

Regular Session

RS

Milwaukie City Council

COUNCIL REGULAR SESSION

City Hall Council Chambers, 10501 SE Main Street
& Zoom Video Conference (www.milwaukieoregon.gov)

REVISED AGENDA

OCTOBER 1, 2024

(Revised September 27, 2024)

Council will hold this meeting in-person and by video conference. The public may come to City Hall, join the Zoom webinar, or watch on the [city's YouTube channel](#) or Comcast Cable channel 30 in city limits. For Zoom login visit <https://www.milwaukieoregon.gov/citycouncil/city-council-regular-session-380>.
Written comments may be delivered to City Hall or emailed to ocr@milwaukieoregon.gov.

Note: agenda item times are estimates and are subject to change.

Page #

1. **CALL TO ORDER** (6:30 p.m.)
 - A. **Pledge of Allegiance**
 - B. **Native Lands Acknowledgment**

2. **ANNOUNCEMENTS** (6:31 p.m.) **2**

3. **PROCLAMATIONS AND AWARDS**
 - A. **Arbor Day – Proclamation** (6:35 p.m.) **5**
Staff: Peter Passarelli, Public Works Director
 - B. **Indigenous Peoples Day – Proclamation** (6:40 p.m.) **6**
Staff: Gabriela Santoyo Gutierrez, Equity & Inclusion Coordinator
 - C. **Community Planning Month – Proclamation** (6:45 p.m.) **8**
Staff: Laura Weigel, Planning Manager
 - D. **National Archives Month – Proclamation** (6:50 p.m.) **9**
Staff: Scott Stauffer, City Recorder
 - E. **Support for Election Workers – Proclamation** (6:55 p.m.) **10**
Presenters: Lisa Batey, Mayor, and
Robert Massey, Council President

4. **SPECIAL REPORTS**
 - A. **None Scheduled.**

5. **COMMUNITY COMMENTS** (7:00 p.m.) **12**
To speak to Council, please submit a comment card to staff. Comments must be limited to city business topics that are not on the agenda. A topic may not be discussed if the topic record has been closed. All remarks should be directed at the whole Council. The presiding officer may refuse to recognize speakers, limit the time permitted for comments, and ask groups to select a spokesperson. **Comments may also be submitted in writing before the meeting, by mail, e-mail (to ocr@milwaukieoregon.gov), or in person to city staff.**

6. **CONSENT AGENDA** (7:05 p.m.)
 Consent items are not discussed during the meeting; they are approved in one motion and any Council member may remove an item for separate consideration.
 - A. **Approval of Council Meeting Minutes of:** 15
 1. **August 20, 2024, work session, and**
 2. **August 20, 2024, regular session.**
 - B. **Appointments to the Public Safety Advisory Committee – Resolution** 21
 - ~~C. **Adoption of Supplemental Budget – Resolution** (removed)~~
 - D. **Authorization of a Housing Grant Application – Resolution** 24
 - ~~E. **Authorization of an Intergovernmental Agreement for the Stanley Avenue Project – Resolution** (removed)~~
7. **BUSINESS ITEMS**
 - A. **None Scheduled.**
8. **PUBLIC HEARINGS**
 - A. **None Scheduled.**
9. **COUNCIL REPORTS** (7:15 p.m.)
10. **ADJOURNMENT** (7:30 p.m.)

Meeting Accessibility Services and Americans with Disabilities Act (ADA) Notice

The city is committed to providing equal access to public meetings. To request listening and mobility assistance services contact the Office of the City Recorder at least 48 hours before the meeting by email at ocr@milwaukieoregon.gov or phone at 503-786-7502. To request Spanish language translation services email espanol@milwaukieoregon.gov at least 48 hours before the meeting. Staff will do their best to respond in a timely manner and to accommodate requests. Most Council meetings are broadcast live on the [city’s YouTube channel](#) and Comcast Channel 30 in city limits.

Servicios de Accesibilidad para Reuniones y Aviso de la Ley de Estadounidenses con Discapacidades (ADA)

La ciudad se compromete a proporcionar igualdad de acceso para reuniones públicas. Para solicitar servicios de asistencia auditiva y de movilidad, favor de comunicarse a la Oficina del Registro de la Ciudad con un mínimo de 48 horas antes de la reunión por correo electrónico a ocr@milwaukieoregon.gov o llame al 503-786-7502. Para solicitar servicios de traducción al español, envíe un correo electrónico a espanol@milwaukieoregon.gov al menos 48 horas antes de la reunión. El personal hará todo lo posible para responder de manera oportuna y atender las solicitudes. La mayoría de las reuniones del Consejo de la Ciudad se transmiten en vivo en el [canal de YouTube de la ciudad](#) y el Canal 30 de Comcast dentro de los límites de la ciudad.

Executive Sessions

The City Council may meet in executive session pursuant to Oregon Revised Statute (ORS) 192.660(2); all discussions are confidential; news media representatives may attend but may not disclose any information discussed. Final decisions and actions may not be taken in executive sessions.

2411th Meeting**COUNCIL REGULAR SESSION****MINUTES**

City Hall Council Chambers, 10501 SE Main Street
& Zoom Video Conference (www.milwaukieoregon.gov)

OCTOBER 1, 2024

Council Present: Councilors Will Anderson, Adam Khosroabadi, Rebecca Stavenjord, and Council President Robert Massey, and Mayor Lisa Batey

Staff Present: Katie Gavares, Climate & Natural Resources Manager
Justin Gericke, City Attorney
Peter Passarelli, Public Works Director
Emma Sagor, City Manager

Gabriela Santoyo Gutierrez, Equity & Inclusion Coordinator
Scott Stauffer, City Recorder
Laura Weigel, Planning Manager

Mayor Batey called the meeting to order at 6:31 p.m.

1. CALL TO ORDER

A. Pledge of Allegiance.

B. Native Lands Acknowledgment.

2. ANNOUNCEMENTS

Mayor Batey announced upcoming activities including the Ledding Library's fall author series, October First Friday events, a Minthorn Springs restoration event, a Mexican ballet performance, the city's Arbor Day celebration, a prescription drug drop-off and document shredding event, and Halloween events.

