

CITY COUNCIL MEETING
October 17, 1977
7 p.m.

COUNCIL CHAMBERS

1300th Meeting

The one thousand three hundredth meeting of the Council of the City of Milwaukie, Oregon, was held on the 17th day of October, 1977, with the following councilpersons present:

Allen Manuel	Joy Burgess
Charles E. Swan	Mayor Bill E. Hupp

Absent: Jerry N. Hutchison (excused)

Also present:

Harold L. Schilling, City Mgr.	Myer Avedovech, City Att'y
Paul Richards, Comm. Dev. Dir.	Dorothy E. Farrell, Sec'y

The invocation was given by the Reverend James D. Tomlin, Milwaukie United Church of Christ, and the Pledge of Allegiance was recited.

CONSENT CALENDAR

- a) Approval of minutes - October 3, 1977
- b) Memo regarding utility rate changes
- c) League of Oregon Cities memo regarding SB 714
- d) Letter to Representative AuCoin and Senator Brown on HUD funds and EDA funds
- e) Status report on Traffic Safety Project
- f) Applications for appointment to citizen committees
- g) Resignation from Senior Citizen Advisory Council
- h) Letter from Senator Hatfield
- i) Progress payment - paving project
- j) Progress payment - Lake Road bikepath
- k) Annexation to Oak Lodge Water District
- l) Letter regarding STP landscaping

It was MOVED by Burgess, SECONDED by Manuel, to accept the Consent Calendar. Burgess requested items a and k be removed for discussion, and Hupp requested item b be delayed and discussed with agenda item number 7, and that k be removed for discussion.

a) Councilwoman Burgess said she remembered discussion of increasing the amount approved for architect's preliminary plans for a community to \$2000, instead of \$1500, as stated in the October 3 minutes, page 2, under the item "MEMO FROM COUNCILWOMAN BURGESS RE COMMUNITY CENTER." The matter was discussed at the October 3 meeting, but the \$2000 figure was not included in the motion.

It was Council consensus that if the cost was higher than \$1500, Council will be asked to increase the allowed amount.

- b) Finance Director has written memo, dated October 3, concerning utility rate changes.
- c) League of Oregon Cities has written memo, dated September 30, concerning pregnancy benefits for employees and dependents required by Senate Bill 714.
- d) Manager has written Representative AuCoin, on October 4, concerning newspaper stories on Portland's funding commitment under HUD urban development action grant program; and Senator Brown, on October 6, concerning Milwaukie's EDA grant funding application.
- e) Transportation Planning and Management, Inc., has reported, in letter dated September 20, on progress of the city's Roadway and Traffic Safety Management Plan Project.

- f) Arthur P. Renner, 3800 SE Licyntra Lane, has applied for appointment to Senior Citizen Advisory Council and Civil Service Commission; Robert R. Ewald, 4925 SE Rainbow Lane, has applied for appointment to Budget Committee and Traffic Safety Commission.
- g) Floyd T. Martin has resigned from Senior Citizen Advisory Council.
- h) Senator Hatfield, in letter dated October 3, comments on communication between his office and cities.
- i) Public Works Director and City Manager recommend payment of progress payment No. 3 to Cascade Road and Driveway on city paving project, in the amount of \$35,189.29.
- j) Public Works Director and City Manager recommend payment of progress payment No. 7 to Wes Notz Excavating, Inc., in the amount of \$11,379.10, on Lake Road Bikeway.
- k) Portland Metropolitan Area Local Government Boundary Commission has sent Final Order No. 1105, annexation of territory to the Oak Lodge Water District (Lark Street at River Road). Councilmembers asked questions about the impact of the annexation.
- l) Clackamas County Utilities Director has written letter, dated October 10, in answer to city inquiry on landscaping improvements at the Kellogg Sewer Treatment Plant.
- On the motion to accept the Consent Calendar with the exception of item b, MOTION CARRIED unanimously by those present.

AUDIENCE PARTICIPATION

1. Ruth Green, who recently retired as Library Director, thanked Council for their share in the retirement banquet, for their support of the library, and expressed appreciation for the administrative staff of the city, particularly the City Manager.
2. Eugene Reese, 5611 SE Logus Road, asked the cost of hooking to the city sewer. He had previously petitioned to be excluded from the Island Station East Milwaukie sewer district, and that petition was granted. It was Council consensus that Mr. Reese make an appointment to discuss the matter with the Manager.
3. Marlene Brandt, 9506 SE Winsor Drive, discussed her concerns about city inspections on a house being built behind her property. It was pointed out Mrs. Brandt has the right to see any public records on the subject, and it was Council consensus that she be notified of results of inspections.

CORRESPONDENCE

1. Mr. and Mrs. Larry Brandt, 9506 SE Winsor Drive, have written letter, dated October 6, concerning August and September water billings. City Manager has responded in letter dated October 13.
2. Ed Fuller, Chairman of Ordinance Review Committee, has written letter, dated October 17, asking for an extension of time to the first December Council meeting to report on their review of city ordinances. It was MOVED by Swan, SECONDED by Burgess, to concur with the request. MOTION CARRIED unanimously by those present.

