

MINUTES
MILWAUKIE CITY COUNCIL WORK SESSION
SEPTEMBER 6, 2011

Mayor Ferguson called the work session to order at 5:00 p.m. in the City Hall Conference Room.

Council Present: Council President Greg Chaimov and Councilors Dave Hedges, Joe Loomis, and Mike Miller

Staff Present: City Manager Bill Monahan, City Recorder Pat DuVal, Assistant to the City Manager Teri Bankhead, Planning Director Katie Mangle, Community Services Director JoAnn Herrigel, Public Affairs Coordinator Grady Wheeler, Program Coordinator Beth Ragel, Finance Director Richard Seals, Civil Engineer Zach Weigel, and Engineering Director Gary Parkin

Media: Molly Harbarger, *The Oregonian* and Raymond Rendlemen, *The Clackamas Review*

City Manager's Report

Mr. Monahan noted changes to the regular session agenda including TriMet funding. He distributed an interim communication plan for baseball prepared by Mr. Wheeler. Points of contact were Mayor Ferguson and Mr. Wheeler for a consistent message. The group discussed efforts employed prior to hiring a professional team and the wisdom of moving the dates. Direction was to follow the dates on an interim basis and then adjust them based on the professional firms' advice.

TriMet Funding

Mayor Ferguson excused himself from the discussion, and Council President Chaimov presided.

Council President Chaimov understood the direction was that the majority of the City Council was in favor of a process in which Milwaukie would make annual payments to TriMet and spread over a period of years. He understood the goal was to pay TriMet from increasing property tax revenues and not reduce current programs or staff levels. City Council would need to know if the City reached the point of having to reduce staff or services or find other ways to make the TriMet payments happen.

Councilor Hedges was not happy with taking money out of the general fund or any fund. He promised that if the City borrowed the money it went to a vote. He did not think the City would raise enough revenues, and there was no fat to cut.

Council President Chaimov said the question was how do we get to the point of making that decision. It was not necessary now to cut staff or services to make the payments. The only sensible way was to borrow the \$5 million and not take it out of services. He did not feel there was enough information to make a decision.

Mr. Monahan recommended getting all the questions on the table and then ask them of TriMet.

Mr. Asher noted the payment was due about one year from now.

Councilor Hedges observed there was nothing in the agreement holding to a firm and rigid accounting for the expenditure of the \$5 million.

Councilor Miller wanted accounting from TriMet on how the money was spent as he believed the citizens would demand. What would happen if the City did not pay the \$5 million? He saw raising taxes or cutting services as the only two solutions. It should be up to the citizens to make that decision. He did not believe TriMet wanted the negative publicity of suing the City of Milwaukie.

Councilor Loomis wanted to explore what kind of deal TriMet would offer. The City had an obligation and must find the most palatable way of doing it.

Councilor Miller asked Mr. Seals when the City would run out of money providing its current levels of services.

Mr. Seals said on June 2014 the ending fund balance would drop below policy levels or by fiscal year 2015. Permit fees could be applied to the first couple of years and buy up to 2015 if TriMet were reasonable.

Mr. Monahan said they will discuss this again at the September 27, 2011 study session.

The group discussed the Memorandum of Understanding with TriMet for the Triangle Site Development.

CCFD #1 Update on Precision Castparts Incident

CCFD #1 Deputy Chief Fred Charlton updated the City Council on the May 11 and 12, 2011 incident and lessons learned on. It took approximately 29 hours to mitigate the incident and make the community safe. Since that event they had gone through a formal debriefing and looked at the event from a global perspective including policy implications and public notifications. He discussed regional hazmat response and plume modeling.

Council President Chaimov asked if the City might have any policy changes to make a better process.

Deputy Chief Charlton said that Chief Jordan did a fantastic job as the City Liaison and was at the command center all night. The reverse 911 system was tested. They found it was important to educate the public on how to sign up for the service and continue proactive work with citizens on what the different messages meant.

Councilor Hedges asked how emergency shelters could be more active. He understood that during the incident they were looking to use emergency shelters in Happy Valley and not local shelters in Milwaukie.

Deputy Chief Charlton was not aware of that but would look into it. He discussed the central role played by Red Cross.

Councilor Loomis thanked the Fire District and Police Department and thought things went as smoothly as possible.

Mr. Monahan discussed the upcoming exercise on November 2 and announced a training opportunity sponsored by the County for public officials on October 6.

Community Development and Planning Activities

Mr. Asher noted recent developments in the Kellogg for Coho Initiative.

Ms. Mangle highlighted three projects: application by the Ukrainian Bible Church for a minor expansion that will go to the Planning Commission; letters to affected property owners by the recently adopted Natural Resource amendments; and an electronic signs code fix project that will likely be before the City Council in October.

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Continue Manager's Report

Mr. Monahan discussed Neighborhood Leadership meetings as related to Oregon Public Meetings laws.

Mr. Ramis said the issue was whether the Neighborhood District Associations (NDAs) were advisory to the City Council or not and how they operated.

Council President Chaimov said his preference would be to ask the leadership group how it wanted to be treated, and if it was an advisory body, to work within those limitations.

Councilor Miller agreed.

Councilor Hedges said it was something the leadership needed to sort out and determine how to operate.

Councilor Loomis suggested it might be a good topic for the next work session.

Natural Step

Mr. Monahan asked how the City Council wished to proceed with the Natural Step program.

Councilor Hedges replied the earlier session was lively but seemed like a sales pitch to provide more training. He was not sure the City would gain anything from that particular group.

Councilor Miller agreed. He appreciated that there was group dedicated to sustainability, but there was a financial commitment to continuing.