Mayor Batey read a Haiku by Councilor Anderson.

3. PROCLAMATIONS AND AWARDS**A. Arbor Day – Proclamation**

Gavares introduced the proclamation and remarked on the city's Arbor Day plans. **Mayor Batey** proclaimed October 26, 2024, to be Arbor Day in Milwaukie.

Councilor Stavenjord asked that future proclamations not use the word "citizen."

B. Indigenous Peoples Day – Proclamation

Santoyo and **Stauffer** introduced the proclamation and commented on the importance of recognizing Native American heritage and noted the city's work with the Confederated Tribes of the Grande Ronde (CTGR). **Mayor Batey** proclaimed October 14, 2024, to be Indigenous Peoples Day in Milwaukie.

C. Community Planning Month – Proclamation

Weigel remarked on the importance of community planning. **Mayor Batey** proclaimed October to be Community Planning Month in Milwaukie.

D. National Archives Month – Proclamation

Stauffer and **Dave Aschenbrenner**, with the Milwaukie Historical Society, introduced the proclamation and **Mayor Batey** proclaimed October to be Archives Month in Milwaukie.

E. Support for Election Workers – Proclamation

Council President Massey and **Mayor Batey** introduced the proclamation and commented on the importance of supporting election workers. **Mayor Batey** proclaimed October 16, 2024, to be Election Workers Appreciation Day in Milwaukie.

4. SPECIAL REPORTS

A. None Scheduled.

5. COMMUNITY COMMENTS

Mayor Batey reviewed the public comment procedures. **Sagor** reported that, in follow-up to comments made on September 17, staff had been in contact with a resident regarding the Monroe Neighborhood Greenway project and another resident regarding the visibility of a stop sign and the vehicle noise code. **Mayor Batey** and **Sagor** remarked on how the city enforced noisy vehicle rules. **Batey** noted a letter to Council from the Beer Store Milwaukie about open container laws and **Sagor** noted the topic would be placed on a Council agenda. No audience member wished to address Council.

6. CONSENT AGENDA

It was moved by **Councilor Stavenjord** and seconded by **Councilor Khosroabadi** to approve the Consent Agenda as presented.

- A. City Council Meeting Minutes:**
 - 1. August 20, 2024, work session, and
 - 2. August 20, 2024, regular session.
- B. Resolution 52-2024: A resolution of the City Council of the City of Milwaukie, Oregon, making appointments to the Public Safety Advisory Committee (PSAC).**
- C. A resolution adopting a supplemental budget. (removed from the agenda)**
- D. Resolution 53-2024: A resolution of the City Council of the City of Milwaukie, Oregon, authorizing a partnership between the City and Clackamas County to submit a grant application for federal Pathways to Removing Obstacles (PRO) Housing funds to fund affordable housing development in Milwaukie.**
- E. A resolution authorizing an intergovernmental agreement (IGA) for the Stanley Avenue Project. (removed from the agenda)**

Motion passed with the following vote: **Councilors Anderson, Khosroabadi, Massey, and Stavenjord** and **Mayor Batey** voting “aye.” [5:0]

7. BUSINESS ITEMS

A. None Scheduled.

8. PUBLIC HEARING

A. None Scheduled.

9. COUNCIL REPORTS

Mayor Batey continued to discuss the status of the city’s parks maintenance intergovernmental agreement (IGA) with the North Clackamas Parks and Recreation District (NCPRD), noting ongoing legal actions and statements made by NCPRD leaders.

Council President Massey and **Councilors Khosroabadi, Stavenjord, and Anderson** agreed with Mayor Batey's remarks and noted the city and park district issues had been going on for a long time. They commented on the ongoing legal validation action related to the city's ability to leave the district.

Councilor Stavenjord noted an upcoming facility groundbreaking event at the Clackamas Service Center (CSC) in unincorporated Clackamas County, and discussed Council's committee assignments, suggesting that Councilor Anderson take the lead on representing the city at the Clackamas County Coordinating Committee (C4). Council discussed revising the assignments and it was the Council consensus to revise the committee assignments to assign C4 to Anderson. **Sagor** noted a revised committee assignments motion will be placed on the October 15 regular session consent agenda.

10. ADJOURNMENT

It was moved by Councilor Stavenjord and seconded by Councilor Khosroabadi to adjourn the Regular Session. Motion passed with the following vote: Councilors Anderson, Khosroabadi, Massey, and Stavenjord and Mayor Batey voting "aye." [5:0]

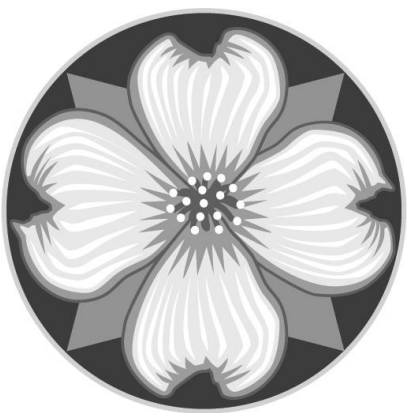
Mayor Batey adjourned the meeting at 7:37 p.m.

Respectfully submitted,



Scott Stauffer, City Recorder

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RS Agenda Item

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Announcements

BALLET PAPALOTL

SATURDAY,
OCTOBER 12
AT 2PM

City Hall Council Chambers
10501 SE Main St.



