MEETING OF JULY 25, 1966

COUNCIL CHAMBERS 1037th MEETING

The one thousand thirty-seventh meeting of the Council of the City of Milwaukie, was held on the twenty-fifth day of July, 1966.

The meeting was called to order by Mayor Robert Richmond, with the following Councilmen present:

Edgar Fuller
Donald Graf
James Howard
Robert Richmond
Paul Slominski

Also present:

Fred Dyer, City Manager
Robert Mills, City Attorney
Barbara Watson, Acting Clerk

INVOCATION

The invocation was given by Rev. Edna Brock, Crystal Lake Gospel Church, 2615 Harrison.

It was moved by Howard, seconded by Graf, that the minutes of the regular meeting of July 11, 1966, be approved with the corrections shown as follows:

Change "Mrs. Fred Smith, representative of the American Legion Post #180 Auxiliary," to "Mrs. Annabelle Schmidt".

Delete the following paragraph: "It was moved by Graf and seconded by Howard, that the City Manager and the City Attorney draw up an agreement stipulating that the people will pay an agreed upon connecting fee when it has been figured out, and the time limits and how it would be paid would be in the agreement. Motion carried and so ordered."

Add in its place: "It was moved by Graf, and seconded by Howard, that the City Manager and City Attorney be instructed to draw up an agreement between the City of Milwaukie and Fredrick E. and Lettie B. Molzan, permitting connection of their property to the sewer line, constructed and maintained by Omark Development Corp., running from the Omark complex down Lake Road and in exchange for this permission, the City ask that the Molzans pay the connection fee set by the City of Milwaukie; also a sewer service and usage charge as may be, or may have been, established under City authority. Omark to be asked to sign the agreement also. Motion carried and so ordered."

Motion carried and so ordered.

It was moved by Fuller, seconded by Howard, that the minutes of the special meeting of July 14, 1966, be approved as written. Motion carried and so ordered.

CORRESPONDENCE

A letter from Mr. Albert N. Combs was read requesting that the intersection at 21st and Lake Road be made a full stop all ways to alleviate accidents.

It was moved by Howard, seconded by Slominski, that the Manager be instructed to make an investigation of this matter and also the intersection at Lake and Oatfield. Motion carried and so ordered.

Letter from Mr. Omdahl, Omark Industries, Inc., was read, advising that Omark would be willing to prepare an agreement donating the sewer line running from Industrial Park area over onto Lake Road, provided the City of Milwaukie would take over the maintenance of the entire line, including the pumping station.

It was moved by Graf, seconded by Slominski, that the City Manager be instructed to inform Omark Industries, that the City would be willing to accept the sewer line under the conditions stipulated in their letter dated July 19, and request that the necessary papers be prepared. Motion carried and so ordered.

Letter from State of Oregon Sanitary Authority was read recommending that the break tank and pressure system, at Mr. Weber's pumping station on Cedarcrest, be housed in a building above the lift station in order to obtain the maximum protection afforded by such a facility.

It was the City Engineer's opinion that this tank was of adequate design provided the equipment was given the proper maintenance, and that once the pumping station was maintained by the City, no further problems would ensue.

PUBLIC HEARINGS

Public Hearing was opened at 8:00 p.m., on the question of construction of storm sewers in Mason Hill. Proper notices of said construction having been posted in accordance with Ordinance No. 470.

The City Engineer gave a brief resume of the action that had been taken to date concerning the possible formation of an L.I.D. in the Mason Hill area, and recommended that the City participate 50% on the total cost of the project. The estimated total cost of the program for storm sewers only, is $4900, which with the City paying 50% would average out to approximately $150 to each property owner.

Speaking in opposition:
Mr. Ritchie, 4694 Mason Hill Drive
Mr. Aeschliman, 4693 Mason Hill Drive
(Letter from Mr. Ritchie also recorded in opposition)
Speaking in favor:
Mr. Paullin, 4744 Mason Hill Drive
Mr. Basil Graham, 4714 Mason Hill Drive

As there was no one further wishing to speak regarding the proposed sewer construction, the hearing was declared closed.

