

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

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and read for its second reading and put on its passage with the following results being had. Ayes: Sperr, Taylor, Mullan, Klein and Norbeck. Nays: None. Ordinance Number 562 passed the Council and was so declared by the Mayor.

Manager Telford reported the results of his investigation into the manner of collection of sewage disposal maintenance fees. Mr. Telford stated that he had contacted several cities in Oregon and that they tie the sewage disposal maintenance costs in with the water bills, some use a per cent of the water bill as the fee basis, and others use a flat fee. All had reported to him that at first they had had much protest, but that after a time the protests had dwindled. Mr. Telford reported that Milwaukie has 81 delinquents at this time, and upon checking the list, it was discovered that a very few had protested the charge for sewage maintenance, and that most of these lived in the area south of Lake Road where there were no sewers. The Council favored granting these people the privilege of forming a Local Improvement District to lay sewers. It was moved by Taylor and seconded by Klein that preliminary plans and estimates of costs for sewers south of Lake Road be prepared and submitted to the property owners in that district. Motion carried and so ordered.

Ordinance Number 561 AN ORDINANCE amending Sections 2,3 and 4 of Ordinance Number 478 and providing for the collection of a Sewage Treatment Plant users charge; providing for a charge of \$5.00 as a deposit as security for the payments of water bills and Sewage Treatment Plant user bills, was taken up and read for its second reading and put on its passage with the following results being had. Ayes: Sperr, Taylor, Mullan, Norbeck and Klein. Nays: None. Ordinance Number 561 passed the Council and was so declared by the Mayor.

The Manager reported on his investigation of location for street light on 36th Street between Harrison and King Streets. It was decided that the Council members would make investigation as to what was the best location.

Manager Telford reported that he had received word that the new piece of fire equipment was in Oakland Cal. and asked the Council's pleasure as to accepting Oakland as delivery point. The Council decided that since the Contract called for Milwaukie as point of delivery, they would ask that it be shipped here

The Manager was authorized to call for fuel oil bids for 1952.

The Manager was directed to call for bids for the City's liability insurance.

The Police Chief's monthly report was read and ordered filed.

Mr. Ted Loder came before the Council with regard to curb and sidewalk assessment against Lot 6 Walsh Park. It appears that the assessment notices were sent out about the time the Will Loder estate was being settled in Nebraska and that Mr. Ted Loder had gone there on that account. The Recorder stated that the notices had been sent to Will Loder Estate, 2026 Monroe Street Milwaukie. Mr. Loder stated he had not received such notice. Attorney Kirkpatrick stated that the notice was required to be mailed to the owner of the property as it appeared on the assessment roll of the County and at the address furnished to the Recorder, and that since this had been done it was very possible the notice was delayed either in an attorney's office in Oregon or in Nebraska. The Council considered that Mr. Loder was a man of responsibility and had not deliberately allowed the time to elapse in which to pay the assessment without penalty, and that in as much as Mr. Loder was out of town and the assessment was against an estate the delay had been unavoidable. It was moved by Norbeck and seconded by Klein that the penalty against this assessment be waived. Motion carried and so ordered.

It was moved by Mullan and seconded by Taylor that the following bills be allowed and that warrant-checks be drawn for the payment of same.

Portland Road & Driveway	\$277.00
P.S. Lord Mechanical Contractors, balance for Sewage Disposal	1798.08
Jack O. Leiter, drafting maps for City	196.00
Harold Tymer Co. tracing paper	7.85
J.M. Bernards Garage	105.98
Ellen Martin, Planning Commission	15.00
American Brush Co. janitor supplies at treatment plant	5.32
Consolidated Supply	50.68
Charlton Laboratories, analysis of water	30.00
M.H. Schroeder, Sewage Tr. Plant, engineer advisor	80.00
Pacific Coast Stamp Works, signs & holders	9.00
Milwaukie Lumber	125.25

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Milwaukie Oil Co, fuel oil	\$107.56
Waterworks Supplies Co.	5.20
Ed's Bicycle Shop.	3.75
Price Rite Grocery	2.62
Jean Dillery, overtime	25.50
Nelson Equipment Co.	35.53
Multnomah Fuel Co. propane gas for sewage disposal plant	436.05
Steve Glivinski	2.10
Schultz Bros, starter sludge, treatment plant	60.00
Milwaukie Transfer & Fuel	23.76
Shaw Surgical Co. weights, bottles, sewage treatment plant	42.11
Portland General Electric, City Hall lighting	40.51
Sperr's Shell Service	51.42
City of Oregon City, radio	23.42
McCready Lumber Co	87.12
Bureau of Water Works, stand-by	30.00
P.S. Lord Mechanical Contractors	77.12
The Tom Douglas Co	20.00
Doris M. Reed	30.00
The Milwaukie Review	8.52
Neptune Meter Co.	94.35
Portland General Electric, street lighting	279.15
Contractor's Equipment Corp. traffic signs	4.50
Pacific Stationary Co,	11.26
The J.K. Gill Co.	22.70
Mullan's Garage	36.15
Portland General Electric. power	305.49
" " " sewage disposal	103.55
Water Dpt. to General Fund	752.27
General Fund to Water Fund	542.13
Portland Road & Driveway, roller at 31st & Harrison	18.00
W.F. Shea, burglary insurance	45.00
Milwaukie Hardware	3.19
Oregon Blue Print Co.	9.36
Radiator Service Co.	3.50
C.C. Nawrocki	10.00
Larson's Auto Parts	15.50
Jeff Ledeman, off duty labor at sewage treat. plant	10.00
Sadie Lewellyn, used extinguishers	128.00
Standard Oil Co. of California	68.58
Albert Combs, Recorder's Bond	5.00
West Electric Service, install controls on sludge pump	55.55
" " " repair on boiler, automatic circuit	15.00
" " " maintenance at sewage treat & pump house	12.95
Richfield Oil Corp. gasoline	132.54
Glen's Men's Shop, rain coats for police	30.00
Ellen Martin, overtime	21.50
Pacific Telephone & Telegraph Co.	110.70
State Industrial Accident Commission	71.25
Irvin Stevens, desk	35.00
Henry Janson, painting police office	40.00
Dick Groener, insurance on new fire truck (to be held until delivery)	182.50
Motion carried and so ordered.	

Mayor Sperr announced that since the date of the next regular meeting of the Council would fall on Christmas eve, the meeting would be held on December 26.

It was moved by Norbeck and seconded by Taylor that the municipal Judge be given a raise in salary of \$10.00 per month, this raise to be retroactive to December 1, 1951. Motion carried and so ordered.

On motion duly made and carried the meeting adjourned.

Ellen Martin
Recorder.