

CITY COUNCIL MEETING

August 2, 1976

7 p.m.

COUNCIL CHAMBERS1273rd Meeting

The one thousand two hundred seventy-third meeting of the Council of the City of Milwaukie, Oregon, was held on the 2nd day of August, 1976, with the following councilpersons present:

C. Mervin Englund	Jerry Hutchison
Charles E. Swan	Mayor Bill E. Hupp
Joy Burgess	

Also present:

Harold L. Schilling, City Manager	Myer Avedovech, City Attorney
J. Wayne Daigle, Dir. of P.W.	Dorothy E. Farrell, Secretary

The invocation was given by the Reverend Don Crawford, Linwood Alliance Church, and the Pledge of Allegiance was recited.

CONSENT CALENDAR

- a) Approval of minutes - June 30, 1976 special meeting
 - b) Coos Bay Mayor's letter re LCDC
 - c) Neighborhood Council meeting schedule
 - d) Letter from HUD re Community Development Block Grant
 - e) University of California Finance and Budgeting Seminar
- It was MOVED by Hutchison, SECONDED by Swan, to adopt the Consent Calendar, with items b, c and e removed for discussion later.
MOTION CARRIED unanimously and so ordered.

d) Department of Housing and Urban Development has written letter dated July 27, concerning application for Community Development Block Grant application.

AUDIENCE PARTICIPATION

Rob Cameron, State Highway Department, was requested by Council to attend meeting to answer questions about widening of McLoughlin Boulevard. Mr. Cameron stated the need had been established, but it was dependent on community approval and availability of funds.

CORRESPONDENCE

Fred Kondo, President of Kid's Inc., has written thank you letter to Council for plaque that was given him on July 19.

GARBAGE FRANCHISE RATES

Finance Director has written memo dated July 30, 1976, concerning garbage franchise fees.

MEMO RE PARKS AND RECREATION COMMISSION APPLICANTS

Staff has written memo listing the applicants to date for appointment to the city's Parks and Recreation Commission. Staff was asked to contact the people and be sure they are still interested. It was MOVED by Hutchison, SECONDED by Englund, that the list of all individuals indicating a desire to serve on this committee, identified by the Neighborhood Council district of residence, be submitted to each of the Neighborhood Council executive boards, and that they be allowed, if they desire, to recommend a member of this Commission, an individual residing in their Council area

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or lacking that, recommend the appointment by this Council of an individual or individuals residing out of their Council area, and that they be asked to respond within 40 days. After discussion, Hutchison said he would rephrase the motion to remove the word "appoint" and substitute the word "recommend." MOTION CARRIED with the following roll-call vote: AYES: Englund, Swan, Hutchison and Hupp. NOES: Burgess.

MEMO RE EAST-WEST CORRIDOR AND GRADE SEPARATION

Planning Director has written memorandum, dated July 27, on the above subject. The report was accepted, and the Planning Director will arrange a meeting with the State Highway Department staff to review design, costs, possible funding, study possible grade separation in vicinity of Harrison and the expressway.

ORDINANCE AMENDING STREET VACATION ORDINANCES

Manager stated there is a difficulty with the property descriptions in Ordinances 1342 and 1343, and amending ordinances will be ready by the next meeting.

PLANS AND SPECIFICATIONS FOR CITY HALL REMODELING

Manager has received letter from Contractor on City Hall remodeling, dated July 24, stating all items on the architect's "punch list" have been completed. Manager intends to meet with the architect. It was the consensus for the Manager to hire McGinnis, electrical engineer, to interpret the contract document to see what the specifications actually called for in connection with the air conditioning.

MEMO RE SMOKE DETECTORS

Staff has written memo, dated July 23, concerning proposed bulk purchase of wholesale smoke detectors.

DESIGN REVIEW ORDINANCE

Planning Commission has recommended a design review ordinance for Council consideration. It was suggested Planning Commission be asked to look into a tree ordinance for recommendation to Council. It was MOVED by Swan, SECONDED by Burgess, to ask staff to obtain copies of tree ordinances from other jurisdictions, to be passed along to Planning Commission and Council. MOTION CARRIED unanimously and so ordered. A public hearing will be scheduled on the design review ordinance at the next meeting.

