

MILWAUKIE  
CITY COUNCIL MEETING  
April 21, 1980  
7 p.m.

COUNCIL CHAMBERS

1358th Meeting

The one thousand three hundred fifty-eighth meeting of the Council of the City of Milwaukie, Oregon, was held at 7 p.m. on April 21, 1980, with the following councilpersons present:

Anne Nickel

Robert Ewald

Joy Burgess

Mayor Allen Manuel

Absent: Mel Paulson (excused)

Also present:

Kenneth S. Whorton, City Mgr.

Dorothy E. Farrell, Sec'y

Steven Hall, P.W. Director

The invocation was given by the Reverend Howard E. Harmon, Clackamas Park Friends Church, and the Pledge of Allegiance was recited.

PUBLIC HEARING - INCREASED WATER AND SEWER RATES - RESOLUTION  
NUMBER 23-1980

Staff report was given by City Manager; this is the second step in a three-step program over a three-year period.

Public hearing was declared open at 7:08 p.m. No correspondence has been received.

Jim Backenstos, 3626 SE Harrison, said the matter should be thoroughly explained to citizens.

Henry Ingle, 3800 SE Filbert, said the minimum amount for the minimum rate is too low, so people can't keep from going over the minimum.

Public hearing was declared closed at 7:15 p.m.

It was Council consensus that more press releases go out explaining the raise in rates. It was MOVED by Nickel, SECONDED by Ewald, to read Resolution Number 23-1980 (A RESOLUTION ESTABLISHING RATES FOR WATER AND SEWER USE) by title only. MOTION CARRIED unanimously by those present. It was MOVED by Nickel, SECONDED by Ewald, to adopt Resolution 23-1980.

AUDIENCE PARTICIPATION

1. Public Works Director introduced Topaz Faulkner, newly-appointed Assistant Planning Director.

2. James Backenstos, 3626 SE Harrison, said relative to computer planning as far as the new city is concerned, he doesn't intend to go ahead and pay for a pig in a poke until we see it realized.

3. Arnold Callan, 12012 SE Wood Avenue, said the Marine Board, which allocates funds for projects, has by-passed Milwaukie, and he feels this can be laid at the door of the city administration. Manager said he would reply by letter, with a copy to Council, but briefly, he had not considered Marine Board funds for the city's waterfront project, because it is his understanding they are not available for this purpose; what the city is considering is Port of Portland revenue bonds.

4. James Backenstos, 3626 SE Harrison, asked "How we are going as far as the Finance Department? Are we making any progress? Are we doing anything worthwhile?" Manager reported on recruitment process for Finance Director. Backenstos said he wants City Manager at the helm of the city, directing it, and doing his job full time.

5. Jim Tomlin, 4762 SE Logus Road, congratulated the Council for their courtesy and silence in response to the last two speakers; said the Manager is doing a good job and should be congratulated instead of having to listen to harassment.

#### PAYMENT OF BILLS

It was MOVED by Nickel, SECONDED by Burgess, that the bills listed for April 21, 1980 payment be approved for payment. MOTION CARRIED unanimously by those present.

#### REQUEST FROM N.C. JR. BASEBALL ASSOCIATION FOR TEAM SPONSORSHIP

Officers of North Clackamas Junior Baseball Association (formerly Milwaukie Kids, Inc.) have written letter, received April 16, asking the city to sponsor two baseball teams; sponsor contributions are \$150 per team. It was MOVED by Nickel, SECONDED by Ewald, that the city sponsor two teams, and contribute \$300. MOTION CARRIED unanimously by those present. Burgess asked for a legal opinion as to such use of city funds.

#### RESOLUTION NUMBER 24-1980 - LENGTH OF COUNCIL MEETINGS

It was Council consensus to amend the resolution as presented, so the second paragraph reads: "BE IT FURTHER RESOLVED that meetings of the City Council shall conclude by 10 p.m. However, if there is one or more public hearings on the agenda, then the 11 p.m. closing time will apply. The meeting can always be extended by a three-fifths affirmative vote of the Council." It was MOVED by Nickel, SECONDED by Ewald, to read Resolution Number 24-1980 (A RESOLUTION OF THE COUNCIL OF THE CITY OF MILWAUKIE, AMENDING RESOLUTION NO. 16-1979 REGARDING COUNCIL MEETINGS) by title only. MOTION CARRIED unanimously by those present. It was MOVED by Burgess, SECONDED by Nickel, to adopt Resolution 24-1980. It was MOVED by Burgess, SECONDED by Nickel, to amend the motion to include the amendment to the resolution set out above. On the amending motion, MOTION CARRIED unanimously by those present. On the motion to adopt, MOTION CARRIED unanimously by those present.

#### DEVELOPMENT OF COMPUTERIZED PERSONNEL LINK

Administrative Assistant to City Manager has written memo, dated April 11, 1980, concerning development of computerized personnel link with Clackamas County Civil Service/Personnel. It was MOVED by Nickel, SECONDED by Ewald, to authorize the preliminary grant application for the computerized personnel link. MOTION CARRIED unanimously by those present.

#### CONTRACT WITH AAA RE MILWAUKIE CENTER RENOVATION

Manager explained the Area Agency on Aging had some unused funds and solicited proposals for small amounts of money. The city has need for a storage cabinet at The Milwaukie Center; the contract is for \$250 to build that cabinet. There is one change on the last page, paragraph 15; where the paragraph specifies the city shall carry \$500,000 insurance, AAA has agreed to accept the city's present \$300,000 coverage. It was MOVED by Nickel, SECONDED by

Burgess, to approve the contract with AAA with the change in insurance from \$500,000 to \$300,000. MOTION CARRIED unanimously by those present.

