

CITY COUNCIL MEETING
August 15, 1977
7 p.m.

COUNCIL CHAMBERS

1296th Meeting

The one thousand two hundred ninety-sixth meeting of the Council of the City of Milwaukie, Oregon, was held on the 15th day of August, 1977, with the following councilpersons present:

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

Also present:

Harold L. Schilling, City Mgr.	Myer Avedovech, City Atty.
Donald Oblander, Finance Direct.	Dorothy E. Farrell, Sec'y.
Steven Hall, Dir. of P.W.	

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

CONSENT CALENDAR

- a) Approval of minutes - July 25, 27, 28, and August 1, 1977
- b) Letter from League of Oregon Cities regarding Congress of Cities.
- c) Letter from Library Consultant to Clackamas County Commission
- d) Progress payment to K & R Plumbing - Roswell Street storm sewers
- e) Progress payment - Lake Road bikeway
- f) North Clackamas Park group reservations list

It was MOVED by Burgess, SECONDED by Swan, to accept the Consent Calendar. MOTION CARRIED unanimously.

- b) League of Oregon Cities has sent letter, dated August 2, with information about plans for the Oregon delegation to the 1977 Congress of Cities of the National League of Cities, December 3 to 7, 1977, in San Francisco.
- c) Phyllis I. Dalton, Library Consultant, has sent letter to Clackamas County Commission, dated August 1, with copy sent to City Manager, concerning assessed values as they relate to the distribution of funds to be received from the library serial levy.
- d) Stevens Thompson & Runyan, Engineers, and City Manager have recommended monthly payment estimate No. 1 for work under contract with K & R Plumbing Construction Company on storm sewers on Roswell Street, in the amount of \$4960.62.
- e) Public Works Department and City Manager recommend progress payment No. 3 to Wes Notz Excavating, Inc. on Lake Road Bikeway, in the amount of \$20,413.51.
- f) Council has received list of reservations made by various organizations for use of North Clackamas Park facilities through July.

EMPLOYEE RESIDENCE REQUIREMENTS

It was MOVED by Swan, SECONDED by Hutchison, to ask the City Attorney to prepare an ordinance that indicates new employees must live within a 20-minute response time, if they are subject to emergency callback; that present employees subject to emergency callback will not be required to move into the 20-minute response time area until they plan to move from a present residence. MOTION CARRIED with the following roll-call vote: AYES: Manuel, Swan, Hutchison and Hupp. NOES: Burgess

PARKS AND RECREATION APPOINTMENTS

George Van Bergen has written letter, dated July 22, 1977, saying he does not wish to be considered for reappointment to the Parks and Recreation Commission. Frank Mello has called the Manager's office and indicated he would be interested in being appointed to the Commission. Betty Haglan, Chairman of the Commission, has recommended Marian Beckman be reappointed. Staff was asked to bring back to Council former applications for appointment. Neighborhood Councils have been asked to solicit applicants.

ORDINANCE NUMBER 1371 - REDUCED SEWER RATES

It was MOVED by Burgess, SECONDED by Manuel, to read Ordinance Number 1371 (AN ORDINANCE ESTABLISHING SEWER RATE REDUCTIONS FOR CERTAIN LOW-INCOME UTILITY CUSTOMERS, AND DECLARING AN EMERGENCY) the first time by title only. MOTION CARRIED unanimously. It was MOVED by Burgess, SECONDED by Hutchison, to read Ordinance 1371 the second time by title only. MOTION CARRIED unanimously. It was MOVED by Burgess, SECONDED by Manuel, to adopt Ordinance 1371. Ordinance 1371 was put on its passage with the following roll-call vote: AYES: Manuel, Swan, Burgess, Hutchison and Hupp. NOES: None. Ordinance 1371 passed the Council and was so declared by the Mayor.

Staff was asked to prepare rules and regulations for administering the ordinance, for Council review at the next meeting.

REPORT ON FALSE ALARMS

At the last meeting question was raised as to the substantial increase in false alarms as shown in the quarterly report. Manager has written memo on the subject, dated August 12, 1977.

PETITION FOR ANNEXATION - ALLEN AND HARRIS INVESTMENTS - SOUTH OF LARK STREET AND WEST OF RIVER ROAD

Planning staff has forwarded petition for annexation from Allen and Harris Investments, and recommends that the petition be referred to the Planning Commission for consideration. This is the same property, south of Lark Street and west of River Road, originally proposed for annexation to Oak Lodge Water District, which city initially opposed. After a meeting of city staff, Boundary Commission, Oak Lodge Water District, and the developer, Planning and Public Works staff recommend city withdraw objection to the annexation of the property to the Oak Lodge Water District.

It was MOVED by Swan, SECONDED by Hutchison, that city withdraw its opposition to annexation to Oak Lodge Water District. MOTION CARRIED unanimously.

It was MOVED by Hutchison, SECONDED by Hupp, to accept staff recommendation that the annexation petition be referred to the Planning Commission. MOTION CARRIED unanimously.

SUPPLEMENTAL BUDGET HEARING - RESOLUTION NUMBER 39-1977

Public hearing on supplemental budget was declared open at 8 p.m. It was Council consensus that an item for possible purchase of Police Reserves uniforms, included in the proposed resolution

under Fiscal Assistance Fund, Capital Outlay (operational equipment), be impounded, to be released at the discretion of City Council.

No correspondence has been received concerning the supplemental budget, except a letter from Milwaukie Loaves and Fishes, dated August 12, stating Loaves and Fishes will pledge \$10,000 to help in equipping a kitchen in a senior citizen complex, if EDA funds allow construction of such a complex. There was discussion of agreement with the school district on use of EDA funds. The following audience members spoke on the issue:

Sara Hite, representing Loaves and Fishes
 Blanche Manley, Treasurer, Loaves and Fishes
 Alena Bentley, volunteer, Loaves and Fishes
 Ron Hite, 11421 SE 30th
 Lana McCullough
 John Palmer, 6224 Aspen
 Eloise Hobson, 9416 SE Winsor Drive
 Susan Pittman, volunteer, Loaves and Fishes, asked if

Milwaukie would give Loaves and Fishes a plot of ground at North Clackamas Park, saying if they had the ground they could build a senior citizen center.

Public hearing was declared closed at 9:05 p.m.

It was MOVED by Burgess, SECONDED by Hutchison, to read Resolution Number 39-1977 (A RESOLUTION ADOPTING A 1977-78 SUPPLEMENTAL BUDGET AND MAKING APPROPRIATIONS) by title only. MOTION CARRIED unanimously. It was MOVED by Burgess, SECONDED by Swan, to adopt Resolution 39-1977. MOTION CARRIED unanimously.

RESOLUTION NUMBER 40-1977 - SEWER SERVICE FEES

Finance Director has written memo, dated August 12, explaining reasons for proposing an amendment to recently-adopted sewer rate resolution, Number 38-1977. It was MOVED by Burgess, SECONDED by Swan, to read Resolution Number 40-1977 (A RESOLUTION REPEALING RESOLUTION NUMBER 38-1977, AMENDING RESOLUTION NUMBER 65-1968, AND ESTABLISHING MONTHLY SEWER SERVICE FEES) by title only.

It was MOVED by Burgess, SECONDED by Hupp, to amend the resolution by changing section 6 (b) to read "...or \$7000 for two or more." On the amending motion, MOTION CARRIED with the following roll-call vote: AYES: Manuel, Burgess and Hupp. NOES: Hutchison and Swan.

On the original motion, MOTION CARRIED unanimously.

It was MOVED by Hutchison, SECONDED by Swan, to adopt Resolution No. 40-1977. MOTION CARRIED unanimously.

(Meeting recessed at 9:25 p.m., reconvened at 9:32 p.m. with all present.)

RATIFICATION OF EDA PLANNING TARGET PRIORITIES

It was MOVED by Hutchison, SECONDED by Burgess, to approve two priorities for EDA funding: water system and junior high school remodeling. MOTION CARRIED unanimously.

It was MOVED by Manuel, SECONDED by Burgess, to file a protest letter with EDA on the way the EDA entered into the negotiation

between city and school district as to the listing of priority projects, and that the city request consideration for additional funding from any surplus funds. MOTION CARRIED unanimously.

RESOLUTION NUMBER 41-1977 - POLICE PETTY CASH FUND

It was MOVED by Hutchison, SECONDED by Swan, to read Resolution Number 41-1977 (A RESOLUTION INCREASING THE PETTY CASH FUND OF THE POLICE DEPARTMENT OF THE CITY OF MILWAUKIE BY TRANSFER OF \$25 FROM THE GENERAL FUND ACCOUNT) by title only. MOTION CARRIED unanimously. It was MOVED by Hutchison, SECONDED by Swan, to adopt Resolution 41-1977. MOTION CARRIED unanimously.

DATE OF FIRST SEPTEMBER MEETING

It was MOVED by Hupp, SECONDED by Burgess, that the first September meeting be held on September 6. MOTION CARRIED unanimously.

MEMO REGARDING COMPREHENSIVE PLANNING STEERING COMMITTEE

In June City Council enlarged membership on Comprehensive Planning Steering Committee to include a representative from each recognized county planning organization in the city's planning study area. Four of these planning organizations have designated persons to serve in this capacity. It was MOVED by Swan, SECONDED by Burgess to appoint the following people, representing the following organizations, to the Comprehensive Planning Steering Committee:

Dianne Salsbury - Oak Grove Community Council
 Elaine Barnhart, North Clackamas Citizens Association
 Ralph Clifford, Alder Hill Organization
 Harry Carpenter, Overland Park Neighborhood League

MOTION CARRIED with the following roll-call vote: AYES: Manuel, Swan, Burgess and Hutchison. NOES: Hupp.

CONTRACT FOR UNLEADED GAS

It was MOVED by Hutchison, SECONDED by Swan, to accept the low bid by J. M. Bernard's Garage based upon the initial bid of 55.9 cents per gallon, and authorize execution of one-year contract to provide unleaded regular gasoline to the Milwaukie Police Department. MOTION CARRIED unanimously.

LEASE AGREEMENT FOR TENNIS COURT AT SETH LEWELLING SCHOOL

It was MOVED by Swan, SECONDED by Hupp, to authorize signature of lease agreement with North Clackamas School District for property on which the city will construct a tennis court. MOTION CARRIED unanimously.

OTHER BUSINESS

1. Councilwoman Burgess reminded Council a work session is necessary to consider changes in civil service section of charter.
2. Councilwoman Burgess asked that Daniel Brothers be required to cut blackberries on their property north of the railroad trestle.
3. Councilwoman Burgess mentioned there are three chuckholes on Wren between 22nd and River Road.

City Council Meeting

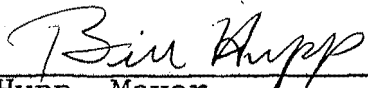
August 15, 1977

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PAYMENT OF BILLS

It was MOVED by Swan, SECONDED by Hutchison, that the bills listed for August 15 payment be approved for payment. MOTION CARRIED unanimously.

The meeting adjourned at 10:10 p.m.



Bill Hupp, Mayor

ATTEST:



Dorothy E. Farrell, Secretary

CITY COUNCIL AGENDA
August 15, 1977
7:00 p.m.