AUDIENCE PARTICIPATION

Minnie Lloyd, 9335 SE Regents Drive, questioned her water bill. It was Council consensus that she make an appointment to discuss it with the Manager.

APPROVAL OF LEASE AND AGREEMENT - ROWE JR. HIGH TENNIS COURTS

Mayor has received letter from North Clackamas School District Superintendent, saying the district will not fund lighting of Seth Jewelling tennis court.

It was MOVED by Manuel, SECONDED by Swan, to authorize Manager to sign lease agreement to build tennis courts at Rowe Junior High School. MOTION CARRIED unanimously by those present.

REPORT ON POLICE RESERVES PROGRAM

As requested by Council, Acting Police Chief has furnished a comprehensive outline of the Police Reserve Program, and Finance Director has reported on the cost of the program. Neighborhood Council Coordinator has reported on Neighborhood Councils' opinions on the possibility of city funds being used to fund a portion of uniform costs for police reserves. It was Council consensus to wait for a response from Neighborhood Council No. 3, and have this item on the next regular Council meeting agenda.

MEMO REGARDING JACKSONVILLE CONFERENCE

It was MOVED by Swan, SECONDED by Hupp, to send Chris McDonald, President of the Milwaukie Historical Society, to the Governor's Historic Preservation Conference at Jacksonville, Oregon, and reimburse her as shown on memo from City Manager, dated October 14. MOTION CARRIED unanimously by those present.

PROGRESS REPORT ON CITY RODENT PROBLEM

Director of Housing and Community Development has written progress report, dated October 12, on city's rodent problem. It was MOVED by Manuel, SECONDED by Swan, that staff follow up on the recommendations in the report. MOTION CARRIED unanimously by those present.

ORDINANCE AMENDING ORDINANCE NUMBER 1306 - PENALTY ON FAILURE TO COMPLY

It was MOVED by Swan, SECONDED by Hupp, to read (AN ORDINANCE AMENDING ORDINANCE NUMBER 1306, ADDING NEW SECTION) the first time by title only. MOTION CARRIED unanimously by those present. The ordinance will be read the second time at the next meeting.

ORDINANCE ON TRUCK WEIGHT ON 37TH AVENUE

It was MOVED by Hupp, SECONDED by Swan, to read (AN ORDINANCE PROHIBITING ANY VEHICLE WEIGHING IN EXCESS OF TEN (10) TONS FROM OPERATING ON 37TH AVENUE BETWEEN HIGHWAY 224 AND RAILROAD AVENUE, CITY OF MILWAUKIE, CLACKAMAS COUNTY, OREGON, AND DECLARING AN EMERGENCY) the first time by title only. MOTION CARRIED unanimously by those present. The ordinance will be read the second time at the next meeting.

MEMO REGARDING PARKS COMMISSION APPOINTMENT

Council, at their October 3 meeting, appointed Bob Kendall to Parks and Recreation Commission. It was later discovered that he does not live in the city. It was MOVED by Hupp, SECONDED by Burgess, that the Council agree to the appointment of Frank Mello to the vacant position on the Commission. Parks and Recreation

Commission Chairman stated Mr. Mello has resigned from the Commission. MOTION FAILED to pass with the following roll-call vote: AYES: Burgess and Hupp. NOES: Swan and Manuel. It was MOVED by Burgess, SECONDED by Hupp that Betty Stephens be appointed to the Parks and Recreation Commission. Commission Chairman said the Commission would be making recommendations for appointment soon. It was MOVED by Manuel, SECONDED by Swan, to table the motion pending recommendations from the Parks and Recreation Commission. MOTION CARRIED unanimously by those present.

APPOINTMENTS TO BUDGET COMMITTEE AND CIVIL SERVICE COMMISSION

It was MOVED by Burgess, SECONDED by Swan, that John Palmer be appointed to the Budget Committee. MOTION CARRIED unanimously by those present.

It was MOVED by Burgess that Robert Ewald be appointed to the Civil Service Commission. MOTION FAILED for lack of a second. It was Council consensus that a list of at least three names be presented.

PROCLAMATION - UNITED NATIONS WEEK

Mayor read Proclamation naming October 24, 1977 as United Nations Day.

It was MOVED by Hupp that Kenneth J. Levstone, the city's appointee as local chairman of U.N. Day observance, be authorized to spend \$40 for plaque and rental of U.N. flag. It was Council consensus to authorize the expenditure.

RESOLUTION NUMBER 51-1977 - DEFERRED COMPENSATION PLAN

It was MOVED by Swan, SECONDED by Hupp, to read Resolution Number 51-1977 (A RESOLUTION ESTABLISHING A DEFERRED COMPENSATION PLAN) by title only. MOTION CARRIED unanimously by those present. It was MOVED by Swan, SECONDED by Burgess, to adopt Resolution 51-1977. MOTION CARRIED unanimously by those present.