Mayor Ferguson appreciated the opportunity to participate in the session, but there was not a lot more the City could pursue right now. He thought the Natural Step Program should be on hold until there was more enthusiasm from the Planning Commission and the Design and Landmarks Committee. He thought it was not necessary to do any further training at this time.

Mr. Monahan said the City will continue the work of the Sustainability Team and encourage their continued efforts.

Mayor Ferguson said that Governor Kitzhaber appointed him to the Oregon Passenger Rail Council, and he would be representing Clackamas County and Southeast Portland.

Harrison Street Water Main Replacement Project Update

Mr. Parkin reported project costs were greater than the budget, and additional funds must be allocated from system development charge (SDC) funds in a supplemental budget to follow.

Mr. Weigel outlined the background of the project that replaced old 6-inch line with an 8-inch line. This project was being done to prepare for the quiet zone project and also was the first phase of the Harrison Street reconstruction project that would start next summer. The Water Operations Department chose this project because it was experiencing an increased need for plus it needed to be repaired prior to reconstruction. The original estimate was \$320,000, which was approved in the Capital Improvement Plan (CIP). After extending the project limits to better align with the quiet zone improvements, the estimate rose to \$523,000. The bids came back at \$572,000, which left \$187,000 that could be made up by the Water SDC fund in the supplemental budget process in December.

Council President Chaimov asked if this was vetted with members of the Budget Review Committee. It seemed it was a project that the City needed to undertake, but he was concerned there had not been citizen involvement in reviewing budget concerns.

Mr. Parkin replied the matter had not been considered by the Budget Review Board. It had been discussed with the Mr. Seals and staff only.

Mr. Monahan said the City Council would be voting on the contract award, but there was also an expectation that the supplemental budget would be approved later this year. He described the implications if the award were not approved which included missing out on this bidding cycle.

Councilor Loomis supported approving the contract tonight.

Councilor Hedges asked why the estimate was so far off and would we be depleting contingency?

Mr. Weigel said the reason for the major difference in costs was because they extended the length of the project to accommodate the quiet zone instead of waiting until the next fiscal year when it was scheduled.

Mr. Parkin said the full scope of the entire project had not changed, but the scope for this year had.

Councilor Hedges agreed the City should go ahead and do the project.

Mr. Miller asked if there was a plan to restore the contingency fund next year.

Mr. Parkin explained the money would come from the SDC fund and not the contingency fund.

Mayor Ferguson would vote in favor of approving the contract.

Mr. Ramis advised removing it from the consent agenda for discussion.

Mayor Ferguson adjourned the work session at 6:26 p.m.

Respectfully submitted,

Pat DuVal, Recorder

WORK SESSION

**MILWAUKIE CITY COUNCIL
WORK SESSION
SEPTEMBER 6, 2011**

MILWAUKIE CITY HALL

Conference Room
10722 SE Main Street

WORK SESSION – 5:00 p.m.

A light dinner will be served

Discussion Items:

	<u>Time</u>	<u>Topic</u>	<u>Presenter</u>	<u>Page #</u>
1.	5:00 p.m.	City Manager's Report	Bill Monahan	
2.	5:30 p.m.	CCFD#1 Update on Precision Castparts Incident	Fred Charlton, Deputy Chief	1
3.	6:00 p.m.	Adjournment		

EXECUTIVE SESSION – 6:00 p.m.

The Milwaukie City Council will meet in executive session pursuant to ORS 192.660(2)(e) to deliberate with persons designated by the governing body to negotiate real property transactions

Information

Executive Session: The Milwaukie City Council may meet in executive session pursuant to ORS 192.660(2). All discussions are confidential and those present may disclose nothing from the Session. Representatives of the news media are allowed to attend Executive Sessions as provided by ORS 192.660(3) but must not disclose any information discussed. No Executive Session may be held for the purpose of taking any final action or making any final decision. Executive Sessions are closed to the public.

Public Notice

- The Council may vote in work session on non-legislative issues.
- The time listed for each discussion item is approximate. The actual time at which each item is considered may change due to the length of time devoted to the one previous to it.
- The Council requests that all pagers and cell phones be either set on silent mode or turned off during the meeting.
- The City of Milwaukie is committed to providing equal access to information and public meetings per the Americans with Disabilities (ADA). If you need special accommodations, please call 503.786.7502 or email ocr@ci.milwaukie.or.us at least 48 hours prior to the meeting.



Agenda Item: 2. Work Session
Meeting Date: September 6, 2011

COUNCIL AGENDA ITEM SUMMARY

Issue/Agenda Title: CCFD#1 Update on Precision Castparts Incident

Prepared By: Bill Monahan

Dept. Head Approval: Bill Monahan

City Mgr. Approval: Bill Monahan

ISSUE BEFORE THE COUNCIL

A briefing of Council by CCFD#1 regarding the emergency event at Precision Castparts.

STAFF RECOMMENDATION

Provide an opportunity for Deputy Chief Fred Charlton to brief the Council.

KEY FACTS & INFORMATION SUMMARY

On May 11, 2011, CCFD#1 and our Police responded to an As yCouncil will recall, a leak at the plant resulted in a cloud of chemical that drifted over neighboring properties in Portland. Subsequent news reports questioned whether the reverse 911 telephone system was properly deployed. It was Chief Bob Jordan's opinion that the incident was managed well by emergency responders.

CCFD#1 Deputy Chief Fred Charlton will attend the work session to provide an overview of the incident, the challenges faced by responders, and follow-up that has occurred since the event.

OTHER ALTERNATIVES CONSIDERED

Take no action.

CITY COUNCIL GOALS

n/a

ATTACHMENT LIST

n/a

FISCAL NOTES