Mayor's Announcements – October 1, 2024

- **Ledding Library Fall Authors Series – Oct. 2, 16, & 23**
 - Next event features Tessa Hulls – Wed., Oct. 2 (6 p.m.)
 - Ledding Library Community Room, 10660 SE 21st Ave.
- **First Friday – Oct. 4 (5 - 8 PM)**
 - Learn more at firstfridaymilwaukie.com
- **Minthorn Springs Volunteer Restoration Event – Sat., Oct. 12 (9:30 AM – 12 PM)**
 - Join the Wetlands Conservancy at these monthly events.
 - Event is free and family friendly, but please RSVP. Find link on city website below.
- **Ballet Papalotl – Sat., Oct. 12 (2-2:45 PM)**
 - All are welcome to a performance of traditional Mexican folkloric dance.
 - City Hall (10501 SE Main St.) 3rd Floor Council Chambers
- **Arbor Day – Sat. Oct. 26 (8:45 AM – 1 PM)**
 - Join the celebration at Water Tower Park (9890 SE 40th Ave.)
 - Register to receive a tree for your yard or street by Oct. 4.
 - Sign up to volunteer. Find link on city website below.
- **Prescription Drug Dropoff and Document Shredding – Sat., Oct. 26 (10 AM – 2 PM)**
 - Dispose of unused or expired prescription drugs and have sensitive documents shredded.
 - Public Safety Building (3200 SE Harrison St.)
- **Trick or Treat on Main Street – Sat., Oct. 26 (1 – 4 PM)**
 - Put on your costumes and scare your way through downtown!
 - List of participating business available on city website below.
- **The Haunted Forest at Homewood Park – Thu., Oct. 31 (4-7:30 PM)**
 - Stroll through Homewood Park (10821 SE Home Ave.) on Halloween.
 - Route starts at west end of trail off of Garret Dr.
- **LEARN MORE AT WWW.MILWAUKIEOREGON.GOV OR CALL 503-786-7555**

Mayor's Announcements – October 1, 2024

Davis Graveyard

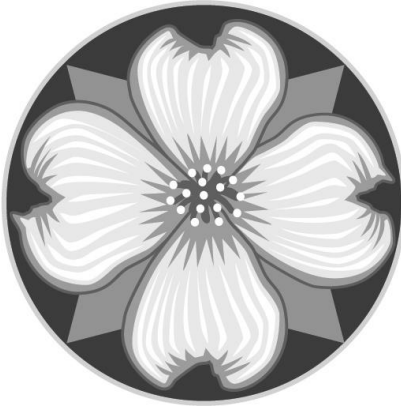
8703 SE 43rd Avenue
(just off Johnson Creek Blvd)

www.davisgraveyard.com



*Lines just out of reach
Thinking of the perfect phrase
Haiku waits, undone*
- *Councilor Anderson*

Share your Milwaukie Haiku!
Email yours to bateyl@milwaukieoregon.gov



RS Agenda Item

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Proclamations & Awards

PROCLAMATION

WHEREAS in 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees, and this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and is now observed throughout the nation and the world, and

WHEREAS trees play an integral part in capturing and storing carbon and are therefore critical in a solution to the climate crisis, and

WHEREAS trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs of residents, moderate the temperature of increasingly developed and warming cities, clean the air, and provide health benefits for the community, produce life-giving oxygen, and provide and improve habitat for fish and wildlife, and

WHEREAS trees in our city increase property values, enhance the economic vitality of business areas, and beautify our community, and trees, wherever they are planted, are a source of joy and spiritual renewal.

NOW, THEREFORE, I, Lisa Batey, Mayor of the City of Milwaukie, a municipal corporation in the County of Clackamas, in the State of Oregon, do hereby proclaim **October 26, 2024**, as **ARBOR DAY** in Milwaukie, and I urge all citizens to celebrate Arbor Day and to support efforts to protect our trees and woodlands; and

FURTHER, I urge all citizens to plant trees to mitigate climate change and promote the well-being of this and future generations.

IN WITNESS, WHEREOF, and with the consent of the City Council of the City of Milwaukie, I have hereunto set my hand on this 1st day of **October 2024**.

Lisa Batey, Mayor

ATTEST:

Scott Stauffer, City Recorder

PROCLAMATION

WHEREAS the City of Milwaukie recognizes that the Indigenous Peoples of the lands known as the Americas have lived on these lands since time immemorial; and

WHEREAS this city wishes to honor the fact that the community of Milwaukie is built upon the traditional homelands of the Clackamas Peoples where some descendants are part of the Confederated Tribes of Grand Ronde, a community of five tribes (Kalapuya, Molalla, Umpqua, Chasta, and Rogue River); and affirms the legal rights of the nine federally recognized tribal nations in the State of Oregon and all Indigenous Peoples everywhere; and

WHEREAS Indigenous Peoples' Day was first proposed in 1977 by a delegation of Native Nations to the United Nations sponsored International Conference on Discrimination Against Indigenous populations in the Americas; and

WHEREAS this city is committed to protecting and advocating for justice, human rights, and the dignity of all people who live, work, and visit our community, and to supporting the principles contained in the United Nations Declaration on the Rights of Indigenous Peoples endorsed by the United States on December 16, 2010; and

WHEREAS the Declaration recognizes the right of Indigenous Peoples "to the dignity and diversity of their cultures, traditions, histories and aspirations which shall be appropriately reflected in education and public information," and places an obligation on states to "take effective measures, in consultation and cooperation with the Indigenous Peoples concerned, to combat prejudice and eliminate discrimination and to promote tolerance, understanding and good relations among Indigenous Peoples and all other segments of society;" and

WHEREAS this city wishes to recognize the second Monday in October as Indigenous Peoples' Day as an opportunity to reflect on the ongoing struggles of Indigenous Peoples of this land, to celebrate the thriving cultures and values of the Indigenous Peoples of our region, and to stand with Indigenous Peoples everywhere.

NOW, THEREFORE, I, Lisa Batey, Mayor of the City of Milwaukie, a municipal corporation in the County of Clackamas, in the State of Oregon, do hereby proclaim **October 14, 2024**, to be **INDIGENOUS PEOPLES' DAY** in Milwaukie.

IN WITNESS, WHEREOF, and with the consent of the City Council of the City of Milwaukie, I have hereunto set my hand on this **1st** day of **October 2024**.