Public Hearing was opened on the question of annexation of surrounded area, T. L. 36-1-1 J. D. Garrett D.L.C. (10810 Stanley Ave.). Notices published and posted in accordance with Resolution No. 33-1966. As there was no one present wishing to speak on the proposed annexation, the hearing was declared closed.

AUDIENCE PARTICIPATION

Mr. Inman, 11919 Kimbrough Road, came before the Council and stated that he had been denied a building permit to construct a home on his property located at the North end of Kimbrough Road because it did not front on a public street. He was advised that the City Engineer had set a meeting with the property owners in that area for July 28, to discuss ingress and egress to Mr. Inman's property as well as adjoining property, and suggested that he attend the meeting and attempt to get the cooperation of his neighbors so that the best use can be made of the property in that location.

REPORT - CLACKAMAS WATER SERVICE

City Engineer reported he is still negotiating with Oak Lodge on the purchase of their 16" water line, also no estimate has been submitted by Clackamas Water Service for servicing the Cedarcrest area.

(5 minute recess was called at 9:10, with all members present upon reconvening)

READING OF ORDINANCES

It was moved by Fuller, seconded by Howard, that Ordinance No. 1125, be taken up for its first reading. Motion carried and so ordered.

After completion of reading, it was moved by Slominski, seconded by Howard, that Ord. No. 1125, be moved to its second reading by title only at this time. Motion carried and so ordered.

Ordinance No. 1125, AN ORDINANCE PROVIDING FOR CONSTRUCTION OF STORM SEWERS IN MASON HILL DRIVE AND A PORTION OF MASON LANE, AND DECLARING AN EMERGENCY, was again taken up and read by title only for its second

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reading and put on its passage with the following roll call vote: AYES: Fuller, Slominski, Graf, Howard, Richmond. NOES: None. Ord. No. 1125 passed the Council and was so declared by the Mayor.

It was moved by Graf, seconded by Fuller, that in connection with Ord. No. 1125, the City of Milwaukie participate 50% in the cost of constructing storm sewers in the Mason Hill project. Motion carried and so ordered.

It was moved by Fuller, seconded by Slominski, that Ordinance No. 1126, be taken up for its first reading. Motion carried and so ordered.

After completion of reading, it was moved by Howard, seconded by Graf, that Ord. No. 1126, be moved to its second reading by title only at this time. Motion carried and so ordered.

Ordinance No. 1126, AN ORDINANCE ANNEXING CERTAIN TERRITORY SURROUNDED BY THE CORPORATE LIMITS AND BOUNDARIES OF THE CITY OF MILWAUKIE, CLACKAMAS COUNTY, OREGON, PURSUANT TO THE PROVISIONS OF OREGON REVISED STATUTES, CHAPTER 222, AS AMENDED BY 1963 OREGON LAWS, AND FIXING THE EFFECTIVE DATE OF SUCH ANNEXATION, was again taken up and read by title only for its second reading and put on its passage with the following roll call vote: AYES: Fuller, Slominski, Graf, Howard, Richmond. NOES: None. Ordinance No. 1126 passed the Council and was so declared by the Mayor.

It was moved by Slominski, seconded by Graf, that Ordinance No. 1127, be taken up for its first reading. Motion carried with Councilman Howard opposing.

After completion of reading, it was moved by Graf, seconded by Fuller, that Ord. No. 1127, be moved to its second reading at the next meeting of the Council. Motion carried with Councilman Howard opposing.

OTHER BUSINESS

City Manager advised the Council of a meeting Wednesday, July 27, of the Civil Service Commission, and a meeting of CRAG on Thursday, July 28.

A meeting date was set for August 10, for a joint meeting of the Council and the Planning Commission to discuss the Preliminary Land Use Plan prior to acceptance by the Council.

Mayor Richmond announced the resignation of Paul Baer from the Planning Commission. Appointment will be made at a later date, after members have had an opportunity to give some thought to a replacement.

