

SPECIAL MEETING OF DECEMBER 20, 1950 (Cont'd)

Branch Railroad. It was decided that a crossing could be constructed somewhere near Engineer Station 135 + 50 on the Tillamook Branch Railroad which would give access to the Davis interests. It was suggested by Mr. Bartlett, of the Southern Pacific Railroad, that a request be made for a private crossing in the Davis name at approximately Engineer Station 135 + 50 which would be revokable at the opinion of the Railroad Company.

Mr. Kirkpatrick, City Attorney, explained that by previous commitments of the City, the City was obligated to maintain Harvester Drive to the West Boundary of the Tillamook Branch Railroad and a 20 foot road northerly along the Overalls Company property within a strip 40 feet wide which would be dedicated to the public.

Mr. Telford stated that the City of Milwaukie would start proceedings with the Railroad Company by writing a letter to Mr. P.L. Hopkins, Superintendent, but that all costs of the railroad crossing from the Westerly right-of-way line of the Tillamook Branch would be absorbed by the Davis interests. This was agreed to by the representatives of the Davis interests.

The question of dedication of Harvester Drive and the 40 foot strip parallel with the Railroad and adjacent to the Easterly property line of the Overalls Company was raised by Davis interests. Mr. Kirkpatrick stated that to his knowledge there was no official dedication on record but that Harvester Drive and the 40 foot strip along the Easterly property line of the Overalls Company would be dedicated to the public at the next regular meeting to be held December 26th.

In consideration of said dedication and maintenance of a graveled roadway 20 feet in width on same by the City of Milwaukie, the Davis interests agreed to give the City of Milwaukie an easement for the 16 inch cast iron water piper belonging to the City which now is laid across their property with the reservation that they would be allowed an 8 inch tap. The Davis interests agreed to pay for any water used, stand-by charges or any normal costs involved that are paid by any other normal user.

There being no further business to come before the Council, the meeting was adjourned upon motion duly made and carried.

Thomas Telford, Acting Recorder

MEETING OF DECEMBER 26, 1950

COUNCIL CHAMBERS

763rd MEETING

The seven hundred sixty-third regular meeting of the Council was held on the twenty-sixth day of December, 1950.

The meeting was called to order by Mayor Sperr.

Present: Mayor Sperr; Councilmen Taylor, Norbeck and Mullan. Manager Telford, Attorney Kirkpatrick, Municipal Judge Charack and Treasurer Dillery. Absent: Councilman Frady and Recorder Martin.

The minutes of the seven hundred sixty-second regular meeting of the Council, held on the eleventh day of December, 1950 were approved as written.

The minutes of a special meeting of the Council, held on the twentieth day of December 1950, were approved as written.

A letter from Wm. Charack, in which he tendered his resignation as Municipal Judge, was read. It was moved by Mullan and seconded by Norbeck that the resignation be accepted. Motion carried and so ordered.

Mr. Charack agreed to continue to act as Judge until his successor was appointed.

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Mr. Frank Spears, Attorney for P.S.Lord Mechanical Contractors, appeared before the Council and offered the Council a contract from P.S.Lord Mechanical Contractors for the purchase of between six and six and one half acres in Kellogg Park, south of the land now belonging to International Harvester Co. It was decided to make investigation as to what type of buildings and business would be placed on the property. P.S.Lord Mechanical Contractors were invited to appear at a special meeting which would be held on Wednesday December 27, to answer the Council's questions on the matter.

Manager Telford read a letter signed by the City employees, requesting that their salaries be increased. The matter of all pay increase was left for the Manager and Auditor to investigate.

The matter of easements for the intersecting sewer to the Sewage Treatment Plant was discussed. There were present at the meeting Mr. Ralph Klein and F.D.Woods, owners of property in River Vista and share owners of the roadway leading to River Vista. A letter from Mrs. Lavagetto showed she wanted \$6,500.00 for an easement across her property. There was no written statement from Mrs. Richardson or Harry Newman, other owners along the route, but Mr. Telford reported that they had quoted to him the following figures. Newman \$15,000.00, Richardson \$350.00. After some discussion the share owners of the road to River Vista were willing to settle for \$80.00. Mr. Klein, Mr. Lisk and Mr. Rose, owners of property in River Vista, had each been offered \$350.00 for easement across their property. These gentlemen appeared to be willing to negotiate with the City. The matter of further negotiations for the intersecting sewer was left to the Manager and Attorney. The Council decided it would be wise to accept the offer of the Housing authority of the County of Clackamas, and use their easement wherever it was possible to do so.

It was moved by Norbeck and seconded by Taylor that the following Resolution be adopted.

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RESOLUTION NUMBER 6, 1950

WHEREAS the City of Milwaukie is the owner of the hereinafter described tracts of real property, all situate in the City of Milwaukie, County of Clackamas and State of Oregon.