Lisa Batey, Mayor

ATTEST:

Scott Stauffer, City Recorder

PROCLAMATION

WHEREAS preserving the story of a place and the people who dwell there in any given moment is essential to understanding a community and how it came to be, and

WHEREAS the story of a community can only be complete when all voices and perspectives are heard and included in the shared history of a place and its people, and

WHEREAS civic and community archives seek to collect and preserve the documents, tales, traditions, and voices of those who came before us, and

WHEREAS civic and community archives could not exist without the professionals and volunteers who work tirelessly to preserve the voices of a community, and

WHEREAS Milwaukie's shared history is carefully preserved by the Milwaukie Historical Society and the Office of the City Recorder, who recommend the proclaiming of Archives Month as a reminder that the events of yesterday and today must be documented to better inspire a more perfect future for all residents of our community, regardless of age, race, gender orientation, income, or beliefs.

NOW, THEREFORE, I, Mark Gamba, Mayor of the City of Milwaukie, a municipal corporation in the County of Clackamas, in the State of Oregon, do hereby proclaim the month of **October 2024** as **ARCHIVES MONTH** in the hope that all voices may be appreciated, recorded, and preserved for the betterment of all.

IN WITNESS WHEREOF, and with the consent of the City Council of the City of Milwaukie, I have hereunto set my hand on this 1st day of **October 2024**.

Lisa Batey, Mayor

ATTEST:

Scott Stauffer, City Recorder



PROCLAMATION

WHEREAS community planning provides a wide range of benefits including opportunities to:

- 1) Evaluate and manage the constant change that affects cities and the region in a way that provides better choices for how people live, play, and work;
- 2) Involve and empower all people who live and work in the city in making choices that determine the future of their community; and
- 3) Educate public officials and community members so they understand, support, question, and demand excellence in planning and plan implementation; and

WHEREAS the month of October is designated as National Community Planning Month throughout the United States of America and its territories; and

WHEREAS the American Planning Association and its professional institute, the American Institute of Certified Planners, endorse National Community Planning Month as an opportunity to highlight the contributions sound planning makes to the quality of our built and natural environment; and

WHEREAS the celebration of National Community Planning Month gives us the opportunity to publicly recognize the participation and dedication of the members of the Planning Commission, the Transportation System Plan Advisory Committee, and other resident planners who have contributed their time and expertise to the improvement of Milwaukie.

NOW, THEREFORE, I, Lisa Batey, Mayor of the City of Milwaukie, a municipal corporation in the County of Clackamas, in the State of Oregon, do hereby proclaim that the month of **October 2024** as **Community Planning Month** in the City of Milwaukie in conjunction with the national celebration of Community Planning Month.

IN WITNESS, WHEREOF, and with the consent of the City Council of the City of Milwaukie, I have hereunto set my hand on this 1st day of **October 2024**.

Lisa Batey, Mayor

ATTEST:

Scott Stauffer, City Recorder



PROCLAMATION

WHEREAS one of the founders of the United States, Alexander Hamilton, spoke to the importance of elections and voting when he said “We do not have government by the majority. We have government by the majority who participate,” and

WHEREAS the election clause of the U. S. Constitution and Public Law 28-1 specifies the manner and dates for federal elections on the Tuesday after the first Monday in November in even number years, which is five weeks from today, and

WHEREAS Oregonians have voted by mail since 1999 with great success and election integrity with only 38 voter fraud convictions from 61 million votes cast over a 19-year period, a .00006% fraud rate, and

WHEREAS Clackamas County election workers power our elections with intense, meticulous work behind the scenes to ensure success in this critically important democratic function, and

WHEREAS election workers in some parts of the country have regrettably been subjected to harassment and even threats that are unwarranted and unpatriotic, and

WHEREAS Clackamas County election workers have our utmost support and complete trust – in short, we have your back.

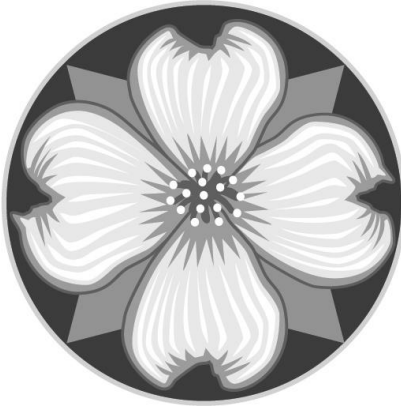
NOW, THEREFORE, I, Lisa Batey, Mayor of the City of Milwaukie, a municipal corporation in the County of Clackamas, in the State of Oregon, do hereby proclaim **October 16th, 2024**, as **CLACKAMAS COUNTY ELECTION WORKERS APPRECIATION DAY** as they begin mailing ballots.

IN WITNESS, WHEREOF, and with the consent of the City Council of the City of Milwaukie, I have hereunto set my hand on this **1st** day of **October 2024**.

Lisa M. Batey, Mayor

ATTEST:

Scott S. Stauffer, City Recorder



RS Agenda Item

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Community Comments

Scott Stauffer

From: Mike Lesch <mikelesch@hotmail.com>
Sent: Friday, September 20, 2024 12:18 PM
To: _City Council
Cc: Lesch, Michael; Nate Noble
Subject: Milwaukie Open Container Proposal

Hello Milwaukie City Council,

Thank you for allowing us (Beer Store Milwaukie) the opportunity to provide you with this proposal to allow “Open Container” alcoholic beverages in Downtown Milwaukie. We initially brought this proposal to City Counsel a few years ago during a regular session monthly meeting however, the idea did not seem to gain any traction when first proposed. In the time since our initial proposal, our city leadership team has evolved and changed. Perhaps the environment is right to make this proposal again and see if there are opportunities to at least entertain certain aspects of this proposal for the city’s future.

The City of Hood River Oregon does not have an ordinance making the consumption of alcohol in public spaces illegal. This means a person inside the Hood River City limits can legally walk down the street, enjoy time in the waterfront park, or take their dog for a walk with an open container of alcohol. All Oregon Liquor and Cannabis Commission (OLCC) laws and rules still apply. A person cannot take their pint glass of beer from a restaurant and simply walk away with it. Alcohol must be purchased in a sealed package like a can or bottle, the purchaser must leave the premises from which the alcohol was purchased, and then the purchaser may open and consume the product as they go about their business on foot.

Nuisance laws do still exist in Hood River to discourage public drunkenness and offensive behavior so the idea is not to remove all boundaries but to instill responsible guidelines that allow people to move about on foot, from business to business, while enjoying an alcoholic beverage.

