SPECIAL MEETING OF APRIL 18, 1955

A special meeting of the Council was held on the eighteenth day of April 1955

The meeting, which was held at the call of the Mayor, and for the purpose of opening bids for the improvement of 30th Street from Washington Street to its southerly terminus by curbs, sidewalks and droveways, and for opening bids for the improvement of 34th Street from Washington Street to Lake Road, by curbs, sidewalks and driveways, was called to order by Mayor Mullan.

Present: Mayor Mullan, Councilmen Shook, Klein and Wright. Absent: Councilman Clay, Attlrney Kirkpatrick and Recorder Martin.

The Bids for street improvements as specified above were opened and read as follows:

	Perkins Bros.	Hutton-Kalkhoven	Paul B.Emerich	Cushing Bros.
30th Street Wash. St. to S'ly terminus	$7415.55	$7547.80	$7366.65	$6997.60
34th Street Wash.St.to Lake Road	9846.45	10113.00	10268.05	8930.54
	17262.00	17660.80	17634.70	15928.14

It was moved by Klein and seconded by Shook that the bids be referred to the Acting City Manager and the Engineer and that the contract be awarded to the lowest responsible bidder. Motion carried and so ordered.

On motion duly made and carried the meeting adjourned.

Leonard B Mullan
Leonard B. Mullan, Acting Recorder.

MEETING OF APRIL 25,1955

COUNCIL CHAMBER 867th MEETING

The eight hundred sixty-seventh regular meeting of the Council was held on the twenty-fifth day of April, 1955.

The meeting was called to order by Mayor Mullan.

Present: Mayor Mullan; Councilmen Shook, Clay, Klein and Wright; Attorney Kirkpatrick and Recorder Martin.

The minutes of the regular meeting of the Council, held on the eleventh day of April,1955 were approved as written.

The minutes of a special meeting of the Council,held on the eighteenth day of April,1955, were approved as written.

Mrs. R.H.Golbert, requested a permit to park a trailer house at 3126 Oak Street. and stated that she thought they would be moving the trailer about June 10. It was moved by Shook and seconded by Wright that a revokable permit be granted to Mrs. Golbert to park a trailer house until June 10 1955 on the property at 3126 Oak Street. Motion carried and so ordered.

Mayor Mullan read a letter from the Milwaukie Rural Fire Protection District in which they stated that they would not pay the telephone bill for the telephone extension to the fire station of Fuller Road. The letter was refered to Acting Manager Mullan.

The matter of the City foreclosing their Liens against the S'ly ½ of Lot 8,Lots 9,10,11, and the N'ly ½ of Lot 12, Block 15 Quincy Addn. and Lot 25, Block 6 Quincy Addn. was discussed. It appears that the County foreclosed their Liens on these same properties some time ago and since the City has an intrest in the property, the City may redeem from the County and obtain ownership without foreclosing. At the same time the matter of purchasing Block 52 Milwaukie, from the County for the purpose of opening a street across from the south end of Main Street to McLoughlin Blvd. and redeeming Block 39, Milwaukie from the County, was discussed. It was moved by Wright and seconded by Clay that the City Redeem from the County, the S'ly ½ of Lot 8, Lots 9,10, 11 and the N'ly ½ of Lot 12, Block 15 Quincy Addition and Lot 25 Block 6,Quincy Addition, and that investigation be made into the cost of redeeming Block 39 and the purchase of Block 52, both Milwaukie Addition and, that if such cost is not excessive, that the City redeem said Block 39 and purchase said Block 52. Motion carried and so ordered.

A letter, from Robert W. Gill, 1006 36th Street, protesting that heavy equipment, trucks etc, parked in the street and on the property at 1005 36th Street, were detrimental to his property, was read. Mr. E.W.Kirkpatrick reported that the property at 1005 36th Street had been sold and at the present time the papers for its transfer were in process and that all equipment would soon be moved. The Council took no further action in the matter.

It was moved by Wright and seconded by Klein that in as much as the City Recorder had no vacation last year on account of street improvement assessment rolls being prepared, that the vacation time rules be suspended and that retroactive vacation time be allowed her this year. Motion carried and so ordered.