COUNCIL CHAMBERS

1296th Meeting

1. CALL TO ORDER
2. INVOCATION - The Reverend Orval Clay, Battin Baptist Church
3. PLEDGE OF ALLEGIANCE
4. CONSENT CALENDAR
 - a) Approval of minutes - July 25, 27, 28, and August 1, 1977
 - b) Letter from League of Oregon Cities regarding Congress of Cities
 - c) Letter from Library Consultant to Clackamas County Commission
 - d) Progress payment to K & R Plumbing - Roswell Street storm sewers
 - e) Progress payment - Lake Road bikeway
 - f) North Clackamas Park group reservations list
5. AUDIENCE PARTICIPATION
6. NEIGHBORHOOD COUNCIL REPORTS
7. CORRESPONDENCE
8. PUBLIC HEARING - Supplemental Budget - Resolution No. 39-1977
9. OLD BUSINESS
 - a) Employee residency requirements
 - b) Letter and memo regarding Parks and Recreation appointments
 - c) Ordinance No. 1391 - Reduced Sewer Rates
 - d) Report on false alarms
 - e) Annexation petition - Sam Allen (south of Lark Street at River Road)
 - f) Resolution No. 40-1977 - Amendment to Sewer Rate Resolution
 - g) Ratification of EDA planning target priorities
10. CONSIDERATION
 - a) Resolution No. 41-1977 - Police petty cash
 - b) Date of first September meeting
 - c) Memo regarding Comprehensive Planning Steering Committee
 - d) Contract for unleaded gas
 - e) Contract for tennis court at Seth Lewelling School
11. OTHER BUSINESS
12. PAYMENT OF BILLS
13. ADJOURNMENT

SALEM: Local Government Center
1201 Court Street N.E.
P.O. Box 928, Salem 97308
Telephone: (503) 588-6466

City Council Agenda
EUGENE Hendricks Hall
University of Oregon
P.O. Box 3177, Eugene 97403
Telephone: (503) 686-5232

League of Oregon Cities

Salem, Oregon
August 2, 1977

- To: (1) Mayors and City Managers of Oregon Cities
(2) Other City Officials

This letter contains information about plans for the Oregon delegation to the 1977 Congress of Cities of the National League of Cities, December 3-7, 1977, in San Francisco. We would appreciate it if you would make this information available to any members of your council or other officials of your city who may be planning to attend.

In response to requests from a number of Oregon officials that the Oregon group be housed in the same hotel, we have made arrangements for a block of rooms to be reserved at the Hyatt on Union Square Hotel for Oregon delegates. Therefore, if any of the delegates from your city wish to obtain rooms in this block, they should indicate on their hotel reservation forms that their first choice is the Hyatt on Union Square and that the room is to be part of the Oregon block. Reservation requests for rooms in the Oregon block must be received by NLC by November 1, 1977; after that date, delegates will be assigned wherever space is available. Second and third choices for accommodations should also be indicated.

Advance registration information is included with this letter. It indicates that registrations postmarked by September 1 will cost only \$125, compared with \$150 for registrations postmarked after that date. However, NLC has agreed to extend the September 1 deadline to September 15 for the Oregon delegation. Therefore, registrations postmarked by September 15 will cost \$125; after that date, they will cost \$150.

We are also tentatively planning a breakfast for the Oregon delegation on Wednesday morning, December 7, the day of the annual business meeting. The purpose of the breakfast would be to review activities of the resolutions committee and NLC policy committees in order to, insofar as possible, develop an Oregon position on issues scheduled for formal action at the business session. If officials from your city would be interested in participating in such a breakfast, please return the enclosed postcard so that we may make tentative arrangements for the breakfast. There would be a charge for the breakfast.

There are no discounts for group travel between Portland and San Francisco. Therefore, each city will need to make arrangements for its own officials to travel either by air or car to the meeting site.

OFFICERS: Ellen C. Lowe, councilwoman, Salem,
past president • Charles R. Jordan, commissioner, Port-
land, vice president • C. Dean Smith, city manager,
Astoria, treasurer

DIRECTORS: Mayor Ronald L. Bryant, Redmond • Mayor Richard T. Carruthers, Hammond, Immediate
past president • Mayor Lawrence P. Gray, Hermiston • Mayor R. A. Keller, Eugene • Eldon
S. Mills, city manager, Hillsboro • Jack R. Nelson, councilman, Beaverton • Mayor Ronet Paddock,
Oakridge • Mayor Gary Prickett, Ashland • James Richards, councilman, Bay City

August 2, 1977
Page 2

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We will appreciate being kept advised of city officials from your city who will attend the Congress of Cities so that we can effectively coordinate arrangements for the Oregon delegation.

Sincerely,

Stephen C. Bauer

Stephen C. Bauer
Executive Director

SCB:bas
Enclosures

Agenda
4c

MRS. PHYLLIS I. DALTON
LIBRARY CONSULTANT

2589 Garden Highway
Sacramento, California 95833

Telephone
(916) 929-0292

August 1, 1977

Mr. Robert Schumacher, Chairman
Clackamas County Commission
Clackamas County Courthouse
Oregon City, Oregon 97045

Dear Mr. Schumacher:

On July 26, 1977, I met with Mr. Don Oblander, City of Milwaukie, to discuss assessed values as they relate to the distribution of funds to be received from the library serial levy. This matter is set forth in the letter to you of July 15, 1977, from Mr. Harold L. Schilling, Milwaukie City Manager.

I agree with the recommendation made in the letter that the formula calculation and the final figures for the grants be withheld until the current accurate information is available, probably no earlier than September, 1977. The contracts should not be submitted for signature until the true calculations have been made for the Base Refunds for all nine city libraries and the Equalization Grants have been determined.

As far as the population figures are concerned, the latest published population data should be used. This population data will be the comparable population figures for all nine cities available from Portland State University, Center for Population Research and Census at the time the Equalization Grants are determined.

Sincerely yours,
Phyllis I. Dalton

Phyllis I. Dalton
Library Consultant

- cc Mr. Stan Skoko
- Mr. Ralph Groener
- Mr. Harold L. Schilling, City Manager, Milwaukie
- Mr. Don Oblander

Copies to the City Managers of: Sandy, Estacada, Gladstone,
West Linn, Oregon City, Lake Oswego, Canby, Molalla



Stevens, Thompson & Runyan, Inc.

Engineers / Planners

5505 S.E. MILWAUKIE AVE. • BOX 02201 • PORTLAND, ORE. 97202 • TELEPHONE (503) 234-0721

agenda

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PT-M380-203

August 8, 1977

Mr. Harold L. Schilling
City Manager
City Hall
Milwaukie, Oregon 97222

Subject: Storm Sewers - Census Tract 209, City Project No. 202 -
Schedule 2 HUD Grant No. B-76-DS-41-0003

Dear Mr. Schilling:

We submit below montly payment estimate No. 1 for work performed to date on the above project under contract with K&R Plumbing Construction Company:

Value of work to date	\$ 5,221.70
Less Retainage	<u>261.08</u>
Amount Earned	4,960.62
Less Previously Paid	<u>0.00</u>
Amount Due	4,960.62

Very truly yours,

STEVENS, THOMPSON & RUNYAN, INC.

Ralph V. Core, P.E.
Manager, Construction Services

RVC:mlc

cc: K&R Plumbing Company
Don Thornbrue

APPROVAL RECOMMENDED

HAROLD L. SCHILLING

PM

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City of Milwaukee
Storm Sewers
City Project No. 202
Schedule 2 - Roswell Street

Monthly Estimate No. 1 for July 1977

Item	Estim. Quant.	U.P.	Pay Quant. Mo. Total	Amount
1. 36" RCP C1.3	1,240 l.f.	25.85	202 202	5,221.70
2. 36" RCP C1.4	353 l.f.	28.20		
3. 33" RCP C1.4	76 l.f.	27.00		
4. 33" RCP C1.3	261 l.f.	24.00		
5. 15" CSP T&G	672 l.f.	12.00		
6. 12" CSP T&G	578 l.f.	12.00		
7. Manholes				
a.) Standard A	11 ea.	700.00		
b.) Shallow B	2 ea.	575.00		
8. Tees				
a.) 36x8	2 ea.	150.00		
b.) 33x8	4 ea.	150.00		
c.) 12x8	2 ea.	50.00		
9. C1.B Bedding				
a.) 36"	200 l.f.	1.75		
b.) 33"	125 l.f.	1.75		
c.) 15"	100 l.f.	1.50		
d.) 12"	50 l.f.	1.50		
e.) 10"	50 l.f.	1.50		
f.) 8"	100 l.f.	1.50		
10. Select backfill	450 c.y.	6.50		
11. A/C pavement	380 s.y.	9.00		

City of Milwaukee
Storm Sewers
City Project No. 202
Schedule 2 - Roswell Street

4d
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Monthly Estimate No. 1 for July 1977

Item	Estim. Quant.	U.P.	Pay Quant. Mo. Total	Amount
12. Catch basin	21 ea.	310.00		
13. Inlet pipe				
a.) 10"	90 l.f.	6.75		
b.) 8"	295 l.f.	6.50		
14. Stubouts				
a.) 30"	1 ea.	80.00		
b.) 10"	3 ea.	50.00		
c.) 8"	4 ea.	45.00		

5,221.70

CITY OF MILWAUKIE
M E M O R A N D U M

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Date: August 11, 1977

TO: City Manager/City Council
FROM: Public Works Department
SUBJECT: Progress payment No. 3
Lake Road Bikeway

Pursuant to the requirements of the contract between the City of Milwaukee and Wes Notz Excavating, Inc. the following progress payment is submitted indicating the amount due this contractor:

	PREVIOUS PAYM'T	TOTAL TO DATE/AM'T DUE	
Value of Work completed	\$10,046.00	\$31,533.90	\$21,487.90
Less 5% retainage	502.30	1,576.70	1,074.40
TOTALS	<u>\$ 9,543.70</u>	<u>\$29,957.20</u>	<u>\$20,413.51</u>

APPROVAL RECOMMENDED


HAROLD L. SCHILLING

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SCHEDULE OF PRICES
for
CONSTRUCTION OF BIKEWAY
LAKE ROAD
MILWAUKIE, OREGON

ITEM NO.	DESCRIPTION	UNIT	TOTAL UNITS	UNIT COST	TOTAL FOR ITEM
1.	Type B Asphaltic Concrete	ton	-0-	29.50	-0-
2.	10" Diameter traffic buttons	each	-0-	6.50	-0-
3.	Painting and striping	lin. ft.	-0-	.06	-0-
4.	3/4" - 0" Crushed rock - in place	cu. yd.	895.70	7.00	6269.70
5.	Clearing and grubbing	Lump sum	-0-	1850.00	-0-
6.	Curb Ramps	each	-0-	70.00	-0-
7.	6' wide Side walk	lin. ft.	-0-	1.00	-0-
8.	Curbing	lin. ft.	-0-	3.25	-0-
9.	12" Storm Drain	lin. ft.	798	7.00	5586.00
10.	15" Storm Drain	lin. ft.	797	8.00	6376.00
11.	18" Storm Drain	lin. ft.	1078	9.00	9702.00
12.	Manholes, complete	each	6	600.00	3600.00
13.	Catch Basins, complete	each	-0-	275.00	-0-
TOTAL BID - LAKE ROAD					\$31,533.90

MEMORANDUM

48
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August 12, 1977


TO: HONORABLE MAYOR AND CITY COUNCIL
PARKS AND RECREATION COMMISSION

FROM: CITY MANAGER

SUBJECT: North Clackamas Park

I am passing along for your information reservations made by various organizations for use of North Clackamas Park facilities through July, 1977.

This outline does not include the many multiple use reservations of the several youth baseball organizations that depend on the North Clackamas ball diamond for their regular season events.