We would like to propose that the City of Milwaukie review Hood River’s ordinances and adopt similar legislation to allow open container and public consumption of alcohol in downtown Milwaukie and Milwaukie Bay Park. As the City of Milwaukie evolves with new residential buildings, new business construction, and improved infrastructure projects, so should the laws that guide our use of these areas and how we enjoy our open spaces.

During current Milwaukie First Friday events, anyone wishing to consume an alcoholic beverage must do so while remaining in one place – the place in which the alcoholic beverage was purchased. This limits movement between venues and reduces the flow of people throughout the city during an event that, by nature, is designed to bring people to the downtown area to showcase our local businesses. Switching to a model that more closely resembles Hood River’s open container policies would allow people with alcoholic beverages in hand to move freely throughout the downtown Milwaukie area during events such as First Friday and could improve participation (turnout) and encourage attendees to explore the entire downtown business section, not just the areas that cater to food and beverages.

As we develop the Milwaukie Bay Park waterfront area, we should consider new legislation that allows visitors the option to bring their own alcohol to enjoy responsibly while attending events or when picnicking on the grass. This natural area has so much potential and the mixed use opportunities are endless. We should employ every available resource and open our waterfront with more progressive and inclusive designs that allow for open consumption of alcoholic beverages.

A member of the Hood River community is slated to become a member of our Milwaukie community as well – pFriem Family Brewers. pFriem has operated in Hood River for more than ten years and would be a great resource for developing a legislative plan that provides for Milwaukie's growing needs and addresses concerns for public safety. We will have an organization with firsthand experience in an open container environment located in the heart of our downtown. We should glean as much information from pFriem as they are willing to contribute and develop an encompassing implementation plan. We may be able to learn a lot from pFriem's experiences.

Thank you again for considering this proposal. We appreciate the opportunity to present this idea again to the City Counsel and perhaps we are ready to take a closer look at the pros and cons of allowing open containers in the Milwaukie downtown area.

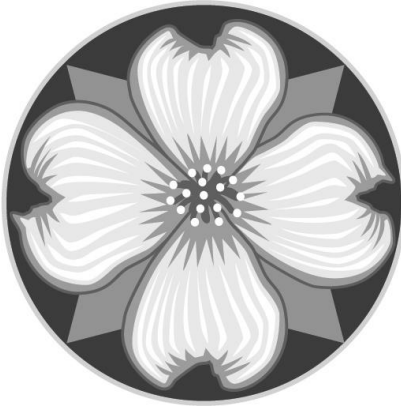
Best regards,

Mike Lesch

Nate Noble

Beer Store Milwaukie

503.799.3581



RS Agenda Item

6

Consent Agenda

COUNCIL WORK SESSION

City Hall Council Chambers, 10501 SE Main Street
& Zoom Video Conference (www.milwaukieoregon.gov)

MINUTES**AUGUST 20, 2024**

Council Present: Councilors Shane Abma, Adam Khosroabadi, Rebecca Stavenjord, and Council President Robert Massey, and Mayor Lisa Batey

Staff Present:

Tanya Battye, Civil Engineer	Nicole Madigan, Deputy City Recorder
Jennifer Garbely, City Engineer	Adam Moore, Parks Development Coordinator
Katie Gavares, Climate & Natural Resources Manager	Peter Passarelli, Public Works Director
Justin Gericke, City Attorney	Emma Sagor, Acting City Manager
	Scott Stauffer, City Recorder

Mayor Batey called the meeting to order at 4:02 p.m.

1. Policy Lanes (continued) and Legislative Priorities – Discussion

Sagor provided a recap of the last Council conversation around policy lanes. **Councilor Massey** shared a vision for how the policy lanes process could work most effectively and the group discussed Council member roles in policy lanes, how meetings should be formatted for allowing time for Council members to report back to all Council, and at what level should topics be considered to fall into a policy lane.

The group discussed concerns around serial meetings and commented on the proposed policy lane assignments.

Sagor stated that due to time, legislative priorities would be discussed with individual Council members later.

2. Grant Priorities – Discussion

Sagor reported on the city's grant process, shared city policies related to grants and presented a new strategy for determining if and when the city should apply for a grant.

Garbely presented grants that the engineering team was pursuing, and the group discussed the grant process and projects they are related to. **Garbely** noted the city was getting ready to work with two consultants that would provide direction on water projects for the next five years. **Sagor** noted how policy lanes could direct grant priorities.

Sagor shared a few other grants the city was considering pursuing. **Mayor Batey** noted other types of grants that don't align with Council goals, but the city should consider. The group discussed different ways the city could apply for grants. **Councilor Massey** asked about other departments pursuing grants and **Sagor** and **Garbely** noted which teams were pursuing grants, and which did not have capacity but were interested in grants.

Sagor introduced the city's new civil engineer, Tanya Battye.

3. Neighborhood Park Projects & Scott Park Site Visit – Discussion

Moore provided an update on the ongoing parks development that included background on how the three parks were designed and funded and noted the changes and expected completion date for Bowman Brae Park. **Mayor Batey** asked if the park openings were being delayed due to sod, **Moore** noted that seed was being used and that the

construction team hoped there would be time for the grass to be cut a couple of times before the rainy season set in. **Councilor Massey** asked about soft openings and **Moore** confirmed that all the parks would soft open once completed and that there were plans for a grand opening in the spring. **Moore** reported on the changes and timelines for Balfour Park and Scott Park.

Moore shared the current plan for a grand opening event for all three parks on March 8, 2025. **Mayor Batey** and **Moore** commented on why March 8 was selected.

Council participated in a site visit of Scott Park located at 10660 SE 21st Avenue.

4. Adjourn

Mayor Batey adjourned the meeting at 6:13 p.m.

