burdick reported that Mr. G.R. Boatwright, representing Cushing Bros, Mr. J.M. Knapp, representing the property owners along 34th Street; a Representative of the Bonding Company and himself, had viewed the cement work done on sidewalks and curbs along 34th Street Quincy Addition. Mr. Burdick stated that Mr. Boatwright and Mr. Knapp were in the business of cement construction and that therefore the real burden of the appraisal of the work-