AND WHEREAS, It is necessary in the development of that land adjacent thereto, that the hereinafter described tracts be dedicated for street purposes

BE IT THEREFORE RESOLVED, that the following described tract of land be and it hereby is dedicated to the public for use as a street; and that it be hereafter known as MAIN STREET;-

Beginning at a point on the east line of the East Portland-Oregon City Highway (U.S. Highway 99E) now known as McLoughlin Boulevard, which is the northwest corner of a tract of land conveyed to the City of Milwaukie by the United States of America, acting by and through the Public Housing Administration, by deed recorded in Book 431, page 191 of the Deed Records of Clackamas County, Oregon; running thence southwesterly along the westerly line of said Highway to the most westerly corner of a tract of land conveyed to the City of Milwaukie by deed recorded in Book 415, page 423 (this being the second of two tracts described in said deed); thence N. 89 deg. 42' 20" E. to a point which is 90 feet distant easterly when measured at right angles from the easterly line of said McLoughlin Blvd.; thence N. 10 deg. 23' 50" E. 1,638.55 feet, more or less, parallel with the easterly line of said McLoughlin Blvd. to the northeasterly corner of the tract of land hereinbefore referred to as being described in deed recorded in Book 431, page 191 of the Deed Records of Clackamas County, Oregon; thence 101.67 feet westerly to the point of beginning of the tract herein described.

BE IT FURTHER RESOLVED; That the following described tract of land be dedicated to the public for use as a street and that it hereafter be known as HARVESTER DRIVE

A strip of land 60 feet in width, of which the northwest corner is the southwest corner of a tract of land conveyed by the City of Milwaukie to International Harvester Company by deed recorded in Book 425, page 620 and of which the southwest corner is the northwest corner of another tract of land

MEETING OF DECEMBER 26, 1950 (Cont'd)

conveyed by the City of Milwaukie to International Harvester Company, by deed recorded in Book 429, page 228 and extending from the westerly line thereof as thus established due east to the westerly right of way line of the Southern Pacific Company's Tillamook Branch line.

BE IT FURTHER RESOLVED, that the following described tract of land be dedicated to the public for use as a street and that it hereafter be known as CENTURY DRIVE

A strip of land 40 feet in width, lying between that certain tract of land conveyed to Payly Manufacturing Company by the City of Milwaukie by deed recorded in Book 437, page 462 of the deed records of Clackamas County, Oregon and the westerly line of the right-of-way of the Southern Pacific Company's Tillamook Branch line; said tract extending from the northerly line of Harvester Drive and hereinbefore described, northerly to the north-westerly line of a tract of land heretofore conveyed to the City of Milwaukie by the United States of America, acting by and through the Public Housing Administration by deed recorded in Book 431, page 189 of the deed records of Clackamas County, Oregon.

BE IT FURTHER RESOLVED, That from and after the passage of this resolution that the said tracts be and have all the properties of City Streets, and that all laws and ordinances now existing or hereafter created applicable to streets and highways within the corporate limits of the City of Milwaukie shall be applicable to the above described tracts of land.

Introduced this 26th day of December, 1950

Motion carried and so ordered.

On motion duly made and carried the meeting adjourned.

Jean Dillery, Acting Recorder.

SPECIAL MEETING OF DECEMBER 27, 1950

The Council members of the City of Milwaukie, Oregon met in special session at the City Hall, Milwaukie, Oregon at 8:00 o'clock P.M. Wednesday December 27th, 1950.

The meeting was called to order by Mayor Fred Sperr for the purpose of straightening out difficulties and misunderstandings with Western Door and Plywood Corporation and any other lawful business that may come before it.

Upon roll call those present and absent were as follows:

PRESENT: Fred Sperr, Mayor; Garland Taylor, Councilman; Edwin Norbeck, Councilman; Leonard Mullan, Councilman; Ralph Klein, Councilman-elect. ABSENT: Walter Frady, Councilman. Also Present were Thomas Telford, City Manager; Mr. Morris, Mr. Larson, Mr. Morris Jr. Mr. Charack and Mr. Carr of the Western Door and Plywood Corporation; Mr. Kirkpatrick, City Attorney; Mr. Richard Lord, President of P.S. Lord Mechanical Contractors and Mr. Spear, P.S. Lord Mechanical Contractor's Attorney.

The Mayor declared that a quorum was present.

Mr. Morris of the Western Door and Plywood Corporation brought up the following points:

(A) City Sewer Manhole under construction near their log dump on the river.

The results of the conversation were that the City Manager was instructed to consult with the Consulting Engineers and the Contractor and see if something couldn't be done to complete the construction of the manhole.

(B) Connecting the high-line water system to Western Door and Plywood Corporation Sprinkler system.