

MEETING OF DECEMBER 10, 1951

COUNCIL CHAMBER

786th MEETING

The seven hundred eighty-sixth regular meeting of the Council was not held on the tenth day of December on account of a lack of a quorum.

Those who were present in the Council Chamber were Councilman Klein, Manager Telford and Recorder Martin. Also present were Citizens Berry Wiseman, Claude Wiseman and V.M.Utz. Those absent were Mayor Sperr; Councilmen Taylor, Mullan and Norbeck. The meeting adjourned after assuring the Citizens present that they would be notified when the Mayor called the adjourned meeting.

ADJOURNED MEETING OF DECEMBER 12, 1951

786th MEETING

An adjourned meeting of the seven hundred eighty-sixth regular meeting of the Council was held at the call of the Mayor on the twelfth day of December, 1951.

The meeting was called to order by Mayor Sperr.

Present: Mayor Sperr; Councilmen Taylor, Mullan, Klein and Norbeck. Manager Telford, Attorney Kirkpatrick and Recorder Martin. Also present were Citizens Berry Wiseman, Claude Wiseman and M.V.Utz.

The minutes of the seven hundred eighty-fifth regular meeting of the Council, held on the twenty-sixth day of November, 1951, were approved as corrected.

The new Fire Chief, Mr.C.C.Puderbaugh, was introduced by Manager Telford, and thanked the Council for his appointment.

Manager Telford read a letter from the Southern Pacific Company relative to a spur track which would enter upon a portion of Century and Harvester Drives, and referred to Ordinance 563, which was submitted with the letter.

Attorney Kirkpatrick read Ordinance #563 and stated that so far as he could see the Ordinance was in order with possible exception of the time specified (twenty years) in Section 1. It was decided that the Ordinance be read for its first reading at this time, and that before its second reading Manager Telford would contact the Southern Pacific Company's attorneys to arrange a different period of time. Ordinance Number 563 was read for its first reading. It was moved by Taylor and seconded by Klein that Ordinance Number 563 be passed to its second reading. Motion carried and so ordered.

It was decided, after some discussion, that Manager Telford and Attorney Kirkpatrick would contact the Southern Pacific Company with regard to the speed of their trains through Milwaukie.

Mayor Sperr called for objections to the second reading and passage of Ordinance No, 562. Mr. V.M.Utz, owner of lots 10-11 Block 13 Quincy addition objected to the reading of the Ordinance on the ground that his property had been damaged, in that before building his garage, he had been given the grade of 34th Street, by Manager Jack Taber, and that he had set his garage elevation and driveway according to this figure, and that by the time the street was graded there was a difference of four feet, which left his garage very high, and that he feared he would be unable to get to his garage if and when the sidewalk was laid along his property. Manager Telford reported that Mr. Robert J. Wisner, owner of Lots 19-20, Block 13 Quincy Addn. had made a similar complaint to him and that, in his opinion, these two owners were justified in asking for an adjustment, and suggested that the City make an estimate of cost to properly adjust the grade for driveway and remedy whatever fault there was, and offer the owners of Lots 10-11-19-20, Block 13 Quincy Addn, these respective amounts for adjustment. Mr. Utz stated that he would be satisfied with such an arrangement.

Ordinance Number 562 AN ORDINANCE declaring the assessment for the improvement of portions of 33rd, 34th and 35th Streets, in Milwaukie, Clackamas County, Oregon, by grading and graveling, and declaring an emergency, was taken up