The matter of an easement for a drain pipe, to Northwest Investment Co. to care for draining surplus water as well as Spring Creek along the south side of their property in Kellogg Park, was discussed. It was moved by Klein and seconded by Shook that easement to aly a drain pipe be granted to Northwest (Grocery) Investment Co. across City owned property (Park) south of Northwest Investment Company's property in Kellogg Park, provided that the easement specifies that they (Northwest Investment Co.) put in trash racks at any open end and that they maintain said drain pipe, and that the Mayor be authorized to sign the easement. Motion carried and so ordered.

It was moved by Wright and seconded by Klein that the Municipal Judge be bonded in an amount of $1,000.00 and that in the absence of the City Treasurer he be authorized to collect fines. Motion carried and so ordered.

Ordinance Number 614 was taken up and discussed and read for its first reading. It was moved by Wright and seconded by Shook that Ordinance Number 614 be passed to its second reading. Motion carried and so ordered.

It was moved by Shook and seconded by Klein that the following bills be approved and that warrants be drawn for the payment of same.

State Industrial Accident Commission	$148.84
B.Muffenbeier, sewer extension. . .	180.00

Motion carried and so ordered.

It was moved by Wright and seconded by Shook that moneys received from the sale of impounded abandoned automobiles in the amount of $59.00 be paid to Mullan's garage to be applied against the storage bill for same, Motion carried and so ordered.

It was moved by Klein and seconded by Wright that the following Resolution be adopted.

RESOLUTION NUMBER 3-1955

A RESOLUTION DECLARING THE NECESSITY OF AN EASEMENT OVER CERTAIN LANDS FOR USE IN THE CONSTRUCTION OF A STREET NORTHERLY FROM THE PRESENT TERMINUS OF MAIN STREET, MILWAUKIE AT THE NORTHERLY LINE OF LLEWELLING PARK ADDITION TO THE PRESENT SOUTHERLY TERMINUS OF SAID MAIN STREET ON THE SOUTHERLY LINE OF PROPERTY CONVEYED TO THE CITY OF MILWAUKIE BY THE UNITED STATES OF AMERICA BY DEED RECORDED IN BOOK 415, PAGE 243. DEED RECORDS OF CLACKAMAS COUNTY OREGON.

WHEREAS the City of Milwaukie dedicated and improved that portion of Main Street, Milwaukie which lies between the southerly line of "A" Road and the southerly line of the property conveyed to the City of Milwaukie by the United States of America by deed recorded in Book 415, Page 243 of Deed Records of Clackamas County, Oregon; and that said Main Street has been dedicated and improved from the northerly line of Llewellyn Park Addition to Lake Road.

AND WHEREAS, it has been determined that it is necessary to acquire the property hereinafter described in order to connect the said portions of Main Street, and to make Main Street a contiguous street from its intersection with Lake Road northerly to its intersection with "A" Road.

BE IT THEREFORE RESOLVED, That the Council of the City of Milwaukie has determined the necessity of, and deemed it necessary to take and acquire an easement of way, and for the use for street purposes, over through and on the parcels of real estate described as follows:-

Three parcels of land lying in the Wm.Meek D.L.C. Also in Section 35, T. 1 S., R.1 E. of W.M. Clackamas County, Oregon, Parcel (1) being that portion of that property conveyed by that deed to William B.Adams and Ruthe R. Adams, recorded in Book 389, Page 286, of Clackamas County Records of Deeds, which lies within the strip of land hereinafter described; Parcel (2) being that portion of that property conveyed to Irwin S. Adams and Priscilla K. Adams, by deed recorded in Book 192, Page 614 of Clackamas County Records of Deed, which lie within the strip of land hereinafter described; parcel (3) being that portion of that property conveyed to Margaret C. Davis et al. by deed recorded in Book 433., Page 255 of Clackamas County Record of Deeds which lies within the strip of land hereinafter described.