Respectfully submitted,

Nicole Madigan, Deputy City Recorder

COUNCIL REGULAR SESSION

City Hall Council Chambers, 10501 SE Main Street
& Zoom Video Conference (www.milwaukieoregon.gov)

MINUTES

AUGUST 20, 2024

Council Present: Councilors Will Anderson, Adam Khosroabadi, Rebecca Stavenjord, and Council President Robert Massey, and Mayor Lisa Batey

Staff Present: Jospeh Briglio, Acting Assistant City Manager
Katie Gavares, Climate & Natural Resources Manager
Justin Gericke, City Attorney
Riley Gill, Environmental Services Coordinator
Vera Kolias, Senior Planner
Nicole Madigan, Deputy City Recorder
Peter Passarelli, Public Works Director
Emma Sagor, City Manager
Scott Stauffer, City Recorder

Mayor Batey called the meeting to order at 6:30 p.m.

1. CALL TO ORDER

A. Pledge of Allegiance.

B. Native Lands Acknowledgment.

2. ANNOUNCEMENTS

Mayor Batey reported that Sagor had been named Milwaukie's new city manager and **Sagor** expressed appreciation for the city and community and opportunity to serve.

Mayor Batey announced upcoming events, including neighborhood park concerts, a tour of the 3 Creeks Natural Area, the September First Friday event, the annual Sustainability Fair, and an open house for the Monroe Greenway project. **Councilor Stavenjord** noted youth-related activities planned for the Sustainability Fair.

Councilor Stavenjord read a Bee City themed Haiku poem.

3. PROCLAMATIONS AND AWARDS

A. None Scheduled.

4. SPECIAL REPORTS

A. Bee City USA Designation – Report

Passarelli introduced Gavares and discussed the proposal that the city seek Bee City USA designation through the Xerces Society program, noting that the Milwaukie Rotary Club wanted to work with the city on protecting pollinators. **Gavares** and **Passarelli** commented on the benefits of protecting bees and reviewed the Bee City USA designation requirements and commitments.

Councilor Stavenjord, Passarelli, and Mayor Batey remarked on whether other cities had banned neonicotinoids and how the city works to limit the use of pesticides. **Laura Rost**, Xerces Society Bee City USA Coordinator, explained how neonicotinoids had been regulated in different areas across the country.

Mayor Batey supported the proposal to become a Bee City USA city and noted pollinator protection efforts already taken around Milwaukie. **Sagor** thanked the Rotary and the city's Park and Recreation Board (PARB) for supporting the issue.

5. COMMUNITY COMMENTS

Mayor Batey reviewed the comment procedures. **Sagor** reported there was no follow-up report from the August 6 comments. No audience member wished to address Council.

6. CONSENT AGENDA

It was moved by **Councilor Anderson** and seconded by **Councilor Massey** to approve the Consent Agenda as presented.

A. City Council Meeting Minutes:

1. July 16, 2024, work session, and
2. July 16, 2024, regular session.

B. Resolution 43-2024: A resolution of the City Council of the City of Milwaukie, Oregon, making an appointment to the Public Safety Advisory Committee (PSAC).

C. Resolution 44-2024: A resolution of the City Council of the City of Milwaukie, Oregon, approving an employment agreement for city manager services.

Motion passed with the following vote: **Councilors Anderson, Khosroabadi, Massey, and Stavenjord** and **Mayor Batey** voting “aye.” [5:0]

7. BUSINESS ITEMS

A. Council Goal: Equity – Update

Santoyo Gutierrez and **Sagor** provided an overview of Council’s equity goal, noting work with a consultant and the Equity Steering Committee (ESC) to pursue and measure outcomes and objectives, and the status of the three tracks of the city’s Equity Plan.

The group discussed the affordable housing outcome and the development of metrics for equity goal outcomes. **Councilors Stavenjord, Khosroabadi, and Anderson** appreciated that the housing outcome had been prioritized and remarked on how the city could pursue land trust models for housing. **Mayor Batey, Santoyo Gutierrez,** and **Sagor** remarked on how the metrics do or could track renters. The group noted that the ESC would discuss the metrics in the coming weeks.

The group discussed the safe and welcoming community outcome, noting the importance of hearing from the ESC on the metrics, and how to expand the welcoming metrics.

The group discussed the neighborhood hubs and economic development related outcomes, and Council expressed interest in expanding the metrics beyond business input to include community groups. They noted the use of the city’s bi-annual community survey to collect data, the work of the Milwaukie Redevelopment Commission (MRC) in urban renewal work and partnering with other groups to measure outcomes.

The group discussed the changing climate outcomes, noting differences between emergency responses and proactive actions, and noting ongoing staff work related to climate. **Mayor Batey** and **Councilor Khosroabadi** supported the climate metrics and **Council President Massey** and **Councilor Anderson** suggested that non-emergency related metrics be developed.

The group discussed the government transparency outcome. **Mayor Batey** remarked on the potential for using the Milwaukie Leadership Academy program. **Councilor Stavenjord** appreciated the inclusion of youth engagement as an outcome. **Councilor Khosroabadi** remarked on how to measure the interactions of elected officials and the

public and **Councilor Anderson** commented on how to measure what groups attend meetings and engage with Council. The group discussed what public meeting agenda topics result in more community members attending and how to best communicate with the public about meetings.

The group discussed how to engage the public on the metrics, beyond the ESC, noting concerns about what groups regularly respond. **Sagor** summarized that Council was comfortable seeking just ESC input on the metrics now and asking the ESC for input on how to do broader public engagement.

Santoyo Gutierrez noted next steps in the equity goal work.

8. PUBLIC HEARING

B. Appeal of Planning Commission Approval of Land Use File #VR-2024-003 – Addition at 11932 SE 35th Avenue – Final Order, continued

Mayor Batey explained that the continued hearing was for Council to affirm the decision made during the appeal hearing on August 6, 2024, regular session.

Briglio and **Kolias** asked for Council feedback on the modified final order that had been prepared in response to the decision made by Council on August 6.

Council had no questions for staff and no objections to the final order prepared by staff.

Mayor Batey reviewed the state Land Use Board of Appeals (LUBA) appeal process.

9. COUNCIL REPORTS

A. Quarterly Council Budget Review – Report

Sagor explained that the quarterly review was in response to Council interest in having regular updates on the Council budget, and that as the fiscal year had just started there was nothing to report.

