

SPECIAL MEETING OF APRIL 20, 1953

A special meeting of the Council was held on the twentieth day of April, 1953

The meeting was called for the purpose of conferring with the Board of the Milwaukie Rural Fire Protection District and such other matters as were necessary to come before the Council at this time, was called to order by Mayor Mullan.

Present: Mayor Mullan; Councilmen Shook, Clay, Klain and Wright; Manager Sperr Attorney Kirkpatrick and Fire Chief Willis.

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

RESOLUTION NUMBER 3-1953

A RESOLUTION DECLARING THE INTENTION OF THE COUNCIL OF THE CITY OF MILWAUKIE, OREGON, TO CONSTRUCT, REPAIR AND RELAY CURB AND SIDEWALK ALONG BOTH SIDES OF 32nd STREET, FROM ITS INTERSECTION WITH HARRISON STREET TO ITS INTERSECTION WITH HARVEY STREET.

WHEREAS, The Council of the City of Milwaukie deems it expedient and necessary to construct, repair and relay curb and sidewalk, where none exists and where they do exist but do not conform to city standards as to alignment, grade or quality, along both sides of 32nd Street, between the following termini:-

Beginning at the intersection of 32nd Street with the northerly line of Harrison Street notherly to the intersection of said 32nd Street with the southerly line of Harvey Street.

AND WHEREAS, the City Council of the City of Milwaukie has required from the City Engineer, plans and specifications for the appropriate improvement to accomplish the above, and an estimate of the cost of the work to be done,

AND WHEREAS, the City Engineer has heretofore filed such plans, specifications and estimates in the office of the City Recorder,

BE IT THEREFORE RESOLVED, by the Council of the City of Milwaukie that the above mentioned plans, specifications and estimates of the City Engineer now on file with the City Recorder be and they hereby are determined to be satisfactory and approved.

BE IT FURTHER RESOLVED, that the Council of the City of Milwaukie does hereby declare its intention and purpose to make such improvement, the location and kind of improvement being as follows:-

By the construction of certain curbs and sidewalks along 32nd Street as hereinafter stated, and all things necessary and to do all things necessary in the construction of said curbs and sidewalks; all to be done in accordance with the plans and specifications now on file with the City Recorder, which plans and specifications hereby are referred to and made a part of this Resolution.

Said curbs and sidewalks are to be constructed along the following line and termini:-

On both sides of 32nd Street; beginning at the intersection of said 32nd Street with the northerly line of Harrison Street; running thence notherly al along both sides of said 32nd Street to its intersection with the southerly line of Harvey Street.

Said curbs and sidewalks to ve constructed wherever none now exist or where the same now exist but do not conform with the standards as to grade, alignment or quality as required by the City Engineer.

The City Engineer's estimate of the probable cost of said improvement is the sum of \$ 2,122.50.

The district liable to be assessed for the aforesaid proposed improvement is as follows:

Beginning at a point on the northerly line of Harrison Street which is 100 feet easterly from the easterly line of 32nd Street; thence westerly along the northerly line os said Harrison Street to a point which is 100 feet westerly

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from the westerly line of said 32nd Street; thence northerly and parallel with the westerly line of said 32nd Street to the southerly line of Meek Street; thence easterly to the easterly line of said 32nd Street; thence Northerly along the easterly line of said 32nd Street to its intersection with the southerly line of Harvey Street; thence easterly along the southerly line of said Harvey Street 100 feet; thence southerly and parallel with the easterly line of 32nd Street and 100 feet distant therefrom to the point of beginning, except such portions thereof as line within the boundaries of said 32nd Street.

The City Engineer's estimate for the cost per each front foot for curb where the same will be constructed or re-constructed is \$1.25; and the City Engineer's estimate for the cost per each square foot of sidewalk is \$0.35; and that the Engineer's estimate for the cost of each square foot of driveway is \$0.50

That an assessment will be levied on all lots and parcels of land within said proposed street improvement district where said curb, sidewalk and driveway will be constructed or reconstructed, will be in proportion to the amount by which each lot or parcel of land will be benefited.

BE IT FURTHER RESOLVED, that a written remonstrance against said proposed improvement may be filed with the City Recorder on or before the 11th day of May, 1953

BE IT FURTHER RESOLVED, that the Chief of Police of the City of Milwaukee, shall within ten days from the passage of this Resolution give notice of the passage of this Resolution by posting a notice headed with the title, NOTICE OF CURB AND SIDEWALK CONSTRUCTION WORK in three conspicuous places along said 32nd Street, and which said notice shall contain a copy of this Resolution, and shall specify the time within which a remonstrance against the said improvement may be filed with the City Recorder.

AND WHEREAS, it is necessary that said improvement be made as soon as possible; and it is necessary to take advantage of weather conditions in the construction of said improvement; NOW THEREFORE an emergency is declared to exist and this resolution shall go into full force and effect immediately upon its adoption.

Motion carried and so ordered.

It was moved by Wright and seconded by Clay that the Manager be authorized to call for bids for the improvement of Oak Street. Motion carried and so ordered.

Rural Fire Dist It was moved by Wright and seconded by Shook that the City of Milwaukee extend their contract with the Milwaukee Rural Fire Protection District to cover the year ending June 30, 1954 for the sum of \$14,887.70 for the full year, to be paid in semiannual payments as per the original contract; with the understanding that the Rural Fire Protection District Board would immediately enter into negotiations with the City for a new contract for subsequent years on a basis that would be fair to the City of Milwaukee, and that the Rural Fire Protection District Board would submit to its voters, at its next regular election a proposition that would increase the tax base of said district to an amount that would permit payment to be made to the City that would cover such amount as agreed on by such negotiations. Such negotiated agreement to be subject to approval of the voters of said proposition. Motion carried and so ordered.

Ordinance Number 580 was taken up and read in full for its first reading. It was moved by Wright and seconded by Clay that Ordinance Number 580 be passed to its second reading. Motion carried and so ordered.

There being no further business to come before the Council at this time, the meeting adjourned upon motion being made and carried.

Fred Sperr, acting Recorder.