Harold L. Schilling
City Manager

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Attachment

NORTH CLACKAMAS PARK GROUP RESERVATIONS - 1977

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APRIL:

Milwaukie Junior High - Softball field
Wadhams & Company - Softball field
Sunnyside Medical Center - Softball
Omark Industries - Softball
Cub Scouts #144 - Softball/Picnic
Lewis & Clark Law School -

MAY:

Sunnyside Medical Center - Softball
High Flyers Girls Softball
Milwaukie Junior High - Softball/Track
Berkeley Pump Company - Softball
PARC - Shelter
Omark Industries - Softball
Wadhams & Company - Softball
LDS Church, Gladstone Ward - Softball
Dahlin Dental Laboratory - Softball
Cub Scouts #144 - Shelter/Softball
Milwaukie Mavericks - Horse Arena
North Clackamas Softball League
Kids Inc. - Softball
Clackamas High School Drill Team - Shelter
Linwood Church of Christ - Softball
Cub Scout #561 - Softball/Shelter
Milwaukie Lutheran Pre-school - Shelter
Tri-City Baptist Temple - Softball/Shelter
Clackamas County Youth Comm. - Softball/Shelter

JUNE:

Clackamas Elementary - Shelter
Bible Temple - Shelter
Kids Inc - Softball
North Clackamas District #12 - Shelter
Milwaukie Mavericks - Horse Arena
American Legion - Northwest meadow
Sunnyside School - Shelter
Linwood Church of Christ - Softball
North Oak Grove School - Shelter
Berkeley Pump Company - Softball
High Flyers Girls Softball
Concordia Lutheran Church - Shelter
Oak Grove Bible Church - Picnic
Omark Industries - Softball
North Clackamas Men's Softball Tourn.
Milwaukie Garden Club - Shelter
Gladstone Rec. for the Handicapped - Shelter

JULY:

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New Covenant Fellowship - Softball/Shelter
Milwaukie Mavericks - Horse Arena
Omark Industries - Softball
Tri-City Baptist Temple - Softball/Shelter
Einwood Church of Christ - Softball
PARC - Shelter
Senior Citizen Bowling group - Shelter
LDS Church, Gladstone Ward - Shelter
Oregon KI Society - Soccer field/picnic area
US National Bank
Kids Inc.
American Legion
Mc-AN Engineering
Tri Valley Baseball Farm Team - Picnic area/soccer field
Willock & Co. - Shelter/ Soccer Field
Portland Beekeepers Assoc. - Shelter
Gladstone Little League - Soccer Field/ picnic area
NorthWest Pipe - Softball
Clackamette Mineral & Gem Corp - Shelter
Festival Daze - Softball Field
Portland LDS - picnic area/ Northwest Meadow
Royal Neighbors 1881 - picnic/soccer field
Society of Computer Users - Shelter
Oak Grove Volleyball - picnic area
Youth Alternatives - Shelter
Hyster Rifle & Pistol Club - picnic area
Northwest CB'ers - Shelter
Tre-sixers CB Club - Shelter
PHCC -Shelter/Northwest Meadow

Reserve Uniforms

MEMORANDUM

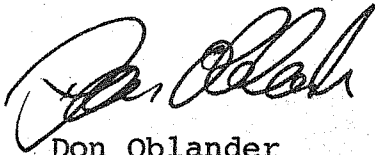
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TO: HAL SCHILLING
FROM: DON OBLANDER
SUBJECT: SUPPLEMENTAL BUDGET HEARING

AUGUST 9th, 1977

Attached are two copies of a supplemental budget summary. The first is the original budget proposed by City staff and published in the Review. The second is a summary of the supplemental budget modified to incorporate changes recommended to the City Council by the Budget Committee at their August 4th meeting.

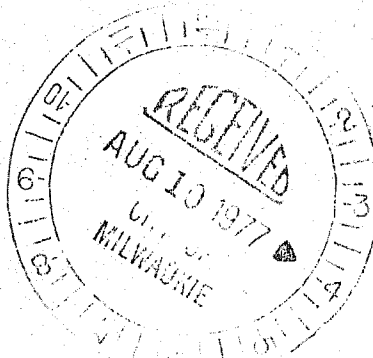
Also attached is a resolution adopting the supplemental budget and making appropriations. This also incorporates all changes recommended by the Budget Committee. The City Council may, at its option, make such changes as it deems appropriate following the public hearing. To simplify discussion of any such changes, it would be appropriate that the supplemental budget summary (incorporating Budget Committee recommendations) be used as a worksheet.



Don Oblander

DO:jk
August 9th, 1977

attachments



NOTICE OF SUPPLEMENTAL
BUDGET HEARING

A public hearing on a proposed supplemental budget for the City of Milwaukie for the fiscal year 1977-78 will be held at City Hall at 8:00 p.m. on August 15, 1977. Copies of the supplemental budget are available without charge at the office of the City Recorder. The budget may be inspected by interested persons at the office of the City Recorder during regular office hours. Any person may appear at the public hearing on the supplemental budget and discuss the budget or any part of it.

CITY OF MILWAUKIE
SUPPLEMENTAL BUDGET SUMMARY
FOR THE FISCAL YEAR 1977-78

GENERAL FUND

Resources:

Cash Carry forward	\$ 60,000
Transfer from Fiscal Assistance Fund	41,000
State Revenue Sharing	4,000

\$105,000

Appropriations:

General Government:	
Operating Contingency	\$ 97,000
Finance:	
Print Shop Operator	8,000

\$105,000

BONDED DEBT FUND:

Resources:

Cash Carry forward	\$ 3,000
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\$ 3,000

Appropriations:

Reserve for Debt Retirement	\$ 3,000
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\$ 3,000

BOND AND INTEREST SINKING FUND:

Resources:

Cash Carry forward	\$180,000
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\$180,000

Appropriations:

Reserve for Future Debt Requirements	\$180,000
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\$180,000

REVENUE SHARING FUND:

Appropriations:

Deletions:

Reserve for Supplemental Allocation \$567,500

\$567,500

Additions:

Capital Outlay:

Fire Equipment (Rebuild Engine) \$ 25,000
Fire Escape - Library 3,000
Park and Recreation 200,000
Street Improvements 261,000
Bikeway Development 30,000
City Hall Alterations (Electrical) 7,500

Materials and Services:

Economic Study 6,500
Job Classification Study 5,000
Loaves and Fishes 12,000
Youth Alternatives 5,000
Other Social Services 1,000
Aerial Photography & Mapping 8,500
Community Survey 3,000

\$567,500

FISCAL ASSISTANCE FUND:

Appropriations:

Additions:

Materials and Services:

Neighborhood Atlas \$ 3,900
Burglary Prevention Program 12,500

Capital Outlay:

Office Equipment 6,750
~~Operational Equipment~~ 19,600
Books - Legal Dept. 1,100
Transfer to General Fund -
Reimbursement of expenses advanced for
Fiscal Assistance purposes 41,000

\$ 84,850

Deletions:

Reserve for Supplemental Allocation \$ 18,850

\$ 18,850

Resources:

Fiscal Assistance (Anti-recessionary) funds \$ 66,000

\$ 66,000

*Reserve
uniforms*

8
3

SEWER FUND:

Resources:

Connections to Sewer
Sewer Service Charges

\$ 35,000
125,000

\$160,000

Appropriations:

Materials and Services:

Treatment Charges

\$110,000

Other Payments:

County Service District

35,000

Capital Outlay:

Sewer Revision and Extension

15,000

\$160,000

8
④

Bill Hupp
Chairman of Governing Body
CITY OF MILWAUKIE, OREGON

CITY OF MILWAUKIE
SUPPLEMENTAL BUDGET SUMMARY
(INCORPORATING BUDGET COMMITTEE RECOMMENDATIONS)
FOR THE FISCAL YEAR 1977-78

8
5

GENERAL FUND:

Resources:

Cash Carryforward	\$60,000
Transfer from Fiscal Assistance Fund	28,650
E.D.A. Grant	266,000
State Revenue Sharing	4,000
	<u>\$358,650</u> 100,360

Appropriations:

Deletions:

General Government:	
Operating Contingency	\$46,350
	<u>\$46,350</u>

Additions:

Finance-Personal Services:

Print Shop Operator	\$8,000
Parks - Capital Outlay:	
Community Center	397,000
	<u>\$405,000</u>

BONDED DEBT FUND:

Resources:

Cash Carryforward	\$3,000
	<u>\$3,000</u>

Appropriations:

Reserve for Debt Retirement	\$3,000
	<u>\$3,000</u>

BOND AND INTEREST SINKING FUND:

Resources:

Cash Carryforward	\$180,000
	<u>\$180,000</u>

Appropriations:

Reserve for Future Debt Requirements	\$180,000
	<u>\$180,000</u>

CITY OF MILWAUKIE
SUPPLEMENTAL BUDGET SUMMARY
(INCORPORATING BUDGET COMMITTEE RECOMMENDATIONS)
FOR THE FISCAL YEAR 1977-78

PAGE 2

8
⑥

REVENUE SHARING FUND:

Appropriations:

Deletions:

Reserve for Supplemental Allocation	\$567,102
	<u>\$567,102</u>

Additions:

Capital Outlay:

Fire Equipment (Rebuild Engine)	\$25,000
Fire Escape - Library	3,000
Park and Recreation	125,000
Street Improvements	259,000
Bikeway Development	30,000
City Hall Alterations (Electrical)	7,500
Community Center	89,000

Materials and Services:

Economic Study	\$6,500
Job Classification Study	5,000
Loaves and Fishes	6,000
Youth Alternatives	5,000
Milwaukie Historical	4,000
Coalition of Social Services	2,000
Head Start	102
	<u>\$567,102</u>

FISCAL ASSISTANCE FUND:

Appropriations:

Additions:

Materials and Services:

Neighborhood Atlas	\$3,900
Aerial Photography & Mapping	13,000
Community Survey	3,000

Capital Outlay:

Office Equipment	6,750
Operational Equipment	19,600
Books - Legal Department	1,100

Transfer to General Fund -

Reimbursement of expenses advanced for Fiscal Assistance purposes	36,650
	<u>\$84,000</u>

RESOLUTION NUMBER _____

8
8

A RESOLUTION ADOPTING A 1977-78 SUPPLEMENTAL BUDGET AND MAKING APPROPRIATIONS.

BE IT RESOLVED by the Council of the City of Milwaukie, Oregon, that the Council hereby adopts the supplemental budget approved by the Council of the City of Milwaukie on August 15, 1977, now on file in the office of the City Recorder.

BE IT FURTHER RESOLVED by the Council of the City of Milwaukie that the amounts for the fiscal year beginning July 1, 1977, and for the purposes shown below, are hereby appropriated as follows:

GENERAL FUND

Increases:

Personal Services	\$8,000	
Capital Outlay	397,000	1.00
	<u>\$405,000</u>	100,000

Decrease:

Operating Contingency	\$46,350	
	<u>\$46,350</u>	92,649

(Net Increase in Appropriations \$358,650)

BONDED DEBT FUND

Increase:

Reserve for Future Debt Retirement	<u>\$3,000</u>
------------------------------------	----------------

BOND AND INTEREST SINKING FUND

Increase:

Reserve for Future Debt Retirement	<u>\$180,000</u>
------------------------------------	------------------

REVENUE SHARING FUND

Increases:

Materials and Services	\$28,602
Capital Outlay	538,500
	<u>\$567,102</u>

Decrease:

Reserve for Supplemental Allocation	<u>\$567,102</u>
-------------------------------------	------------------

(Net Increase in Appropriations - None)

8
9FISCAL ASSISTANCE FUND

Increases:

Materials and Services	\$19,900	
Capital Outlay	27,450	942,000
Transfers	36,650	
	<u>\$84,000</u>	

Decrease:

Reserve for Supplemental Allocation	\$18,000
-------------------------------------	----------

(Net Increase in Appropriations - \$66,000)

SEWER FUND

Increases:

Materials and Services	\$110,000
Capital Outlay	15,000
Other Payments	35,000
	<u>\$160,000</u>

WATER FUND

Increases:

Capital Outlay	\$1,058,000
	<u>\$1,058,000</u>

BE IT FURTHER RESOLVED by the Council of the City of Milwaukie that the City Recorder file with the County Clerk and County Assessor of Clackamas County, Oregon, and with the State Tax Commission, a true copy of the supplemental budget as finally adopted.

Be it so resolved.