The said parcels being that portion of said property included in a Strip of land variable in width, lying on each side of a center line the connection between Main Street in Milwaukie and Pacific Highway Service Road, (also known as Main Street) which center line is described as follows:

Beginning at Engineer's center line Station 345 05.99, said Station being 580.7 feet North and 278.1 feet West of the Northeast corner of said Section 35, said Section being also oposit and 110 feet Easterly of Station 345 05.99 on the center line of the Pacific Highway East; thence on a 1909.86 foot radius curve left (the long cord of which bears S.0 deg. 44' W. 667.78 feet to a point on the Northerly extension of the center line of Main Street in the City of Milwaukie; thence South 9 deg. 17' East (Deed South 8 deg. 58' East) along said Main Street center line and its northerly extension 230 feet, more or less, to the intersection with the center line of Scott Street.

Also all slope easements as required to construct slopes.

The widths in feet of the strip of land above refered to are as follows:-

Station to Station	Width on Westerly side of Center line existing	Width on Easterly side of Center Line
245 05.99 353 50	Pacific Highway, East Right of Way line	40 feet
353 50 Center line of Scott St.	40 feet	40 feet

and that the Council of the City of Milwaukie has not been able to agree with the owners thereof as to the compensation to be paid therefor.

BE IT FURTHER RESOLVED, That the City Attorney of the City of Milwaukie be and he hereby is authorized and directed to take such proceedings for the acquisition of such property for the use hereinbefore specified as may be necessary, pursuant to the Charter of the City of Milwaukie and the general laws of the State of Oregon; and that when such proceedings have been instituted, that the City of Milwaukie take possession of said lands and commence to carry through the construction of said Street, for which said land is sought to be appropriated.

BE IT FURTHER RESOLVED that the City Attorney be and he hereby is instructed to proceed with all reasonable diligence to carry such condemnation proceeds to final judgement.

MEETING OF APRIL 25, 1955 (Cont'd)

BE IT FURTHER RESOLVED, that when said judgements become final that the amount thereof be promptly paid from any sources of City funds available for that purpose.

Introduced and read this 25th day of April, 1955

Passed this 25th day of April, 1955

Leonard B. Mullan, Mayor

ATTEST:

Ellen Martin
Recorder.

Motion carried and so ordered.

It was moved by Wright and seconded by Klein that Acting Manager Mullan be paid $250.00 per month, to be retroactive to January 1, 1955. Motion carried and so ordered.

On motion duly made and carried the meeting adjourned.

Ellen Martin
Recorder

MEETING OF MAY 9, 1955

COUNCIL CHAMBER 868 th MEETING

The eight hundred sixty-eighth regular meeting of the Council was held on the ninth day of May, 1955

The meeting was called to order by Mayor Mullan.

Present: Mayor Mullan; Councilmen Shook, Clay, Klein and Wright; Attorney Kirkpatrick and Recorder Martin.

The minutes of the eight hundred sixty-seventh regular meeting of the Council, held on the twenty-fifth day of April,1955 were approved as written.

A letter from the Milwaukie Planning Commission, was read. The Letter stated that public hearings had been held on the matter of a change of Sone from 3 R-2 Special Zone to Commercial Zone, for Lots 3,4,5,6 and 7, Block 1 Leo's First Addition, that the Commission had made investigation and recommended that these lots be changed from Zone 3 R-2 Special to Zone 1, Commercial. The Mayor called for objections to the proposed zone change. Mr. Howard Hamlin objected, stating that more commercial use of the property would increase traffic which was already becoming dangerous and congested. Mr. Hamlin stated that the residential area adjacent to the property represented much more property value, and requested that the Council postpone their decosion until their next meeting.

Mr. Louis Shindler, owner of adjacent property spoke favorably to the change, stating that by the location of these lots they were business property and that he had no objection to the zone change.

Mr. and Mrs. Best, owners of Lots 5 and 6, Block 1, Leo's First Addn. stated that the property was surrounded on three sides with Industrial and Commercial zoned property, that it was no longer suitable for residential use and that on account of Mrs. Best's health they would like to sell but could not sell as long as the property remained in a residential zone.