Council remarked on how Council has typically used the education and training budgets, and they discussed whether a policy on how Council should spend its funds be developed. It was Council consensus that staff should see if other cities have Council spending policies.

B. Council Reports

Councilor Stavenjord reported on recent deflection center work of the Clackamas County District Attorney (DA) Advisory Board.

Councilor Stavenjord presented a Clackamas County Coordinating Committee (C4) letter about the Interstate-205 (I-205) widening project for Council to consider signing. **Councilor Anderson** expressed concern about the letter and Council discussed whether the city should sign-on to the letter and/or follow-up with advocacy efforts on transportation issue.

Councilor Khosroabadi reported on meeting with the executive director of the North Clackamas Chamber of Commerce regarding a Milwaukie-focused business group and a representative of Habitat with Humanity regarding future housing projects.

Council President Massey reported a recent pre-audit meeting of the Audit Committee.

Councilor Anderson reported on the latest Transportation System Plan Advisory Committee (TSPAC) meeting.

Councilor Stavenjord, in follow-up to the C4 I-205 widening letter, recapped previous Milwaukie and C4 interactions on support for the project. **Councilor Anderson** commented on other transportation funding the state could focus on instead of widening I-205. Council discussed how to proceed on the letter request, and it was the Council consensus to authorize the use of the city's logo on the C4 I-205 widening letter.

Mayor Batey suggested Council discuss state transportation funding priorities at a future meeting and noted plans to coordinate with Councilor Stavenjord on land use policy input to be submitted to the state.

10. ADJOURNMENT

Mayor Batey announced that after the meeting Council would meet in executive session pursuant to Oregon Revised Statute (ORS) 192.660 (2)(d) to conduct deliberations with persons designated by the governing body to carry on labor negotiations, (h) to consult with counsel concerning the legal rights and duties of a public body with regard to current litigation or litigation likely to be filed, (f) to consider information or records that are exempt by law from public inspection, and (e) to conduct deliberations with persons designated by the governing body to negotiate real property transactions.

It was moved by Councilor Massey and seconded by Councilor Anderson to adjourn the Regular Session. Motion passed with the following vote: Councilors Abma, Khosroabadi, Massey, and Stavenjord and Mayor Batey voting “aye.” [5:0]

Mayor Batey adjourned the meeting at 9:05 p.m.

Respectfully submitted,

Scott Stauffer, City Recorder

COUNCIL STAFF REPORT

To: Mayor and City Council
Emma Sagor, Acting City Manager

Date Written: Sept. 19, 2024

Reviewed: Scott Stauffer, City Recorder

From: Nicole Madigan, Deputy City Recorder

Subject: **Appointments & Reappointments to the Public Safety Advisory Committee**

ACTION REQUESTED

As outlined in the Milwaukee Municipal Code (MMC), Council is asked to consider approving a resolution making appointments and reappointments to the Public Safety Advisory Committee (PSAC).

HISTORY OF PRIOR ACTIONS AND DISCUSSIONS

There are two individuals being nominated to the PSAC: one has been nominated by the Historic Milwaukee Neighborhood District Association (NDA), the other has been renominated by the Linwood NDA.

ANALYSIS

Authority to fill city boards and committee (BC) vacancies is granted to the Mayor and Council by Section 26 of the City Charter. To fill vacant NDA-nominated positions on PSAC, NDAs make appointment recommendations to Council, which considers and typically approves recommendations through the regular session consent agenda. Appointed individuals serve for a term length determined by the MMC. Upon the completion of a term, if the individual is eligible, they may be reappointed by Council to serve another term.

BC appointments are made when a term has expired or when a position has been vacated. BC terms expire on June 30, but appointments are also made as needed to fill vacancies.

All BC positions, except PSAC NDA representation positions, are term limited, meaning there is a limit to the number of times that members can be re-appointed. If appointed, it would be the Historic Milwaukee NDA representative's first time serving on PSAC, while the Linwood NDA representative would be serving for the third time.

BUDGET IMPACT

It is vital for the city to have functional BCs that reflect the community they support. By making the proposed appointments, Council is helping to ensure that the BCs can continue that vital work. The proposed BC appointments have no financial impact, however certain BCs have authority to make fiscal decisions recommendations.

CLIMATE IMPACT

Making appointments to BCs such as the Park and Recreation Board (PARB), Public Safety Advisory Committee (PSAC), and the Tree Board ensure we have robust representation of community voices that will help to shape and meet Milwaukee's climate goals.

EQUITY IMPACT

Staff strive to make participation with the city’s BCs as accessible as possible by holding hybrid meetings and offering BC applications translated into other languages.

WORKLOAD IMPACT

None.

COORDINATION, CONCURRENCE, OR DISSENT

The office of the city recorder (OCR) worked with the NDA staff liaison to confirm that the individual listed below would like to serve on PSAC.

STAFF RECOMMENDATION

Staff recommends making the following appointments:

Public Safety Advisory Committee (PSAC): two-year terms, limit of three consecutive terms for at-large members, no term limit for NDA representatives.

Position	Name	Term Start Date	Term End Date
5	Andy Fisher	10/01/2024	6/30/2026
9	Shimron Tubman	10/01/2024	6/30/2026

ALTERNATIVES

Council could decline to make the recommended appointment, which would result in a vacancy on the noted committee.

ATTACHMENTS

- 1. Resolution

COUNCIL RESOLUTION No.**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE, OREGON, MAKING APPOINTMENTS TO THE PUBLIC SAFETY ADVISORY COMMITTEE (PSAC).**

WHEREAS Milwaukie Charter Section 26 authorizes the Mayor, with the consent of the Council, to make appointments to boards and committees (BCs), and

WHEREAS the Milwaukie Municipal Code authorizes neighborhood district associations (NDAs) to nominate residents for certain BCs, and

WHEREAS there are vacancies on the PSAC, and

WHEREAS the individuals named below are eligible to serve, and

WHEREAS staff recommends the following qualified individuals be appointed and reappointed.