Introduced and adopted by the City Council on the 15th day of August, 1977, at a regular meeting of the City Council.

Bill Hupp, Mayor

ATTEST:

Dorothy E. Farrell, Recorder

Approved as to form:

Myer Avedovech, City Attorney

UNAPPROVED

CITY OF MILWAUKIE

BUDGET COMMITTEE MEETING

August 4, 1977.

COUNCIL CHAMBERS

7:00 p.m.

Present:

Mayor Bill Hupp	Joe Bernard
Joy Burgess	Wallace Bischoff
Jerry Hutchison	Don Graf
Allen Manuel	Norm Battaglia
Absent: Diane Brock and Chuck Swan (excused)	

Also present:

Harold L. Schilling, City Manager, Don Oblander, Finance Director.

Meeting was called to order by Bernard.

The following items were handed out:

1. Letter from Clackamas County Repertory Theatre, dated August 3, on inability to attend meeting.
2. Memo from Chuck Swan, dated August 4, on his position on various budget items.

The following action was taken on the Supplemental Budget:

Fire Equipment: Approved

Fire Escape: Approved

Park & Recreation: Approved \$200,000.

Street Improvements: Approved \$261,000.

Bikeway: Approved.

Electric Work: Approved City Hall alterations. Commitment to transfer from Revenue Sharing Contingency Fund to General Fund.

Economic Study: Advanced to Revenue Sharing Fund from Contingency Funds in the General Fund.

Job Classification Study: Approved.

Loaves & Fishes: It was MOVED by Hupp, SECONDED by Burgess, to give \$6,000 to Loaves & Fishes and \$6,000 to the Milwaukie Historial Museum. It was MOVED by Manuel, SECONDED by Hutchison, to AMEND the

motion and consider Loaves & Fishes seperately. The AMENDED MOTION CARRIED unanimously by those present. It was approved unanimously to give \$6,000 to Loaves & Fishes through the Coalition of Social Services. The city has no requirement as to how the money is to be spent, but is to get an accounting through quarterly reports from Loaves & Fishes and the Coalition of Social Services.

The original MOTION to award \$6,000 to the Milwaukie Historical Museum was defeated. It was MOVED by Manuel, SECONDED by Hutchison, to approved \$4,000 for the museum. MOTION CARRIED unanimously by those present.

Youth Alternatives: It was MOVED by Battaglia, SECONDED by Burgess, to approve \$5,000. After a lengthy discussion, Burgess called for previous question. MOTION CARRIED unanimously by those present.

(Meeting recessed at 8:40 p.m., reconvened at 8:50 p.m. with all present.)

It was MOVED by Hupp, SECONDED by Burgess, to approved request for \$102 by Milwaukie Head Start parents. MOTION CARRIED unanimously by those present.

Repertory Theatre: No action taken.

Revenue Sharing Request, Senior Citizen's Advisory Countil: It was MOVED by Burgess to allocate money for a part-time coordinator under contract using the \$3,000 grant amount. Burgess withdrew the motion. It was MOVED by Graf to award \$5,000. MOTION FAILED for lack of a second.

Update city maps: It was MOVED by Hutchison, SECONDED by Burgess, for fiscal assistance funding in the amount of \$13,000. MOTION CARRIED unanimously by those present.

Survey: It was MOVED by Graf, SECONDED by Bischoff, to approve under fiscal assistance funding. MOTION CARRIED unanimously by those present.

EDA Grant: It was noted that \$219,000 is the balance of funds needed.

It was MOVED by Hutchison, SECONDED by Burgess, as follows:

- \$ 97,000 from cash carryover
- 14,000 revenue not budgeted
- 75,000 Park & Recreation line item
- 34,000 Contingency Fund
- \$220,000 Total

(Net effect would be to provide a line item in the Revenue Sharing Fund of \$89,000, and capital outlay item in the General Fund of \$131,000.) After a lengthy discussion, Burgess called for previous question. Hutchison reread the original motion. MOTION CARRIED with the following roll-call vote: Ayes: Hupp, Burgess, Hutchison, Bernard, Bischoff, Graf and Battaglia. Noes: Manuel.

Revenue Sharing Fund: It was MOVED by Hutchison, SECONDED by Manuel, to transfer \$2,000 from street improvement line item to Coalition of Social Services without restriction. It was MOVED by Burgess, SECONDED by Graf, to amend the motion to earmark funds specifically for Loaves and Fishes. The AMENDED MOTION was defeated with the following roll-call vote: Ayes: Burgess, Bischoff and Graf.

Noes: Hupp, Hutchison, Manuel, Bernard and Battaglia. On the original motion, MOTION CARRIED with the following roll-call vote: Ayes: Hupp, Hutchison, Manuel, Bernard, Graf and Battaglia. Noes: Bernard.

Burglary Prevention: Removed from budget to reconsider at a later meeting.

Books - Legal Department: It was MOVED by Manuel, SECONDED by Burgess to approve. MOTION CARRIED with the following roll-call vote: Ayes: Burgess, Hutchison, Manuel, Bischoff, Graf and Battaglia. Noes: Hupp and Bernard.

Office Equipment: It was MOVED by Hupp to cut typewriter line items

in half. MOTION FAILED for lack of second. Budget amount passed as listed.

Operational Equipment: It was MOVED by Hupp, SECONDED by Manuel to remove the Reserve Uniform expense until a response has been received from the Neighborhood Councils. MOTION WITHDRAWN after discussion. Budget approved as listed.

Transfer to General Fund: It was MOVED by Battaglia, SECONDED by Hutchison, to approve. MOTION CARRIED unanimously by those present. (The amount shown will change as a result of some of the previous action.)

It was MOVED by Manuel, SECONDED by Hutchison, to approve page 1A6. MOTION CARRIED unanimously by those present. (The amount shown will change as a result of some of the previous action.)

It was MOVED by Hutchison, SECONDED by Burgess, to approved pages 1A7 and 1A8 with adjustments. MOTION CARRIED unanimously by those present.

It was MOVED by Hupp, SECONDED by Graf, to allocate \$1,058,000 of the EDA Grant money for water improvements to the city's water fund and \$266,000 for the Community Center in the General Fund. MOTION CARRIED unanimously by those present.

A public hearing on the supplemental budget was scheduled for the August 15th City Council meeting at 8 p.m.

Meeting adjourned at 10:50 p.m.

Secretary

agenda

V. G. VAN BERGEN
ATTORNEY AT LAW
2120 S. E. MONROE STREET
MILWAUKIE, OREGON 97222

TELEPHONE
659-4440

96
①

July 22, 1977

Ms. Dorothy Farrell
Milwaukie City Hall
10722 S. E. Main Street
Milwaukie, Oregon 97222



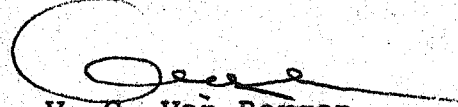
Dear Dorothy:

I have been personally gratified because of the number of good things the Parks and Recreation Commission has been able to do in a short period of time, with the cooperation of others in our community. Particularly is the accomplishment of obtaining title to North Clackamas Park.

I hope that citizens express this same view to our Mayor and Council members. However, I am reaching a time in life when I think the younger and more enthusiastic people should take over the chore of assisting city boards and commissions. It is for this reason I do not wish to be reconsidered for appointment when my term expires in August.

Please forward a copy of my letter on to the Parks and Recreation Board for its next meeting because I have good feelings for all the members and the city staff.

Very truly yours,


V. G. Van Bergen

VGVB:bd

agenda

MEMORANDUM
August 9, 1977

96
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TO: City Manager
FROM: City Recorder
SUBJECT: Parks and Recreation Commission

This morning Frank Mello called and indicated that he would be interested in being appointed to the Parks and Recreation Commission. He is now an alternate.

Dorothy

kw

Back

MEMORANDUM

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TO: HAL SCHILLING
FROM: DON OBLANDER
SUBJECT: REDUCED SEWER RATE ORDINANCE

AUGUST 9th, 1977

In order to evaluate methods of handling possible problems, we have contacted the City of Portland and Clackamas County Service District #1. Following is a discussion of their procedures.

C.C.S.D. #1 - Discounts for qualifying low income senior citizens are allowed only if the party applying is the person being billed. Thus a person living in an apartment would not qualify for the reduced rate unless he paid his bill directly.

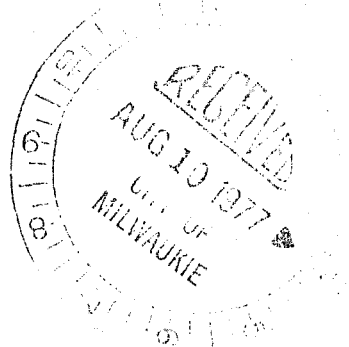
Portland - The City has a more comprehensive program for renters. A qualified senior citizen in an apartment would be able to obtain a lower monthly rate for his landlord. It would then be up to the landlord to be responsible for passing along the savings to the qualified tenant. The City of Portland does not get involved in enforcing the pass through of savings.

Discussion

The rate of relief offered by C.C.S.D. #1 is inequitable to the extent it eliminates apartment dwellers from consideration. Portland's program is more equitable to renters, but would likely give rise to problems of enforcement. Despite a policy of noninvolvement with the tenant-landlord relationship, it would seem inevitable that the City Council would be forced to deal with such problems.

Proposal

In order to most equitably provide benefits to all qualified residents, it is recommended that the attached Ordinance be adopted. A person who qualifies for a reduction and does not pay his sewer bill directly would be given a direct refund check from the City annually. Such a proposal would require a minimum of extra staff work while insuring that all qualified applicants do receive reduced rates.



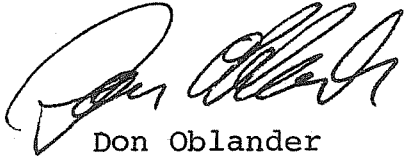
MEMO TO:
HAL SCHILLING

-2-

August 9th, 1977

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Please note that this recommendation would not be practical if more frequent refund checks were to be required. The cost, (in terms of time and money) of preparing monthly checks, for example, would be disproportionately high under such a plan. If such a plan meets with the City Council's approval, I would recommend that refunds be made no more frequently than twice per year. Once per year would be much easier and cheaper to administer.



Don Oblander

DO:jk
August 9th, 1977

attachment

APPROVAL RECOMMENDED



HAROLD L. SCHILLING

ORDINANCE NUMBER _____

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③

AN ORDINANCE ESTABLISHING SEWER RATE REDUCTIONS FOR CERTAIN LOW-INCOME UTILITY CUSTOMERS, AND DECLARING AN EMERGENCY.

The City of Milwaukie Does Ordain as Follows:

Section 1. Reduced Sewer Rates. (1) To the extent that City funds are available and the requirements of this Ordinance are met, a utility customer of the City of Milwaukie may make application to obtain reduced monthly charges for use of Milwaukie's sewer service. A person who qualifies for a reduction and does not pay his sewer bill directly will be given a direct refund check from the City annually.

- (2) To be eligible for a rate reduction:
 - (a) The property involved must be occupied and used by the applicant as his or her principal residence during the period of the rate reduction.
 - (b) No City sewer and other City assessments may be in arrears on the property (if owned by applicant or a relative).
 - (c) The income of the family, of which the applicant is a member, shall not exceed the income level adopted by resolution of the Milwaukie City Council.
 - (d) "Family" means one person or two or more persons related by blood, marriage, legal adoption, or guardianship; or a group of not more than five persons, all or part of whom are not related by blood, marriage, legal adoption or guardianship, living together as a simple housekeeping and economic unit in the dwelling occupying the property for which the reduced rate is applied for.
 - (e) The applicant shall file an application to obtain reduced sewer rates with the City Finance Director prior to qualifying for reduced sewer rates.

Section 2. Financing of Program. Sewer charges to nonqualifying users shall be established at a level sufficient to cover revenue losses resulting from reduced utility rates to qualifying applicants.

