

## CITY COUNCIL MEETING

May 16, 1977

7 p.m.

COUNCIL CHAMBERS1290th Meeting

The one thousand two hundred ninetieth meeting of the Council of the City of Milwaukie, Oregon, was held on the 16th day of May, 1977, with the following councilpersons present:

|                    |                    |
|--------------------|--------------------|
| Allen Manuel       | Joy Burgess        |
| Charles E. Swan    | Mayor Bill E. Hupp |
| Jerry N. Hutchison |                    |

Also present:

|                                |                               |
|--------------------------------|-------------------------------|
| Harold L. Schilling, City Mgr. | Dorothy E. Farrell, Secretary |
| Myer Avedovech, City Attorney  |                               |

The invocation was given by Councilman Swan, and the Pledge of Allegiance was recited.

CONSENT CALENDAR

- a) Approval of minutes - April 28, 1977 and May 2, 1977
- b) Transmittal regarding Police Department
- c) Traffic Engineering and Safety Survey Grant application
- d) Letter from PGE regarding street lights
- e) Hatfield newsletter
- f) Corps of Engineers Studygram
- g) Answer - Borosek v. Milwaukie
- h) Community Development office address
- i) News release regarding community assessment

It was MOVED by Swan, SECONDED by Burgess, to adopt the consent calendar.

- b) Frank and Gino Mello have sent copy of article from High School newspaper, titled "Pull over Joe," by Gino Mello.
- c) Manager has sent memo, dated May 12, concerning traffic engineering and safety survey grant application, with a copy of the grant application.
- d) Portland General Electric has sent letter, dated April 22, in response to city's letter dated April 18, concerning street lighting. There was discussion of safety factors versus energy conservation.
- e) Senator Hatfield has sent Council newsletter for April, 1977, concerning Oregon agriculture and the drought.
- f) Army Corps of Engineers has sent Columbia River and tributaries Studygram dated April 28, 1977.
- g) Council has received copy of Answer and Affirmative Defense in the case of Borosek vs. Milwaukie.
- h) Community Development Coordinator has sent memo, dated May 9, giving his new address and phone number.
- i) News Release has been sent out, dated May 5, concerning Community Assessment by Clackamas High students.

MOTION CARRIED unanimously.

AUDIENCE PARTICIPATION TRI-MET

The representative from GRAG who had asked to speak to the Council was unable to attend the meeting, and this item will be rescheduled.

NEIGHBORHOOD COUNCIL REPORTS

Neighborhood Council 1 has sent memo, dated May 11, with recommendation on police reserves. Staff was asked to report on number of hours volunteers work, value of the program to the city, as well as cost of furnishing uniforms.

REQUEST FOR ANNEXATION

Len Osborn, 13460 Applegate Terrace, Oregon City, has petitioned for annexation of property known as 9505 SE 55th. It was MOVED by Burgess, SECONDED by Swan, to refer the petition to the Planning Commission for review and recommendation. MOTION CARRIED unanimously.

CORRESPONDENCE

1. Youth Alternatives Program has sent letter dated May 2, requesting \$5000 of revenue sharing funds for 77-78. It was MOVED by Hupp, SECONDED by Hutchison, to refer the letter to the Budget Committee. MOTION CARRIED unanimously. As requested by the program director, a letter of intent to consider the request will be sent.

2. Treasurer of Anderson Die & Mfg. Co. has sent letter, dated May 7, concerning late charge on business license. There is no provision in the city's ordinance for relief of delinquency charges.

It was MOVED by Hupp to request staff to prepare an amendment to the ordinance giving Council the leeway to judge individual cases. MOTION FAILED for lack of a second.

It was MOVED by Hutchison, SECONDED by Hupp, to notify Anderson Die that in accordance with the ordinance the Council does not have authority to waive individual late fees. MOTION CARRIED unanimously.