Public Safety Advisory Committee (PSAC):

Position	Name	Term Start Date	Term End Date
5	Andy Fisher	10/1/2024	6/30/2026
9	Shimron Tubman	10/1/2024	6/30/2026

Now, Therefore, be it Resolved by the City Council of the City of Milwaukie, Oregon, that the individuals named in this resolution are appointed to the identified committee of the City of Milwaukie for the term dates noted.

Introduced and adopted by the City Council on **October 1, 2024**.

This resolution is effective immediately.

ATTEST:

Lisa M. Batey, Mayor

APPROVED AS TO FORM:

Scott S. Stauffer, City Recorder

Justin D. Gericke, City Attorney

COUNCIL STAFF REPORT

To: Mayor and City Council
Emma Sagor, City Manager

Date Written: Sept. 23, 2024

Reviewed: Mandy Byrd, Development Project Manager

From: Joseph Briglio, Community Development Director

Subject: **Pathways to Removing Obstacles (PRO) Housing Grant Partnership**

ACTION REQUESTED

Council is asked to authorize the city to work in partnership with Clackamas County's Housing and Community Development Division on a United States Department of Housing and Urban Development (HUD) Pathways to Removing Obstacles (PRO) Housing grant to support the Hillside Park Redevelopment Project Phase II and Sparrow Site predevelopment projects.

ANALYSIS**Background**

Consistent with housing trends in Clackamas County, and throughout the State of Oregon, the City of Milwaukie struggles with a lack of affordable housing supply. In response to this shortage, the city adopted the 2018-2023 Milwaukie Affordable Housing Strategy (MHAS) and 2023 Housing Production Strategy (HPS). Both strategy documents identify housing production action items, several of which have been adopted including: a construction excise tax (CET) to fund affordable housing development; a land bank strategy to purchase sites for potential development; and a partnership with the Oregon Housing and Community Services Department establishing a city-funded tenant rent assistance program.

Clackamas County has shown regional leadership in housing production by implementing the county's Metro Affordable Housing Bond program, spearheading the redevelopment of Housing Authority-owned properties to increase the quantity and quality of affordable housing, and developing a homeless services continuum of care for Clackamas County residents.

Therefore, staff are seeking authorization to apply for \$6.5 million in HUD PRO Housing grant funds in partnership with Clackamas County Housing and Community Development Division, to support two affordable housing development projects currently in predevelopment, and to provide affordable homeownership opportunities in the City of Milwaukie.

The HUD PRO Housing grant funds will address three key barriers to affordable housing production: (1) lack of available land for multifamily housing in the City of Milwaukie, (2) limited public subsidy for affordable housing production, and (3) preservation of existing and lack of potential affordable homeownership opportunities.

Next Steps

Upon Council authorization, staff will move forward in partnership with the county on the HUD PRO funding application.

BUDGET IMPACT

A HUD PRO Housing grant award of \$6.5 million will directly go towards funding three Milwaukie projects:

1. \$3.5 million to fund Phase 2 of the Hillside Park Redevelopment, an approximately 225-unit affordable housing project in predevelopment,
2. \$2 million to explore and possibly fund the acquisition of properties for affordable homeownership, and
3. \$1 million to fund predevelopment work for the Sparrow Street project, a 1.98-acre property purchased by the City of Milwaukie for affordable housing.

CLIMATE IMPACT

The city's 2023 climate goals update indicated that transportation emissions amount to 52% of Milwaukie's total emissions. Transit Oriented Development (TOD) housing projects, like Hillside and the Sparrow Site have the potential to mitigate transportation-related carbon emissions by promoting access to alternative and public transportation.

Additionally, city-wide preservation of the tree canopy and sustainable and energy efficient design and construction methods will also have a positive climate impact.

EQUITY IMPACT

In a process co-developed through the city manager's office and led by a consultant from Equity Analytics Group, the city is developing equity indicators to track five outcomes identified uplifted in the Milwaukie Community Vision. The first one, "Milwaukie residents enjoy affordable housing," is a community-wide outcome jointly identified by Council and the city's Equity Steering Committee (ESC).

The housing crisis has a disproportional impact on marginalized populations. Affordable housing opportunities at Hillside Phase 2, at the scattered site land banking properties, and at the Sparrow Site, could/will create much needed affordable housing for underserved community members. This will promote the city's equity goals by creating housing units affordable to a more diverse population.

WORKLOAD IMPACT

The city's assistant city manager, community development director, and development project manager will work together to facilitate this project.

COORDINATION, CONCURRENCE, OR DISSENT

The assistant city manager, community development director, and development project manager have coordinated on this effort.

STAFF RECOMMENDATION

Staff is seeking Council authorization, through adoption of the attached resolution, to proceed with a partnership with Clackamas County on the HUD PRO grant application.

ATTACHMENTS

1. Resolution

COUNCIL RESOLUTION No.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE, OREGON, AUTHORIZING A PARTNERSHIP BETWEEN THE CITY AND CLACKAMAS COUNTY TO SUBMIT A GRANT APPLICATION FOR FEDERAL PATHWAYS TO REMOVING OBSTACLES (PRO) HOUSING FUNDS TO FUND AFFORDABLE HOUSING DEVELOPMENT IN MILWAUKIE.

WHEREAS the City of Milwaukie, Clackamas County, Metro, and the State of Oregon have prioritized affordable housing, and

WHEREAS Clackamas County has invited the City of Milwaukie to partner in applying for federal grant funds to help pay for affordable housing in Milwaukie.

Now, Therefore, be it Resolved by the City Council of the City of Milwaukie, Oregon, that the city manager or their designee is authorized to partner with the Clackamas County Department of Housing and Community Development to apply for United States Department of Housing and Urban Development (HUD) Pathways to Removing Obstacles (PRO) Housing funds to support affordable projects housing in Milwaukie.

Introduced and adopted by the City Council on **October 1, 2024.**

This resolution is effective immediately.

Lisa Batey, Mayor

APPROVED AS TO FORM:

ATTEST:

Scott S. Stauffer, City Recorder

Justin D. Gericke, City Attorney