Section 3. Administration. (1) General. The City Finance Director shall be responsible for the administration of this Ordinance. He may:

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④

- (a) Adopt reasonable rules and regulations relating to any matter pertaining to the administration of this Ordinance.
- (b) Prepare and make available all necessary forms.
- (c) As frequently as appears appropriate, make such investigation, including a review of all available records relating to household income of applicants for which a rate reduction has been allowed, to ascertain that the applicant continues to meet the eligibility requirements.

(2) Contract. The application required under Section 1 shall be in a form satisfactory to the City Attorney and shall contain a signed statement of agreement to abide by all terms of this Ordinance and such subsequent rules and regulations as may be adopted.

(3) Income levels. Minimum income levels, below which a utility customer qualifies for a rate reduction, shall be established by resolution of the City Council.

Section 4. Termination of Rate Reduction. Reduced sewer rates for customers shall be terminated in the event of the occurrence of any of the following circumstances:

- (1) Minimum income levels are exceeded.
- (2) Applicant defaults in the performance of the terms and provisions of his contract with the City (including delinquency on sewer or other assessments).
- (3) Applicant moves from the dwelling.
- (4) Applicant (if an owner) sells, trades or otherwise relinquishes ownership of the dwelling.
- (5) Applicant fails to comply with any rule or regulation adopted under this Ordinance; refuses to provide information to or hinders any investigation by the City Finance Director into the continued eligibility of the applicant for reduced rates; willfully makes any false or misleading statement in order to obtain or retain a rate reduction; or receives benefits under this Ordinance with knowledge that he or she does not qualify for such benefits.

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Section 5. Confidentiality. To the maximum extent possible under the law, the applications, records and other information relating to rate reduction requests shall be kept confidential by the City.

Section 6. Appeals. Any person aggrieved by a decision of the City Finance Director under this Ordinance may appeal such decision to the City Council by serving, within 10 days after written notice of said decision, a notice of appeal in writing on the City Recorder specifying the grounds for objection to the decision. The City Council shall consider the matter and may sustain, modify or reverse the decision of the City Finance Director.

Section 7. Penalties. (1) A violation of this Ordinance shall be punishable by a fine not to exceed \$200. (2) Each violation of a separate provision of this Ordinance shall constitute a separate offense and each day that a violation of this Ordinance is committed or permitted to continue shall constitute a separate offense. (3) The conviction of any person for violation of this Ordinance shall not act to relieve such person from the requirement to pay the full regular sewer rates for the entire period he or she was unqualified for reduced rates. The penalties imposed by this section are in addition to and not in lieu of any remedies available to the City under other sections of this Ordinance.

Section 8. It is hereby adjudged and declared that existing conditions are such that this Ordinance is necessary for the immediate preservation of the public health, peace, safety and best interests of the inhabitants of the City of Milwaukie, Oregon, therefore an emergency is hereby declared to exist, and this Ordinance shall take effect and be in full force and effect from and after its passage by the Council and signing by the Mayor.

Read the first time this _____ day of _____, 1977.

Read the second time and passed by _____ vote of the Council this _____ day of _____, 1977.

ORDINANCE NUMBER _____ Page 4

9c
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Signed by the Mayor this _____ day of
_____, 1977.

Bill Hupp, Mayor

ATTEST:

Dorothy E. Farrell, City Recorder

Approved as to form:

Myer Avedovech, City Attorney

MEMORANDUM

August 12, 1977

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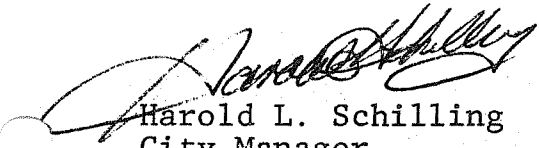
TO: HONORABLE MAYOR AND CITY COUNCIL

FROM: CITY MANAGER

SUBJECT: Fire alarms

At the last meeting question was raised as to why the substantial increase in false alarms as reported in the quarterly report.

I have received from the Fire Department detail of false alarms on a month by month basis. It would appear that many of the alarms were attributable to labor problems--during the month of February more than half of the reported alarms were believed related to labor disputes.



Harold L. Schilling
City Manager

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APPROVAL RECOMMENDED

City of Milwaukie
M E M O R A N D U M


HAROLD L. SCHILLING

August 4, 1977

9E
①

TO: City Manager
FROM: Planning Staff, Public Works Staff
SUBJECT: August 3 Meeting on Oak Lodge Water District Annexation

Parties represented at the meeting included the Boundary Commission, Oak Lodge Water District, City of Milwaukie, and developer.

The consensus of those present was:

1. Water service is available to the proposed development from the Oak Lodge Water District via the extension of the District's eight inch line in Riverbend Road. This would increase the fire flows in this general area.
2. The territory be annexed to the Oak Lodge Water District and the proposed development proceed in Clackamas County.
3. The developer initiate annexation to the City immediately.
4. The City not withdraw this property from the Water District until an equitable intergovernmental agreement is finalized between the Oak Lodge Water District and the City of Milwaukie.

An analysis of the water which will be available for fire purposes indicates:

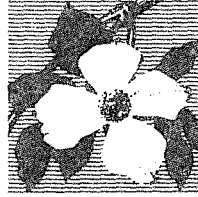
1. Oak Lodge Water District has indicated they have a fire flow capability of approximately 2,500 gallons per minute based on a test of a nearby hydrant. I have personally estimated 2,800 gallons per minute via rough calculations. They have a pressure of 57 pounds per square inch static at the apartment location.
2. The City currently has a three inch line serving the area through a booster pump which provides virtually no fire flows compared to Oak Lodge. With the completion of the system as anticipated with EDA funds, I estimate, with these improvements, the City could supply 2,600 gallons per minute under ideal conditions, but it could run as low as 1,500 gallons per minute. I estimate the City will have a pressure of 42 pounds per square inch static at the apartment location. Eventually a booster pump will be required or an intertie with Oak Lodge Water District.

(Statement by Steve Hall, 8/10/77)

Recommendation

That the City withdraw its objection to the annexation of the property to the Oak Lodge Water District, provided the property owner has petitioned the City for annexation prior to August 11.

CITY OF MILWAUKIE



PLANNING DEPARTMENT
in the City Hall • phone 659-5171

August 16, 1977

9E
②

Mrs. Carolyn Gassaway, Chairperson
Portland Metropolitan Area Local Government
Boundary Commission
527 S. W. Hall
Portland, OR 97201

Dear Mrs. Gassaway:

At its meeting on August 15, the Milwaukie City Council amended its recommendation on Boundary Commission Proposal No. 1105 - Annexation to the Oak Lodge Water District. The City Council is not opposed to this annexation providing that this property annex to the City.

The City is in receipt of an annexation petition for the territory included in Proposal No. 1105 and will forward this petition to the Boundary Commission following Planning Commission and City Council review.

Our analysis of the water which will be available for fire purposes indicates:

1. Oak Lodge Water District has indicated they have a fire flow capability of approximately 2,500 gallons per minute based on a test of a nearby hydrant. The Director of Public Works estimated 2,800 gallons per minute via rough calculations. Oak Lodge has a pressure of 57 pounds per square inch static at the apartment location.
2. The City currently has a three inch line serving the area through a booster pump which provides virtually no fire flows compared to Oak Lodge. With the completion of the system as anticipated with EDA funds, the Director of Public Works estimates, with these improvements, the City could supply 2,600 gallons per minute under ideal conditions, but it could run as low as 1,500 gallons per minute, and estimates the City will have a pressure of 42 pounds per square inch static at the apartment location. Eventually, a booster pump will be required or an intertie with Oak Lodge Water District.

The attached staff report delineates the recent development leading to the City Council amending their July 25 recommendation of denial.

Sincerely,

CITY OF MILWAUKIE

Harold L. Schilling
City Manager
HS/DL/me

City of Milwaukie
M E M O R A N D U M

9E
③

August 12, 1977

TO: City Manager
FROM: Planning Staff
SUBJECT: Petition for Annexation

Location: South of Lark Street and west of River Road.

Petitioner: Allen and Harris Investments.

History: The petitioner is in the process of developing a 29 unit apartment building. Pursuant to this goal, he petitioned the Portland Metropolitan Local Government Boundary Commission for annexation to the Oak Lodge Water District (Proposal No. 1105) in order to secure an adequate water source for the proposed development. The Boundary Commission notified the City of this annexation and the City Council, at its July 25 meeting, voted to oppose that annexation for the following reasons:

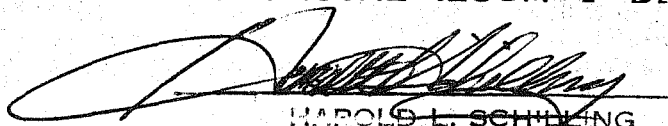
1. That the property is contiguous on three sides to the boundary of the City of Milwaukie.
2. That the property constitutes a logical extension of the City.
3. That essential services are available, or are in the process of being extended, so as to adequately serve the property.

The Boundary Commission voted to continue this proposed water district annexation to their August 24 public hearing in order to allow the affected parties time in which to meet and discuss the proposal. This meeting was held on Aug. 3rd, and as a result the property owner has consented to annex his property to the City of Milwaukie.

Current Consideration: Allen and Harris has submitted an annexation petition to the City pursuant to the Triple Majority method. This method requires that the City Council adopt a resolution favoring annexation and forward the property owner petition and City Council resolution to the Boundary Commission.

Recommendation: The Planning staff recommends that this annexation petition be referred to the Planning Commission for consideration at their August 23rd meeting. This process would be consistent with the procedure used in the past and would allow the Planning Commission to address the appropriate City zone designation. It would also provide time to work out other details of the annexation, such as sewerage service by the City and the question of withdrawal of the annexed property from the Water District.