3. Clackamas County Repertory Theatre has sent letter, dated May 4, requesting funds from the city for operation of the program. Mayor stated the program would be given consideration for revenue sharing funds.

4. Marty Rose, Teacher, Milwaukie Head Start, has sent letter dated May 5, with more information on a previous request from Milwaukie Head Start parents for funds to complete payment for their children's swimming lessons. It will be referred to the Budget Committee.

5. Senator Hatfield has sent letter, dated May 4, concerning Oregon drought conditions.

MEMO RE SENIOR CITIZEN AIDE

City Manager has written memo, dated May 12, suggesting a possible way to provide support services to senior citizens. Staff is to check the possibility of the County stationing an individual in Milwaukie to act as an advocate for Milwaukie citizens.

WATER QUALITY - JOHNSON CREEK AND KELLOGG CREEK

City Manager has written memo, dated May 12, concerning water quality in Johnson Creek and Kellogg Creek. Department of Environmental Quality has written letter, dated April 29, concerning Johnson Creek, and letter dated May 9 concerning Kellogg Creek.

Manager has received a map outlining the Johnson Creek drainage basin, and a study will be made to see where the worst pollution is originating.

WATER MANAGEMENT PLAN - ORDINANCE NUMBER 1365

Manager has written memo, dated May 12, concerning the city's proposed water management plan. Historically Milwaukie has purchased from Clackamas Water District during the summer when the city has difficulty meeting water demands. However, Clackamas may not have surplus water this summer. Discussions have begun with Portland for an intertie for surplus water.

It was MOVED by Swan, SECONDED by Burgess, to read Ordinance Number 1365 (AN ORDINANCE REPEALING ORDINANCE NUMBER 451 AND DECLARING AN EMERGENCY) the first time by title only, as amended by the Council, removing sections 2 and 3. MOTION CARRIED unanimously. It was MOVED by Hutchison, SECONDED by Burgess, to read Ordinance 1365 the second time by title only. MOTION CARRIED unanimously. It was MOVED by Burgess, SECONDED by Hutchison, to adopt Ordinance 1365, as amended. Ordinance 1365 was put on its passage with the following roll-call vote: AYES: Manuel, Swan, Burgess, Hutchison and Hupp. NOES: None. Ordinance 1365 passed the Council and was so declared by the Mayor.

Staff was asked to prepare a resolution for Council consideration at the next meeting, asking voluntary compliance with water conservation methods. A special issue of the city newsletter will highlight the necessity of water conservation. It was MOVED by Manuel, SECONDED by Hutchison, to notify the citizens we are going to institute voluntary water conservation. MOTION CARRIED unanimously.

(Meeting recessed at 8:15 p.m., reconvened at 8:25 p.m. with all present.)

ZC-77-2 - RECOMMENDATION FROM PLANNING COMMISSION

Planning Commission recommends denial of ZC-77-2, request to change zone from R-7, Single Family Residential, to A-3, Apartment Residential, on the north side of King Road at 5001 block. Attached to recommendation are Planning Commission minutes, staff reports, and transcripts of March 22 and April 26 Planning Commission meetings.

It was MOVED by Hupp, SECONDED by Burgess, to approve the recommendation of the Planning Commission and deny the zone change, based on the Planning Commission findings. MOTION CARRIED unanimously.

MEMO REGARDING DEFECTIVE SIDEWALKS

Council has received memo from Manager, dated May 2, listing defective sidewalks at the following locations:

- 2959 SE Monroe
- 2919 SE Monroe
- 2817 SE Monroe
- 2802 SE Monroe.

It was MOVED by Hutchison, SECONDED by Burgess, that it be the finding of the Council that these designated areas are, in fact, a problem, and need to be fixed, and direct the City Manager to take the necessary and proper steps. MOTION CARRIED unanimously.