ORDINANCE AMENDING ORDINANCE 1257 - DEFINING OFFENSES

It was MOVED by Hupp, SECONDED by Burgess, to read (AN ORDINANCE AMENDING ORDINANCE NUMBER 1257, ADDING NEW SECTIONS, AND DECLARING AN EMERGENCY) the first time by title only. MOTION CARRIED unanimously by those present. The ordinance will be read the second time at the next meeting.

OTHER BUSINESS

1. Manager has reported, in memo dated October 14, on Citizens in Government Night plans. Councilwoman Burgess suggested certificates of appreciation be given, Manuel suggested pins or paperweights. There was discussion of whether others should be invited, in addition to those serving at the time the invitations go out.

2. Employee Awards Banquet Committee has sent memo, dated October 14, requesting payment by the city of a portion of the dinner costs. It was MOVED by Swan, that the Council fund \$5 apiece for up to 85 dinners for the employees award banquet. MOTION FAILED for lack of a second. It was suggested the committee look into LaSalle High School as a place to hold the dinner.

3. Manager has written memo, dated October 14, attaching resume of Craig E. Wollner, Ph.D., Public Policy Consultant.

4. Manager has written memo, dated October 14, 1977, concerning workshop on Planning and Designing Your Community's Multi-purpose Senior Center. It was MOVED by Burgess, SECONDED by Manuel, that the Manager be directed to attend the workshop. MOTION CARRIED unanimously by those present.
5. Manager asked that tonight's meeting be continued to October 24, as there is a work session already scheduled for that night, so Council can take action on annexation of Medica property.
6. The Boundary Review Commission has asked that a representative of Milwaukie be appointed to the citizens study committee that will study the level of governmental services that are provided in the Oak Lodge Oak Grove area. Mrs. Burgess volunteered for the assignment.
7. Council has received copy of Manager's letter to Merle Manley, dated October 17, concerning the city's applications for funds to construct a senior/community center.
8. There will be an executive session at the next Council meeting to consider possible acquisition of property.
9. Mayor asked that the printed agenda always give the subject matter to be considered at an executive session.
10. It was MOVED by Swan that the Council Chambers be repaneled. It was Council consensus that staff get an estimate of the cost.

CONSENT CALENDAR

It was MOVED by Hupp, SECONDED by Burgess, to accept the Consent Calendar, including item 4b. MOTION CARRIED unanimously by those present.

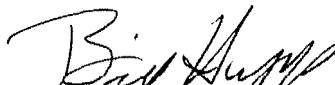
PAYMENT OF BILLS

It was MOVED by Swan, SECONDED by Burgess, that the bills listed for October 17 payment be approved for payment. MOTION CARRIED unanimously by those present.

BID AWARD - STANLEY AVENUE STORM SEWER

Public Works Director and Manager recommend awarding contract for Stanley Avenue storm sewer to the low bidder - Nailbenders and Excavators. It was MOVED by Hupp, SECONDED by Burgess, to accept the low bid and award contract to Nailbenders and Excavators, whose bid is \$6615. MOTION CARRIED unanimously by those present.

Meeting adjourned at 10:10 p.m.



Bill Hupp, Mayor

ATTEST:



Dorothy E. Farrell, Secretary

CITY COUNCIL AGENDA
 October 17, 1977
 7 p.m.

COUNCIL CHAMBERS1300th Meeting

1. CALL TO ORDER
2. INVOCATION - Reverend James D. Tomlin, Milwaukie United Church of Christ
3. PLEDGE OF ALLEGIANCE
4. CONSENT CALENDAR
 - a. Approval of minutes - October 3, 1977
 - b. Memo regarding utility rate changes
 - c. League of Oregon Cities memo regarding SB 714
 - d. Letter to Representative AuCoin and Senator Brown on HUD funds and EDA funds
 - e. Status report on Traffic Safety Project
 - f. Applications for appointment to citizen committees
 - g. Resignation from Senior Citizen Advisory Council
 - h. Letter from Senator Hatfield
 - i. Progress payment - paving project
 - j. Progress payment - Lake Road bikepath
 - k. Annexation to Oak Lodge Water District
 - l. Letter regarding STP landscaping
5. AUDIENCE PARTICIPATION
6. NEIGHBORHOOD COUNCIL REPORTS
7. CORRESPONDENCE
 - a. Letter regarding sewer/water bills
8. OLD BUSINESS
 - a. Approval of lease and agreement - Rowe Jr. High tennis courts
 - b. Report on Police Reserve Program
 - c. Memo regarding Jacksonville conference
 - d. Report on city's rodent problem
 - e. Ordinance No. _____ - Amending Ordinance 1306 (penalty)
 - f. Ordinance No. _____ - Truck weight
 - g. Memo regarding Parks Commission appointment - Bob Kendall
9. CONSIDERATION
 - a. Proclamation - U.N. Week
 - b. Resolution No. _____ - Deferred Compensation Plan
 - c. Ordinance No. _____ - Amending Ordinance 1257, defining offenses
10. OTHER BUSINESS
11. PAYMENT OF BILLS
12. ADJOURNMENT