APPROVAL RECOMMENDED



HAROLD L. SCHILLING

PROPOSED ANNEXATION
ALLEN AND HARRIS

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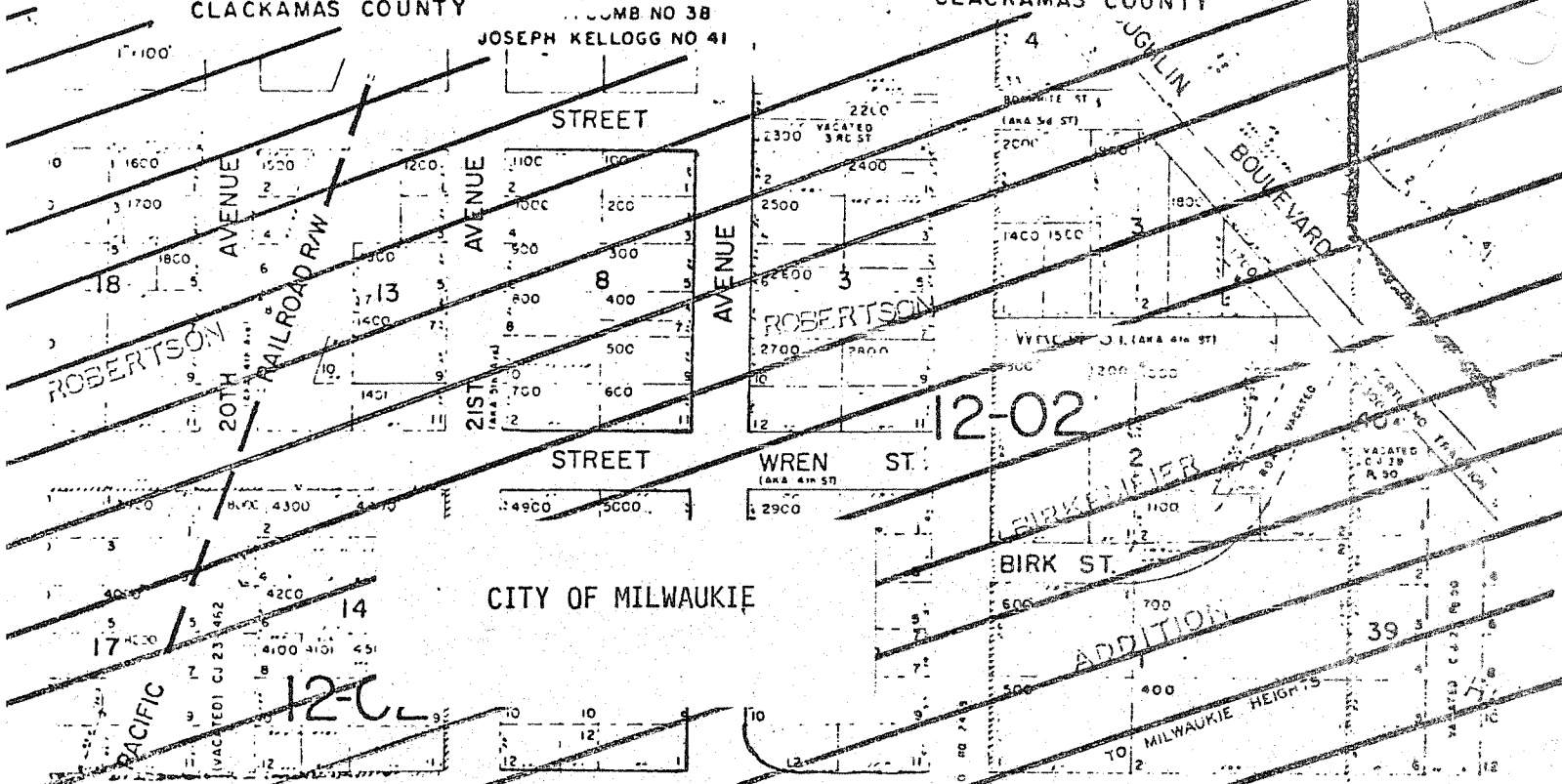
SW 1/4 SW 1/4 SEC. 36 T.1S. R.1E. W.M.

SE 1/4 SE 1/4 SEC. 35 T.1S. R.1E. W.M.

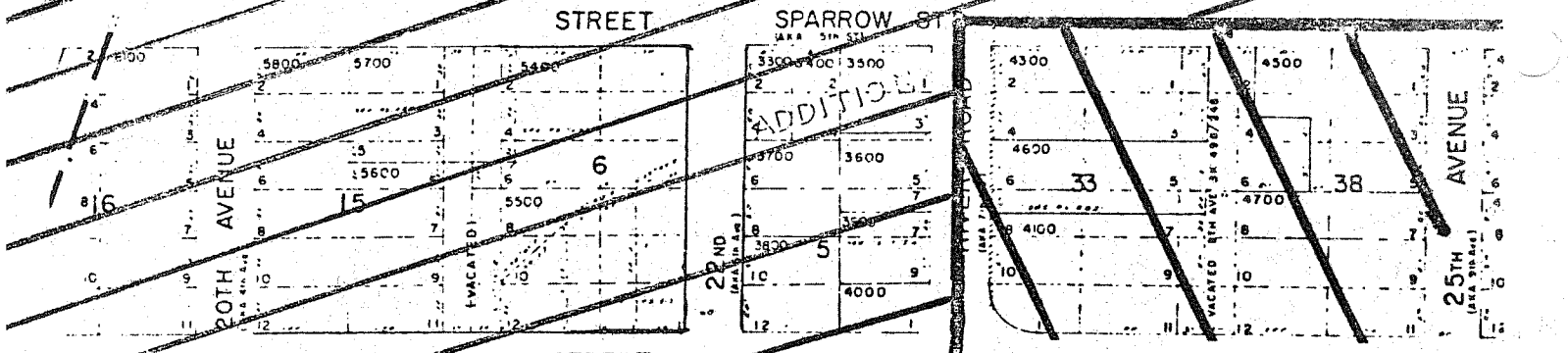
CLACKAMAS COUNTY

CLACKAMAS COUNTY

COMB NO 38
JOSEPH KELLOGG NO 41



CITY OF MILWAUKIE

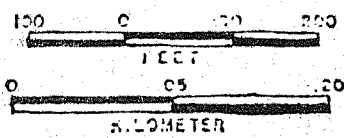


AREA TO BE ANNEXED

CLACK LODGE WATER DISTRICT

SEE MAP 2 IE

SCALE 1:2500



58

12-68

12-06

5 LIT CLC 38
N LIT OLC 41

CITY OF MILWAUKIE
MEMORANDUM

98
0

TO: HAL SCHILLING
FROM: DON OBLANDER
SUBJECT: AMENDED SEWER RATE RESOLUTION

AUGUST 12, 1977

After adoption of the Sewer Rate Resolution (38-1977), the Finance Department began to gather information necessary for implementation. The previously adopted resolution was based upon the sewer districts formula and provided, among other measures, for a unit charge per each 6 seats in a restaurant or tavern. After irate phone calls to City Council members were received, the situation was investigated. It subsequently became obvious that this would be an inequitable formula for several businesses in Milwaukie despite the fact it is identical to the rate formula now in use by Clackamas County Service District #1.

As an example of the inequity, one restaurant would see its rate go from \$3.00 per month to \$72. However, due to very low water consumption, the actual rate which should be charged to cover the City's cost would be closer to \$9. Obviously this particular business would be severely overcharged.

On the other hand, one other restaurant would experience an increase from about \$35 per month to \$104, when the actual rate required to cover City costs should be about \$180.

Other examples come to mind, but the point is clear. The recently enacted resolution would create inequities for many of our sewer users. Inasmuch as it has been our position to charge on the basis of the cost to provide sewer service, it is hereby recommended that the formula be changed. It is apparent that the most equitable method of charging nonresidential sewer users would be to equate the rate to water usage, thereby relating it to our treatment costs. The attached resolution makes that change.

In making the change, a further amendment is recommended. This would take the form of a flat charge for each 100 cubic feet over the first 800 cubic feet. This would serve to make the rates more equitable by relating them more closely to actual use. Thus a person using a fraction of a whole unit of 800 cubic feet would pay for actual volume rather than having his charge rounded to the nearest whole unit. For example, a person using 1200 cubic feet would pay \$6.90 rather than the \$9.00 under the prior wording. (The 60¢ per 100 cubic feet has been rounded upward to the nearest even nickle.)

MEMO TO:

HAL SCHILLING

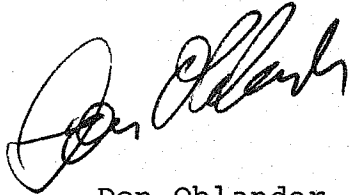
-2-

AUGUST 12, 1977

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Finally, the provision allowing a charge of 1.5 times the established rate for nonCity residents has been eliminated. This provision was found to be in conflict with an earlier agreement with the sewer district. Upon investigation, it was determined that only 2 residences will be affected by this change.

In summary, the attached resolution incorporates changes which are designed to make the sewer rate structure more equitable. It is anticipated that no significant change in total City revenue will result. Individual sewer customers will be affected, but the result will be to more closely equate their rates with our actual cost of providing their sewer service.



Don Oblander

DO:jk

August 12, 1977

APPROVAL RECOMMENDED



HAROLD L. SCHILLING

RESOLUTION NUMBER 40-1977

98
③

A RESOLUTION REPEALING RESOLUTION NUMBER 38-1977, AMENDING RESOLUTION NUMBER 65-1968, AND ESTABLISHING MONTHLY SEWER SERVICE FEES.

BE IT RESOLVED by the Council of the City of Milwaukie, Oregon, that Resolution Number 38-1977 be repealed and Resolution Number 65-1968 be amended to indicate that monthly sewer service fees shall be as follows, commencing September 1, 1977:

1. Single family residences \$4.50
2. Apartments and multiple residences- \$4.50 per unit
3. Commercial, Industrial, Schools, Churches, Hospitals and all others not listed \$4.50 for the first 800 cubic feet (or fraction thereof) and \$.60 for each 100 cubic feet in excess of the first 800.
4. Additional charges may be established by the City Council for excessive water contaminants.
5. Commercial and industrial accounts may deduct the actual amount of water used for air conditioning, lawn watering or put into a product if the customer installs a separate meter for such usage.
6. A reduced rate of \$2.25 for individual sewer users under Ordinance Number will be applied to qualified applicants meeting the following tests:
 - a) Application is made to the City Finance Department.
 - b) Annual household income does not exceed \$4,000 for one person or \$6,000 for two or more. ^{1,000}
 - c) No sewer or other assessments are in arrears.
 - d) The property is occupied and used by the applicant as his or her principal residence.

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④

Be it so resolved.

Introduced and adopted by the City Council
of the City of Milwaukie, Oregon on the 15th day of
August, 1977, at a regular meeting of the City Council.

Bill E. Hupp, Mayor

ATTEST:

Dorothy E. Farrell, City Recorder

Approved as to form:

Myer Avedovech, City Attorney



AUG 9 1977

98

Mr. Harold L. Schilling
City Manager of Milwaukie
City Hall
10722 South East Main Street
Milwaukie, Oregon 97222

Dear Mr. Schilling:

This is in response to your letter of June 16, 1977, to the Honorable Les AuCoin, concerning assistance under the Local Public Works (LPW) Program as administered by the Economic Development Administration (EDA). Congressman AuCoin has asked us to respond to your letter. We regret the delay in this reply, but due to an influx of correspondence regarding this program, it has proven difficult to answer every letter promptly.

EDA has now completed its review of planning targets. Necessary adjustments have been made to reflect (1) distribution of previously unallocated funds and (2) corrective information supplied by applicants prior to the June 24 deadline. Planning targets are now final.

As you probably know, Milwaukie's planning target has been raised to \$1,324,000. Applicants with changes in their planning targets have received official notification of such change from the appropriate EDA regional office and will have 28 days from the date of such notification to submit project applications.

Applicants are urged to submit priority lists and project applications to EDA at the earliest possible date. This will facilitate the timely processing of applications and awarding of grant offers, thus assuring an early construction start, and, consequently, an immediate stimulus to the economy.

Your interest in the LPW program is appreciated.

Sincerely,

GEORGE T. KARRAS
Deputy Assistant Secretary
for Operations

CITY OF MILWAUKIE
MEMORANDUM

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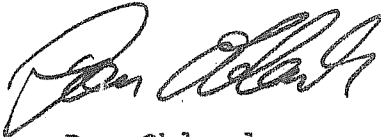
TO: HAL SCHILLING

August 4, 1977

FROM: DON OBLANDER

SUBJECT: PETTY CASH FUND - POLICE DEPARTMENT

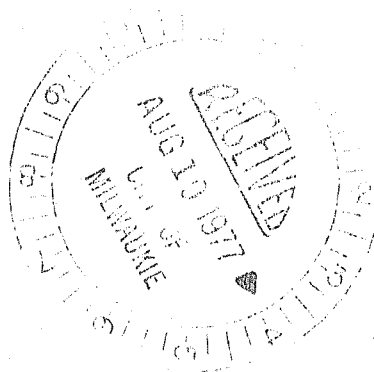
Attached is a resolution authorizing an increase in the size of the petty cash fund in the Police Department. I believe the resolution largely explains itself. The increase of \$25.00 would allow a lower frequency of reimbursements by the General Fund for funds expended. The existing system of cash control would remain intact.



Don Oblander

DO:jk
8-4-77

attachment



APPROVAL RECOMMENDED


HAROLD L. SCHILLING

RESOLUTION NUMBER _____

10a
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A RESOLUTION INCREASING THE PETTY CASH FUND OF THE POLICE DEPARTMENT OF THE CITY OF MILWAUKIE BY TRANSFER OF \$25.00 FROM THE GENERAL FUND ACCOUNT.