OTHER BUSINESS

1. Councilman Hutchison reminded Council that at a work session on goals there was discussion of establishing a committee to review existing city ordinances. It was MOVED by Hutchison, SECONDED by Manuel, to direct staff to draft a resolution for Council consideration that would bring into existence a committee to study existing ordinances with the primary emphasis on cleaning out deadwood and de-regulating wherever possible and desirable. MOTION CARRIED unanimously.

2. Councilwoman Burgess stated she was elected Chairperson of the Growth Management Task Force for Clackamas County.

3. There was discussion of lack of action on riverfront development. It was MOVED by Manuel, SECONDED by Burgess, that the currently constituted Riverfront Development Committee be made a subcommittee of the Parks and Recreation Commission, and the City Council will make five appointments. MOTION CARRIED unanimously. A letter will be sent to those on the current Riverfront Development Committee, inviting them to reapply for membership on the new group. There was discussion of hiring a consultant to develop a plan for the riverfront as a whole. Staff was asked to get the name of the landscape architect who planned Alderbrook, at Brush Prairie.

4. There was discussion of proposed CRAG dues. It was Council consensus to support the same dues as last year.

5. There will be a meeting of the Coalition of Social Services at 7:30 p.m. May 19 to discuss their proposed budget.

6. State Parks Department has awarded \$67,000 in grant funds for North Clackamas Park ball diamond.

7. Milwaukie is mentioned 12 times in a 1977 publication called "Organization and Operation of Neighborhood Councils."

8. A tally has been kept of those expressing interest in the Community Development Block Grant loan program--a substantial number who have responded heard about the program through the city newsletter.

9. Parks and Recreation Commission is having an open house picnic at North Clackamas Park Saturday, May 21.

PAYMENT OF BILLS

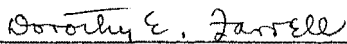
It was MOVED by Hutchison, SECONDED by Burgess, that the bills listed for May 16, 1977 payment be approved for payment. MOTION CARRIED unanimously.

EXECUTIVE SESSION

Meeting adjourned to Executive Session on Fire Department bargaining, at 9:50 p.m., under ORS 192.660 (2)(a).

  
Bill Hupp, Mayor

ATTEST:

  
Dorothy E. Farrell, Secretary

CITY COUNCIL AGENDA  
 May 16, 1977  
 7 p.m.

COUNCIL CHAMBERS1290th MEETING

1. CALL TO ORDER
2. INVOCATION - The Reverend Richard Madden, Milwaukie Presbyterian Church
3. PLEDGE OF ALLEGIANCE
4. CONSENT CALENDAR
  - a. Approval of minutes - April 28, 1977 and May 2, 1977
  - b. Transmittal regarding Police Department
  - c. Traffic Engineering and Safety Survey Grant application
  - d. Letter from PGE regarding street lights
  - e. Hatfield newsletter
  - f. Corps of Engineers Studygram
  - g. Answer - Borosek v. Milwaukie
  - h. Community Development office address
  - i. News release regarding community assessment
5. AUDIENCE PARTICIPATION
  - a. Tri-Met representatives
6. NEIGHBORHOOD COUNCIL REPORTS
  - a. Memo from NC #1 regarding police reserves
7. CORRESPONDENCE
  - a. Request for annexation from Osborn
  - b. Letter from YAP - funding request
  - c. Letter from Anderson Die regarding business license
  - d. Letter from Clackamas County Repertory Theater - funding request
  - e. Letter from Head Start - funding request
  - f. Letter from Senator Hatfield regarding drought emergency
8. OLD BUSINESS
  - a. Memo regarding Senior Citizen aide
  - b. Johnson Creek water quality follow-up
9. CONSIDERATION
  - a. Water Management Plan  
Ordinance No. \_\_\_\_\_ - Regulating outside water use
  - b. ZC-77-2 - Recommendation from Planning Commission
  - c. Memo regarding defective sidewalks
10. OTHER BUSINESS
11. PAYMENT OF BILLS
12. ADJOURNMENT