(Meeting recessed at 8:30 p.m., reconvened at 8:40 p.m. with all present.)

#### RECOMMENDATIONS REGARDING OPERATION OF MILWAUKIE CENTER

Center Development Advisory Committee has sent memo, dated April 7, 1980, with recommendations regarding the operation of The Milwaukie Center, and memo dated April 7, 1980, concerning recommendations regarding the composition of the Center Advisory Board. There will be a work session on the recommendations at 7 p.m. Tuesday, May 6, 1980.

#### WORK SESSION ON TRANSIT STATION

There will be a work session with representatives of Tri-Met and Metro at 7 p.m. Monday, May 12, to discuss proposed transit station in downtown Milwaukie.

#### ORDINANCE ON SHORT FORM COMPLAINT AND CITATION

It was MOVED by Burgess, SECONDED by Nickel, to read (AN ORDINANCE OF THE CITY OF MILWAUKIE, OREGON, AMENDING ORDINANCE NO. 1380 AUTHORIZING USE OF THE SHORT-FORM UNIFORM COMPLAINT AND CITATION METHOD FOR MINOR OFFENSES IN MUNICIPAL COURT AND REPEALING ORDINANCE NO. 1434) the first time by title only. MOTION CARRIED unanimously by those present. The ordinance was tabled until the next regular Council meeting for second reading.

#### VERBAL REPORT BY PLANNING DIRECTOR ON REQUEST FOR ACKNOWLEDGEMENT OF COMPREHENSIVE PLAN BY LCDC

Public Works/Planning Director reported LCDC had objection to two of the city's goals. He reported on time schedule; hopefully the city's entire plan will be acknowledged by July, 1980.

#### PROCLAMATION - NATIONAL MUSIC WEEK

Mayor read proclamation setting the week of May 4-11, 1980 as National Music Week.

#### CONSENT AGENDA

- a) Approval of minutes - April 7, 1980 Council meeting
- b) Report on use of city vehicles

It was MOVED by Nickel, SECONDED by Burgess, to adopt the Consent Agenda. MOTION CARRIED unanimously by those present.

- b) Manager has written report, dated April 17, 1980, on use of city-owned vehicles.

#### OTHER BUSINESS

1. There was discussion of the city's dogwood plaque, and how it is decided to whom it should be presented. It was Council consensus a policy should be established on presentation of plaques. It was Council consensus that a plaque should be prepared for Cy Nims, who retired as Planning Director in December, and that he should be invited to a Council meeting for presentation.

2. Staff was asked to request a written opinion from the Attorney General on use of The Milwaukie Center for city meetings.
3. Ewald asked for enforcement of the city's ordinance on towing vehicles parked over 72 hours.
4. Ewald asked for a report on follow-up on the city's Traffic Safety Study; Public Works Director responded.

POLICY ON DELIVERY OF AGENDA PACKETS

It was MOVED by Ewald, SECONDED by Nickel, that the Council adopt a policy of delivering agenda packets to City Council by police car; that all other agenda packets for advisory committees or commissions be delivered to the police station where they may be picked up by the committeemember. MOTION CARRIED unanimously by those present.

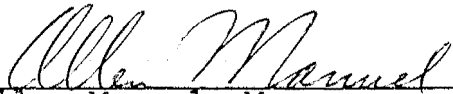
EXECUTIVE SESSION

The meeting went into executive session, under ORS 192.660 (1)(b) and (d) to discuss personnel matters and labor negotiations.


APPROVAL OF CONTRACT WITH MILWAUKIE EMPLOYEES ASSOCIATION

Meeting went back into regular session at 10:12 p.m., and it was MOVED by Nickel, SECONDED by Burgess, to accept the contract with the Milwaukie Employees Association, and authorize the Mayor and Manager to sign the contract. MOTION CARRIED unanimously by those present.

The meeting adjourned at 10:15 p.m.

  
 Allen Manuel, Mayor

ATTEST:

  
 Dorothy E. Farrell, Secretary

MILWAUKIE  
CITY COUNCIL AGENDA  
April 21, 1980  
7 p.m.

COUNCIL CHAMBERS

1358th Meeting

I. CALL TO ORDER

- a) Call to Order
- b) Invocation - The Reverend Howard E. Harmon, Clackamas  
Park Friends Church
- c) Pledge of Allegiance

II. PUBLIC HEARING - Increased Water and Sewer Rates

- a) Resolution No. \_\_\_\_\_ - Water and Sewer Rates

III. AUDIENCE PARTICIPATION

IV. LEGISLATION

Payment of Bills

- a) Request from N.C. Jr. Baseball Assn. for Team Sponsorship
- b) Resolution No. \_\_\_\_\_ - Length of Council Meetings
- c) Development of Computerized Personnel Link
- d) Contract with AAA re Milwaukie Center Renovation
- e) Recommendations Regarding Operation of Milwaukie Center
- f) Ordinance No. \_\_\_\_\_ - Short Form Complaint and Citation
- g) Verbal Report by Planning Director on Request for Acknowledgement of Comprehensive Plan by LCDC
- h) Proclamation - National Music Week
- i) Labor Relations
  - 1) General Employees
  - 2) Police
  - 3) Management

V. CONSENT AGENDA

- a) Approval of Minutes - April 7, 1980 Council meeting
- b) Report on Use of City Vehicles

VI. OTHER BUSINESS

VII. ADJOURNMENT

EXECUTIVE SESSION - Under ORS 192.660 (1)(b) and (d) to discuss personnel matters and labor negotiations