WHEREAS, it is deemed necessary that the Petty Cash account previously established in the amount of \$50.00 for the Police Department of the City of Milwaukie is now insufficient to adequately meet the needs of the department due to the increased activity from said account since the implementation of the Animal Control Program, and

WHEREAS, said Petty Cash fund may be increased by monies drawn from the General Fund, and

WHEREAS, payment shall be made only by or upon order of the City Manager and under appropriate voucher system, and

WHEREAS, replenishment to said Petty Cash fund shall be from accounts against which charges are made,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Milwaukie, Oregon that the Petty Cash fund for the Police Department of the City of Milwaukie be increased from \$50.00 to \$75.00, by the addition of \$25.00 drawn from the General Fund.

Per Month?

Be it so resolved.

Introduced and adopted by the City Council of the City of Milwaukie, Oregon on the 15th day of August, 1977, at a regular meeting of the City Council.

Bill Hupp, Mayor

ATTEST:

Dorothy E. Farrell, Recorder

Approved as to form:

Myer Avedovech, City Attorney

CITY OF MILWAUKIE

10a
③

Inter-Department Memorandum

August 1, 1977

TO: Harold L. Schilling, City Manager
FROM: Office of the Chief of Police
SUBJECT: PETTY CASH (LIMIT CHARGE)

Sir:

At the present time, the Police Department is allowed to carry only fifty dollars in the petty cash register for the purpose of conducting business with citizens in regards to paying parking citations, fines, insurance reports, fingerprints, etc.

Since the Animal Control program has gone into effect, there has been a large increase in the exchange of money for payment of animal release from impoundment and buying of dog licenses.

I would like to request that the petty cash amount be adjusted to a minimum of not less than seventy-five dollars or a maximum of one hundred dollars to meet the above-mentioned need.

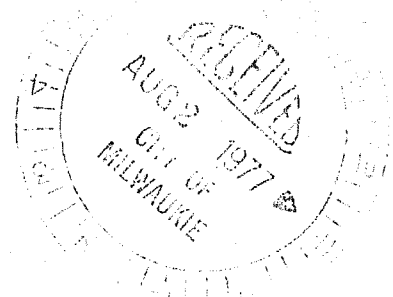
Respectfully submitted,

B. J. Workman
B. J. Workman
Lieutenant

Don Oldenaker

APPROVED

[Signature] 3 Aug '77
HAROLD L. SCHILLING



MEMORANDUM

8/10/77

TO: City Manager
FROM: Planning Director, Neighborhood Council Coordinator
SUBJECT: Citizen Members, Comprehensive Planning Steering Committee

As you know, in June the Council enlarged the membership of the Comprehensive Planning Steering Committee to include a representation from each of the recognized County Planning Organizations within the Milwaukie planning study area.

Four of these planning organizations have designated persons to serve in this capacity:

Dianne Salsbury, Oak Grove Community Council
Elaine Barnhart, North Clackamas Citizens Assoc.
Ralph Clifford, Alder Hill Organization
Harry Carpenter, Overland Park Neighborhood League

We suggest that the City Council be asked to consider these appointments for inclusion in the Steering Committee and its future meetings.

AUG 13 1977
MILWAUKIE

10d
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MEMORANDUM

August 12, 1977


TO: HONORABLE MAYOR AND CITY COUNCIL

FROM: CITY MANAGER

SUBJECT: Unleaded gasoline bid

We are requesting Council acceptance of an unleaded gasoline bid and approval of contract to implement said bid for the coming year.

I have directed the City Attorney to draft an agreement, which will not be available until your meeting.



Harold L. Schilling
City Manager

df

Attachment

CITY OF MILWAUKIE

Inter-Department Memorandum

August 8, 1977

104
②

TO: Harold L. Schilling, City Manager

FROM: Dave M. Phelps, Administrative Assistant

SUBJECT: UNLEADED GASOLINE BIDS
RECOMMENDATION

Purpose:

Attached are the two bids received by the Police Department to provide unleaded regular gasoline to the Milwaukie Police Department. The two bids came from Bernard's Garage and Olson Bros. Shell. Bid proposals and requests were issued to the eleven operating gasoline service stations within the Milwaukie city limits. A full signed and dated list is attached.

Two other bids were received after the closing date: Milwaukie Automotive for 55.9 cents per gallon and A & B Towing for 58.9 cents per gallon.

a bid

Bid Analysis:

The high bid was received from Olson Bros. at 67.9 cents per gallon. This bid is 12 cents per gallon higher than that of J. M. Bernard's Garage at 55.9 cents per gallon.

Both stations offered satisfactory levels of octane rated unleaded gasoline: Bernard's at 87 Average octane, and Olson's at 90.6 Research octane. (Standards acceptable are: 91 Research, 83 Motor and 87 Average.)

Both bidders stated gasoline would be made available for 12 months, thereby guaranteeing fuel availability to the Police Department during possible shortages.

Corporate unleaded gasoline cost changes passed on the local dealers would also be passed on to the purchaser. Unleaded fuel is immediately available at both bidder locations and both locations are inside the City for the duration of the bid.

Bernard's bid explains that his station is open only from 7:30AM until 8:00PM. Bernard's does extend three alternatives for refueling: 1. self-filling; 2. establishing a refuel schedule; or 3. be on-call as needed. Olson's will be open 24 hours a day. This is an important "convenience" to the Department for providing sufficient refueling opportunities for the marked units, and it negates the requirement to schedule refueling times. If Bernard's alternative allowing for self-filling is acceptable, it would preclude the need for schedules, and it

Memorandum to Harold L. Schilling
from Dave M. Phelps
re: UNLEADED GASOLINE BIDS - RECOMMENDATION

August 8, 1977
Page 2

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would be convenient to the Department. It remains to be determined whether Bernard's is fully confident in allowing for self-filling and if his method of accountability is fair to both parties.

Recommendation:

It is recommended that J. M. Bernard's Garage be awarded a one-year contract to supply unleaded regular gasoline to the Police Department based upon the initial low bid of 55.9 cents per gallon. A contractual agreement will be drawn following approval of this bid.



Dave M. Phelps
Administrative Assistant
to the Chief of Police

APPROVAL RECOMMENDED



HAROLD L. SCHILLING

DMP/ck
Attachments

REQUEST FOR PROPOSAL AND BID

10d
④

7/12/20
date

PURPOSE: To provide unleaded regular gasoline to the Milwaukie Police Department, Milwaukie, Oregon.

PROPOSAL and BID from _____ name
_____ address
OLSON BROS. SHELL SERVICE INC.
10700 S.E. McLOUGHLIN
MILWAUKIE, OR 97222
24 HR. TOWING 654-2220

Respond to each question. Responses given will serve as the basis for awarding bid.

1. Unleaded regular gasoline guaranteed minimum octane level: 90.6
2. a. Unleaded regular gasoline will be available from your facility 24 hours a day. YES NO
- b. If your facility is not normally open to the general public or is not manned or operated 24 hours a day, but gasoline will be available for use by the Milwaukie Police Department, explain the procedures which you are prepared to implement to insure accurate and effective accountability of the gasoline consumed by the Milwaukie Police Department. (attach explanation.)
- c. If gasoline will not be available 24 hours a day, indicate the hours of the day in which gasoline could be obtained by the Milwaukie Police Department. From _____ m until _____ m.
- d. Address of facility from which gasoline will be dispensed and available to the Milwaukie Police Department vehicles shall be: 10700 S.E. McLaughlin Blvd Milwaukie
3. a. Emergency Police vehicles are essential to effective law enforcement, and guaranteed gasoline availability is equally essential. Can your company assure and guarantee the Milwaukie Police Department that gasoline will be available throughout a contract period of twelve months? YES NO
- b. If you responded NO to the above question, (3a), what is the maximum length of time or contracting period which you can assure and guarantee gasoline availability: _____ months.

Olson Bros. Shell
10700 SE McLoughlin
Milwaukie, OR 97222

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Police Department
City of Milwaukie
2566 SE Harrison
Milwaukie, OR 97222

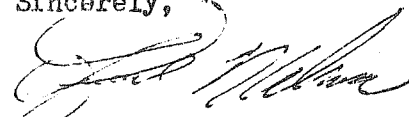
Dear Sirs:

Based upon the present cost of gasoline at this time our bid shall be 67.9¢ per gallon for Shell Unleaded gasoline. All increases in city, county, state, and federal taxes and costs to the dealer by the oil company will be passed on. There will be a 2¢ per gallon discount on posted pump prices at all times during the period of the contract.

We shall provide gasoline service on a 24 hour basis. A key will be provided for the pumps during hours when the station is not open for business.

All vehicles provided with gasoline daily shall have their tire pressure checked, their oil level checked, and windows will be cleaned. Other services, such as checking power steering fluid or transmission fluid, will be provided upon request.

Sincerely,



Gordon N. Olson

REQUEST FOR PROPOSAL AND BID

② 7/12/77 date

PURPOSE: To provide unleaded regular gasoline to the Milwaukie Police Department, Milwaukie, Oregon.

PROPOSAL and BID from J.M. BERNARD & GARAGE
name

2036 WASHINGTON ST
address

Respond to each question. Responses given will serve as the basis for awarding bid.

R + M out 2

1. Unleaded regular gasoline guaranteed minimum octane level: 87

2. a. Unleaded regular gasoline will be available from your facility 24 hours day. YES ___ NO X *7:30 AM - 8 PM 6 days a week & possibly some other specific times*

b. If your facility is not normally open to the general public or is not manned or operated 24 hours a day, but gasoline will be available for use by the Milwaukie Police Department, explain the procedures which you are prepared to implement to insure accurate and effective accountability of the gasoline consumed by the Milwaukie Police Department. (attach explanation.)

c. If gasoline will not be available 24 hours a day, indicate the hours of the day in which gasoline could be obtained by the Milwaukie Police Department. From 7³⁰ AM until 8 P m.

d. Address of facility from which gasoline will be dispensed and available to the Milwaukie Police Department vehicles shall be: 2036 Washington St.

3. a. Emergency Police vehicles are essential to effective law enforcement, and guaranteed gasoline availability is equally essential. Can your company assure and guarantee the Milwaukie Police Department that gasoline will be available throughout a contract period of twelve months? YES X NO ___

Had calling

b. If you responded NO to the above question, (3a), what is the maximum length of time or contracting period which you can assure and guarantee gasoline availability: _____ months.

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4. The price per gallon for unleaded regular gasoline shall be 55.9 per gallon, which price shall be valid for a period of plus any price increases that occur months to the Milwaukie Police Department. (Price includes both State and Federal excise taxes.)

5. Earliest date unleaded gasoline will be available to the Milwaukie Police Department is 11 7 77.
day month year

Signature: Joseph M. Bernard
Company Name: J. M. Bernard Garage
Address: 2036 Washington St.
Phone: 659-7722
Date: 7/11/1977

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in

XXXXXX

Return this document to the Milwaukie Police Department, 2566 S. E. Harrison Street, Milwaukie, Oregon 97222, not later than 2:00 p.m. on July 14, 1977.

XXXXXX

J. M. BERNARD'S GARAGE

"Complete Automotive Service"

2036 Washington Street

Milwaukie, Oregon 97222

10d
⑨

We could allow you to self fill or could set
up specific times to have a man here if
needed or could use a call system.

REQUEST FOR PROPOSAL AND BID

109
⑩

7-28-11
date

PURPOSE: To provide unleaded regular gasoline to the Milwaukie Police Department,
Milwaukie, Oregon.

PROPOSAL and BID from A & B Auto
name
10550 SE 42^{5th}
address

Respond to each question. Responses given will serve as the basis for awarding bid.