Notice was made of the change of dates for the filing of petitions prior to the next election. They can be filed not earlier than July 31 and not later than September 3, 1966.

An Agreement drawn up by Mr. Weber regarding the pumping station on Cedarcrest was discussed by the Council. It was agreed that the Attorney research the matter further and report back to the Council.

APPROVAL OF BILLS

It was moved by Howard, seconded by Graf, that the following bills be approved and that warrants be drawn for the payment of same. Motion carried and so ordered.

American Association of State Highway Officials	1.00
American Barricade Co.	49.80
American Building Maintenance Co.	284.90
Badger Meter Mfg. Co.	1,075.55
Baker & Taylor Co.	13.65
E. P. Baltz & Son	8.55
Blue Seal Industrial Service	45.14
Burroughs Corporation	16.65
Jen Carlson	3.25
The Caxton Printers	44.40
Clackamas County	122.50
Clackamas County Public Library	12.99

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Dieringer's	58.46
Douglas County Historical Society	4.00
The Drain Enterprise	1.50
Encyclopedia Brittanica Press	13.25
Evergreen Communications	11.30
Evergreen Library Service	96.39
G & S Janitor Supply Co.	49.75
The Gay Blade	18.00
Heisler's Car Wash	12.00
Charlie Helwig, Inc.	155.01
Horton Electric	17.95
Industrial Specialties Co.	8.85
Inertol Company	208.75
IBM Corp.	13.72
Inter. City Managers Association	53.50
International Harvester Co.	15.10
Kasch's Garden Center	10.35
King Road Medical Clinic	23.00
Landeen Welding Supplies	17.45
Lanson's, Inc.	18.67
Larson's Auto Parts	20.08
League of Oregon Cities	994.28
Lehman Reloading Service	37.50
Mackey Laboratories	67.35
McCready Lumber Yards	7.43
McGraw-Hill Book Co.	573.30
Milwaukie Automotive Service	169.66
Milwaukie Hardware	35.55
Milwaukie Lumber Co.	30.91
Milwaukie Plumbing & Heating	351.97
Milwaukie Review	83.12
Milwaukie Sand & Gravel	11.05
Moore Business Forms, Inc.	79.60
Mt. Scott Fuel Co.	28.00
Milwaukie Vol. Fire Dept.	26.00
Neptune Meter Co.	523.73
Northwest Natural Gas Co.	89.54
Northwest Photocopy Corp.	9.07
Olson's Shell Service	9.40
Oregon City Laundry Co.	60.14
Oregon Toro Dist., Inc.	3.15
Pacific Northwest Bell	378.56
Pennsalt Chemicals Corp.	131.25
Petty Cash	23.39
Pioneer Mercantile Co.	47.75
Pioneer National Title Insurance Co.	50.00
Portland General Electric	3,931.56
Portland Road & Driveway	239.50
Pump, Pipe & Power Co.	16.50
Radio Corp. of America	9.00
Jim Reid	36.00
Rich Valley Top Soil Co.	54.00
Richfield Oil Corporation	565.20
June Routson	7.12
St. Martin's Press, Inc.	12.35
Silver Burdett Co.	3.30
Southern Pacific Co.	30.00
State of Oregon - Dept. of Motor Vehicles	83.00
Stevens, Thompson R. & R.	224.52
Street Fund	90.55
Thomas Office Supply	37.66
Tire Sales & Service, Inc.	43.28
Town Concrete Pipe, Inc.	371.17
Traffic Safety Supply Co.	4.65
U. S. Dept. of Commerce	1.00
Water Fund	368.99
Weiler Chevrolet	2.12
Western Drug Label Co.	163.00
Willamette Hi-Grade Concrete Co.	23.25
Zors Ladder & Mfg. Co. Inc.	18.90

ADJOURNMENT

On motion duly made and seconded, the meeting was adjourned.

Barbara J. Watson

Barbara J. Watson, Acting Clerk