



by Burgess, SECONDED by Ewald, that the City Council approve the Center Building Use and Rental Policy as submitted, and request further research and study on the possibly of restrictions on political activity, to be submitted at the next Council meeting for review as a possible amendment. MOTION CARRIED with the following roll-call vote: AYES: Paulson, Manuel, Burgess and Ewald. ABSTAIN: Nickel. Nickel asked that the following statement be included in the minutes: "Because I disagree with Council action in rejecting the Center Advisory Committee recommendations and the restrictions Council placed on staff in developing Center policy, I abstain from voting on this motion."

ORDINANCE NUMBER 1462 - AMENDING FIRE CODE - SECOND READING

It was MOVED by Nickel, SECONDED by Paulson, to read Ordinance Number 1462 (AN ORDINANCE OF THE CITY OF MILWAUKIE AMENDING ORDINANCE NUMBER 1433 ADOPTING THE UNIFORM FIRE CODE, 1976 EDITION) the second time by title only. MOTION CARRIED unanimously. It was MOVED by Nickel, SECONDED by Burgess, to adopt Ordinance 1462. Ordinance 1462 was put on its passage with the following roll-call vote: AYES: Paulson, Nickel, Manuel, Burgess and Ewald. NOES: None. Ordinance 1462 passed the Council and was so declared by the Mayor.

RESOLUTION NUMBER 28-1980 - INTERNATIONAL WAY L.I.D. STORM DRAIN EXEMPTION

Public Works Director explained that since the developers of the property installed utilities greater than required for that specific property, they should not be assessed for future capital improvements for storm drainage systems. It was MOVED by Nickel, SECONDED by Paulson, to read Resolution Number 28-1980 (A RESOLUTION OF THE COUNCIL OF THE CITY OF MILWAUKIE EXEMPTING CERTAIN PROPERTY FROM FUTURE STORM DRAINAGE ASSESSMENTS) by title only. MOTION CARRIED unanimously. It was MOVED by Nickel, SECONDED by Burgess, to adopt Resolution 28-1980. MOTION CARRIED unanimously.

LETTER FROM LEGISLATURE RE BOUNDARY COMMISSION FUNDING

Members of Legislature have written letter, dated May 23, 1980, asking that local governments contribute 20% of the amount necessary to fund the Portland Metropolitan Area Boundary Commission for fiscal year 1980-81. Milwaukie's share would be \$546. It was MOVED by Burgess, SECONDED by Paulson, that the City Council direct staff to write the Boundary Commission and notify them that the Council does not wish to participate in this local share funding because of budgetary constraints. MOTION CARRIED with the following roll-call vote: AYES: Paulson, Nickel, Burgess and Ewald. NOES: Manuel.

(Meeting recessed at 8:44 p.m., reconvened at 8:52 p.m. with all present.)

(Nickel left meeting at 8:50 p.m.)

VERBAL REPORT ON BLOCK GRANT FUNDS PROGRAM

Administrative Assistant to City Manager reported on HUD Block Grant program for housing rehabilitation.

CONTRACT AWARD - CUL-DE-SAC AND PARKING, FURNBERG PARK

Public Works Director and Parks and Recreation Superintendent have written memoranda, dated May 29 and May 28, 1980, concerning bid award for paving for Furnberg Park. It was MOVED by Ewald, SECONDED by Burgess, to accept the bid of Willamette Western Corporation in the amount of \$9869 for paving cul-de-sac and parking lot at Furnberg Park, and accept the funding recommendation in May 28 memo from Parks and Recreation Superintendent and May 29 memo from Public Works Director on Furnberg and Scott Parks, authorizing staff to expend the funds. MOTION CARRIED unanimously by those present.

ORDINANCE ON SECURING VACANT STRUCTURES

It was MOVED by Manuel, SECONDED by Paulson, to read (AN ORDINANCE OF THE CITY OF MILWAUKIE PROVIDING MINIMUM STANDARDS FOR SECURING VACANT STRUCTURES) the first time by title only, with the addition of an emergency clause. MOTION CARRIED unanimously by those present. The ordinance will be read the second time at the next Council meeting.

RECOMMENDATION REGARDING CITY GASOLINE SUPPLY

Public Works Director has written memorandum, dated May 28, 1980, concerning alternatives for city gasoline supplies. It was MOVED by Paulson, SECONDED by Burgess, to adopt alternative three, moving all facilities to 40th and Harvey and placing a surcharge on all gasoline for non-public works use to recoup funds expended from shop construction reserve account. MOTION CARRIED unanimously by those present.

PROPOSED ASSESSMENT FOR JOHNSON CREEK LOCAL IMPROVEMENT DISTRICT

Public Works Director has written memorandum, dated May 29, 1980, concerning proposed assessment against city property for Phase I of Johnson Creek Local Improvement District. Metro has sent out correction notices, saying the estimated millage rate is \$.462 per \$1000 of total assessed value, rather than \$.376. The total estimated assessment for the 11 parcels belonging to the City of Milwaukie would be \$838.99.

It was MOVED by Burgess, SECONDED by Ewald, that the city request an exemption from the assessment. MOTION FAILED to pass with the following roll-call vote: AYES: Burgess and Ewald. NOES: Manuel. ABSTAIN: Paulson. Public Works Director said he assumes then that the city will have no comment back to Metro; Mayor confirmed that is the case.