1. Unleaded regular gasoline guaranteed minimum octane level: 91.
2. a. Unleaded regular gasoline will be available from your facility 24 hours a day. YES NO
- b. If your facility is not normally open to the general public or is not manned or operated 24 hours a day, but gasoline will be available for use by the Milwaukie Police Department, explain the procedures which you are prepared to implement to insure accurate and effective accountability of the gasoline consumed by the Milwaukie Police Department. (attach explanation.)
- c. If gasoline will not be available 24 hours a day, indicate the hours of the day in which gasoline could be obtained by the Milwaukie Police Department. From 7 A.m until 11 P.m.
- d. Address of facility from which gasoline will be dispensed and available to the Milwaukie Police Department vehicles shall be: 10550 SE 42^{5th}.
3. a. Emergency Police vehicles are essential to effective law enforcement, and guaranteed gasoline availability is equally essential. Can your company assure and guarantee the Milwaukie Police Department that gasoline will be available throughout a contract period of twelve months? YES NO
- b. If you responded NO to the above question, (3a), what is the maximum length of time or contracting period which you can assure and guarantee gasoline availability: 12 - months.

10d
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4. The price per gallon for unleaded regular gasoline shall be 58 1/2 per gallon, which price shall be valid for a period of _____ months to the Milwaukie Police Department. (Price includes both State and Federal excise taxes.)

5. Earliest date unleaded gasoline will be available to the Milwaukie Police Department is 28 7 77.
day month year

Signature: Paul N. Benson
Company Name: A & B Auto
Address: 10550 SE 42 ST
Phone: 654-17944
Date: 7-28-77

XXXXXX

Return this document to the Milwaukie Police Department, 2566 S. E. Harrison Street, Milwaukie, Oregon 97222, not later than 2:00 pm on July 14, 1977.

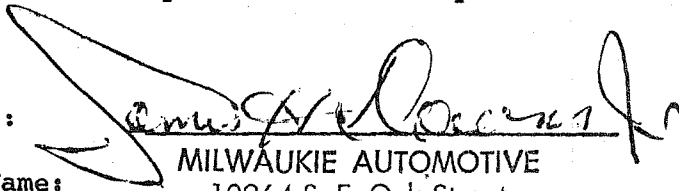
XXXXXX 2:00 pm on 28 July, 1977

4. The price per gallon for unleaded regular gasoline shall be .559 per gallon, which price shall be valid for a period of 12 months to the Milwaukie Police Department. (Price includes both State and Federal excise

taxes.) *If price of gasoline is advanced to new Automotive the price will be increased to the Police Dept.*

5. Earliest date unleaded gasoline will be available to the Milwaukie Police Department is 15 7 1977.
day month year

Signature:



Company Name:

MILWAUKIE AUTOMOTIVE

Address:

10964 S. E. Oak Street
Milwaukie, Oregon 97222

Phone:

654-5911

Date:

7-15-77

XXXXXX

Return this document to the Milwaukie Police Department, 2566 S. E. Harrison Street, Milwaukie, Oregon 97222, not later than 2:00 p m on July 14, 1977.

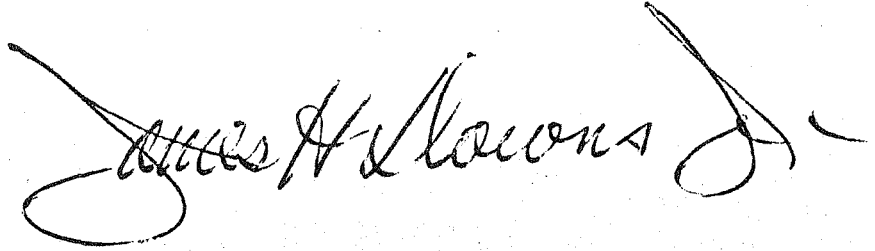
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MILWAUKIE AUTOMOTIVE SERVICE, INC.
10964 S. E. OAK STREET
Milwaukie, Oregon 97222

Question 2 b.

Milwaukie Automotive is not generally open to the public on Saturday or Sunday, but gasoline will be made available to the police Department. Lt. Workman will have a key or Officer Al Gadbary or anyone they wish to leave the key with, to open the gasoline pump. There will be just one pump designated for the Police Department.

A handwritten signature in cursive script, appearing to read "James H. Workman". The signature is written in dark ink and is positioned below the typed text.

List of service stations within the City of Milwaukie showing name, date and time request Request for Proposal and Bid was issued. Requests were issued for the purpose of providing unleaded gasoline to the Milwaukie Police Department.

JACK BAUNACH ARCO
4140 S. E. Harrison 654-6326

Jim Miller
name
06/30/77 4:35 pm
date time

LORRY'S ARCO SERVICE
10966 S. E. McLoughlin Blvd. 654-7674

L. M. Z'nappe
name
06/30/77 4:19 pm
date time

BERNARD, J M GARAGE
2036 S. E. Washington 659-7723

Paul D
name
06/30/77 4:15
date time

JONES, FLOYD E. CHEVRON SERVICE CENTER
10808 S. E. McLoughlin Blvd. 654-0057

Floyd Jones
name
06/30/77 4:32 pm
date time

ECONO GAS
10425 S.E. 42nd 653-9162

Robert Perks
name
06/30/77 4:48 pm
date time

JOHN-DALE SERVICE
3141 S.E. Harrison 654-4766

John Maffia
name
06/30/77 4:30 pm
date time

KENASTON UNION
3046 S.E. Harrison 654-7310

OUT - OF - BUSINESS
name
30 JUNE 1977
date time

MULLIAN'S TEXACO SERVICE
10415 S. E. Main 654-3250

D Mullin
name
06/30/77 4:10 pm
date time

OLSEN BROS. SHELL SERVICE
10700 S. E. McLoughlin Blvd. 654-2220

Jenny
name
06/30/77 4:25 pm
date time

REGAL STATIONS
11010 S.E. McLoughlin Blvd. 654-1066
(420 S.E. 122nd - office)

Froy Burke
name
06/30/77 4:17 pm
date time

MILWAUKIE AUTOMOTIVE SERVICE
10964 S.E. Oak Street 654-5711

Tom Waterman
name
06/30/77 4:45 pm
date time

A & B TOWING SERVICE
10550 SE HARRISON

Paul Bender
name
7/25/77
date
7:15 PM '77
time

MEMORANDUM

10E

①

August 12, 1977

TO: HONORABLE MAYOR AND CITY COUNCIL

FROM: CITY MANAGER

SUBJECT: Tennis court

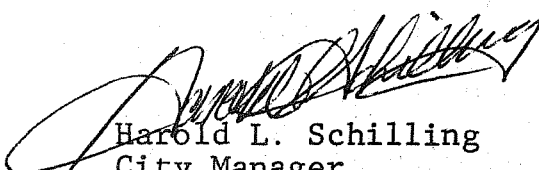
We have received a proposed agreement of lease from the school district, which would facilitate construction of tennis courts at Seth Lewelling School.

While the City Attorney has not yet had an opportunity to review the document, it appears to me to be completely satisfactory from the standpoint of what was desired by the Parks Commission, and is in concert with the expectations of the Bureau of Outdoor Recreation. I have spoken with BOR representatives both in Salem and Seattle, and have learned that the instant document, which is substantially that promulgated by the City of Medford with its school district, is satisfactory and would constitute an acceptable land interest for the grant funding of future tennis court projects.

I do not feel it necessary to refer this to the Parks Commission, as they have indicated prior concurrence with any lease agreement that is satisfactory to BOR and protective of the public use interest. A copy of a memo from the Chairman of the Parks and Recreation Commission is attached.

I am prepared to initiate the design work and drawing of plans and specifications for bidding as soon as the agreement is executed by the school district. Funds are available.

RECOMMENDATION: Sign!


Harold L. Schilling
City Manager

df

Attachments

*Will This Effect
EDA Center - Center?*

CITY OF MILWAUKIE
M E M O R A N D U M

10E
②

Date: August 5, 1977

TO: Hal Schilling, City Manager
Dick Wilmot, Park and Recreation Superintendent
FROM: Betty Haglan, Chairperson - Parks Commission
SUBJECT: Tennis Courts at Seth Lewelling School

At the regular August 3, 1977 meeting of the Park and Recreation Commission, the Commission and Park Superintendent agreed and explained to the Neighborhood spokespersons and Mayor Bill Hupp that we totally support a lease agreement that will comply with their requirements for funding by the Bureau of Outdoor Recreation.

The delegation and the Mayor were in apparent accord with our recommendation.

It is the recommendation of the Park Commission Chairperson, Public Works Director and the Park Superintendent that a meeting between School District #12 Board and staff and the Park Commission and its staff be held as soon as possible to resolve the tennis court lease.

Betty J. Haglan

Betty J. Haglan,
Chairperson, Park and Recreation Commission

Dick Wilmot

Dick Wilmot
Park Superintendent

LEASE AGREEMENT

108
③

This agreement of Lease made and entered into this _____ day of _____, 1977, by and between North Clackamas School District No. 12, Clackamas County, Oregon, hereinafter called "School", and the City of Milwaukie, a municipal corporation, organized and existing under the laws of the State of Oregon, hereinafter called "City",

WITNESSETH:

For receipt of true and valuable consideration paid to the School by the City, the School does hereby lease and let unto the City, and the City does hereby lease from the School the property described in Exhibit "B" attached hereto and by this reference incorporated herein.

TO HAVE AND TO HOLD said premises unto the City, its successors and assigns, for a term of 25 years, commencing on the 1st day of September, 1977, and ending on the 31st day of August, 2002.

The City shall have the right and privilege at its sole expense to construct tennis courts upon said premises, the construction of which is to be completed within one year of the date hereof. Any facilities or improvements of a permanent nature which the City may construct upon said premises shall revert to the School at the termination of this lease without any right on the part of the City of reimbursement therefor.

The School shall be responsible for all maintenance, repair and upkeep of the courts.

The use of the courts by the public and by the School shall be subject to the "Use Schedule" attached hereto as Exhibit "A", and

by this reference incorporated herein.

One year from the date hereof, and annually thereafter, the parties shall review the experiences of the previous year and shall, in good faith, attempt to resolve any scheduling problems that may have occurred between School usage and public usage.

The School shall save the City harmless from and against any claim for injury or damages arising from any activity on the premises under its supervision, or lawfully carried on on the premises while they are under School's control, and from any claim arising from any condition or defect in the premises from the School's failure to repair or maintain. City shall save the School harmless from any claim for injury or damage arising from any activity conducted on the premises at a time when the same are under control of the City.

IN WITNESS WHEREOF, the School and the City, pursuant to the resolutions of the governing bodies of said respective parties, have caused these presents to be executed by the duly authorized officers of the respective bodies, and the City has caused its seal to be affixed hereto, the day and year here and above first written.

NORTH CLACKAMAS SCHOOL DISTRICT NO. 12 APPROVED AS TO FORM:

By _____

Attorney for the School District

CITY OF MILWAUKIE, OREGON

APPROVED AS TO FORM:

By _____
Mayor

City Attorney

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SETH LEWELLING ELEMENTARY SCHOOL
TENNIS COURTS

USE SCHEDULE

The day after Labor Day through June 15:

8 a.m. - 5 p.m. Monday-Friday - School use

During this time the courts shall also be available to the general public when they are not in use for classes, events or contests supervised by or sponsored by the school and when, in the opinion of the school principal, public use will not interfere with the operation of the school or the safety or welfare of the students.

5 p.m. - 10 p.m. Monday-Friday - Public use

8 a.m. - 10 p.m. Sat. & Sun. - Public use

June 16 through Labor Day:

8 a.m. - 10 p.m. Seven days a week - Public use

Requests for school use outside listed hours for tournaments and other special events must be submitted to the City of Milwaukie's Parks and Recreation Director 10 working days in advance of the event. Requests for city-sponsored events outside listed hours must be submitted 10 working days in advance of the proposed event to the school principal.