REQUEST FOR SPECIAL MEETING

Manager requests special meeting late in June for the purpose of paying last-minute bills. Staff was asked to find out whether Council can authorize the City Manager to pay the bills and get later confirmation from the Council.

PETITION FOR VACATION OF A PORTION OF SE WISTER STREET

Mark Lewis, 11708 SE 35th, has presented a petition signed by abutting property owners requesting vacation of SE Wister Street from SE 35th Avenue to a point 112.5 feet east. It was MOVED by

Manuel, SECONDED by Burgess, that the matter go the Planning Commission for their review and recommendation. MOTION CARRIED unanimously by those present.

#### AGREEMENT FOR RIGHT-OF-WAY SERVICES

State Highway Division has sent letter, dated May 21, 1980, with attached Right-of-Way Service Agreement for the Oatfield Road at Lake Road and the Clackamas Highway-33rd Avenue project at Harrison Street. It was MOVED by Burgess, SECONDED by Ewald, to authorize signing of the Right-of-Way Agreements with the state. MOTION CARRIED unanimously by those present.

#### RESOLUTION NUMBER 29-1980 - AUTHORIZING SIGNATURES ON CHECKS

It was MOVED by Burgess, SECONDED by Paulson, to read Resolution Number 29-1980 (A RESOLUTION OF THE COUNCIL OF THE CITY OF MILWAUKIE REPEALING RESOLUTION NUMBER 20-1980 AND AUTHORIZING SIGNATURES ON CITY OF MILWAUKIE CHECKS) by title only. MOTION CARRIED unanimously by those present. It was MOVED by Burgess, SECONDED by Ewald, to adopt Resolution 29-1980. MOTION CARRIED unanimously by those present.

#### CONSENT AGENDA

- a) Approval of Minutes - May 19, 1980 Council meeting
  - b) Final Payment - Lake Road Bikepath
- It was MOVED by Paulson, SECONDED by Burgess, to adopt the Consent Agenda. MOTION CARRIED unanimously by those present.
- b) Public Works Director recommends final release of retainage funds to Dick's Concrete for \$3437.50 for Lake Road Bikepath and Main Street Sidewalk.

#### OTHER BUSINESS

1. Tri-Met will be dedicating its new line #70 at 9 a.m. Monday, June 9, at Main and Jackson Streets.
2. Manager said some time next week there may be a need for a special Council meeting to pass consolidation petitions on to the Boundary Commission.
3. Council will be meeting with downtown merchants at 7 p.m. June 19, 1980, in the Council Chambers.

#### APPOINTMENT TO CIVIL SERVICE COMMISSION

It was MOVED by Burgess, SECONDED by Ewald, to appoint Don Gardner, 12209 SE 38th, to the "at-large" position on the Civil Service Commission, and Charles Sirianni, 11836 SE 34th, to the "labor" position. MOTION CARRIED unanimously by those present.

The labor representative was chosen from six applicants submitted by the city's bargaining groups, as follows:

- Eldon Smith
- Ralph Johnson
- Charles Sirianni
- Wayne Winter
- Donald Badley
- Joe Richter, Jr.

Winter, Badley and Richter were invited to the interviews, but were unable to be present.

The meeting adjourned at 10 p.m.

Allen Manuel  
Allen Manuel, Mayor

ATTEST:

Dorothy E. Farrell, Secretary

HEF163

*[Faint, illegible handwritten notes]*



MILWAUKIE  
CITY COUNCIL AGENDA  
June 2, 1980  
7 p.m.

6 p.m. INTERVIEWS WITH APPLICANTS FOR CIVIL SERVICE COMMISSION APPOINTMENT

COUNCIL CHAMBERS

1361st Meeting

- I. CALL TO ORDER
  - a) Call to Order
  - b) Invocation - Chaplain Louis Buckley, Milwaukie First Baptist Church
  - c) Pledge of Allegiance
- II. PUBLIC HEARING - (None)
- III. AUDIENCE PARTICIPATION
  - a) Presentation of plaque to Cy Nims, former Planning Director
- IV. LEGISLATION
  - a) Payment of Bills
  - b) Center Building Use Policies
  - c) Ordinance No. \_\_\_\_\_ - Amending Fire Code (2nd reading)
  - d) Resolution No. \_\_\_\_\_ - Int'l Way L.I.D. Storm Drain Exemption
  - e) Letter from Legislature re Boundary Commission Funding
  - f) Verbal Report on Block Grant Funds Program
  - g) Contract award - Cul-de-sac and Parking - Furnberg Park
  - h) Ordinance No. \_\_\_\_\_ - Sealing Abandoned Houses
  - i) Recommendation re City Gasoline Supply
  - j) Johnson Creek L.I.D. Assessment
  - k) Request for Special Council Meeting
  - l) Street Vacation Request
  - m) Agreement for Right-of-Way Services
  - n) Resolution No. \_\_\_\_\_ - Authorizing Signatures on Checks
- V. CONSENT AGENDA
  - a) Approval of Minutes - May 19, 1980 Council meeting
  - b) Final Payment - Lake Road Bikepath
- VI. OTHER BUSINESS
- VII. ADJOURNMENT