ADDITION TO RULES ON COUNCIL EXPENSES

A revised rule for Council expenses has been prepared for Council consideration. It was MOVED by Swan, SECONDED by Burgess, that the policy be adopted. MOTION CARRIED unanimously and so ordered.

RESOLUTION NUMBER 29-1976 - CONTRACT ASSESSMENT PAYMENTS

Finance Director has written memo, dated July 29, and proposed resolution authorizing contract assessment payments. It was MOVED by Swan, SECONDED by Burgess, to read Resolution Number 29-1976 (A RESOLUTION AUTHORIZING A CONTRACT PAYMENT PLAN FOR PAYMENT OF SEWER ASSESSMENT OBLIGATIONS) by title only. MOTION CARRIED unanimously and so ordered. It was MOVED by Burgess, SECONDED by

Swan, to adopt Resolution 29-1976. MOTION CARRIED and so ordered, with the following roll-call vote: AYES: Englund, Swan, Burgess and Hupp. NOES: Hutchison.

NEIGHBORHOOD COUNCIL NO. 5 EXECUTIVE BOARD VACANCY

Neighborhood Council Coordinator has written memo, dated July 28, giving notice of a vacancy on Neighborhood Council 5 executive board. It was MOVED by Burgess, SECONDED by Hutchison, that Judy Majors be appointed to fill the position created by resignation of David Bilby on Neighborhood Council No. 5 Executive Board. MOTION CARRIED unanimously and so ordered. It was MOVED by Burgess, SECONDED by Hutchison, that Peter Walker be appointed as Alternate No. 2 in Neighborhood Council 5. MOTION CARRIED with the following roll-call vote: AYES: Swan, Burgess, Hutchison and Hupp. NOES: Englund.

MEMO RE WILLAMETTE GREENWAY

Planning staff has written memo, dated July 27, on the subject of Willamette Greenway as of July, 1976. It was MOVED by Burgess, SECONDED by Swan, that a letter be written to LCDC and Willamette Greenway Committee, saying the city has adopted Willamette Greenway boundaries. MOTION CARRIED unanimously and so ordered.

MEMO FROM PLANNING COMMISSION RE PRC-76-1

Planning Commission has sent memo, dated July 26, 1976, on PRC-76-1, a request by Southern Pacific to resolve the conflict between the Comprehensive Plan map and zoning map on property located on the southwest corner of 37th Avenue and Monroe Street. A public hearing will be held on August 16, and the background material will be sent to the Council as soon as possible.

CONSENT CALENDAR

- b) Council has received letter from Mayor Robert Hale of Coos Bay on Senate Bill 100 and LCDC. It was MOVED by Burgess that Council position be that we support strong amendments to SB 100 and LCDC in order to preserve the democratic processes of Oregon's constitutional system of city, county and state government, and that Mayor Robert Hale be so notified. MOTION FAILED for lack of a second. It was MOVED by Englund, SECONDED by Hutchison, that Council recognizes the need of a state body to coordinate land planning and think our efforts could be better directed to suggestions to those that might implement procedural changes that really are needed in LCDC. MOTION CARRIED with the following roll-call vote: AYES: Englund, Swan, Hutchison and Hupp. NOES: Burgess.
- c) Neighborhood Council Coordinator has written memo, dated July 28, on the August Neighborhood Council meeting schedule, and City Council liaison. Burgess stated she appreciated the option of attending any meeting her schedule allowed, as did the Mayor. There was discussion of whether to continue the rotating liaison appointments of Councilmembers to Neighborhood Councils, and the consensus was to continue.
- e) University of California is offering intensive course on Introduction to Public Finance and Capital Budgeting, and it was

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suggested staff evaluate it for possible attendance by someone from staff.

It was MOVED by Burgess, SECONDED by Hutchison, to accept items b, c and e on the consent calendar. MOTION CARRIED unanimously and so ordered.

OTHER BUSINESS

1. Manager reported when bids were due to be opened at 2 p.m. on Friday, there were no bids received on the improvement of the sidewalk around city hall. Legal counsel will be sought from the City Attorney, and a recommendation will be ready at the next meeting.

2. The Public Works Employment Act was passed over the President's veto, and Oregon will be eligible for \$10 million. Suggestions for Milwaukie to apply for are: drainage project; corporation facility. The corporation facility would require spending money to do plans and specifications. Council asked for more information--what kind of structure, what will be stored, the purpose of the structure, use of the present facility.

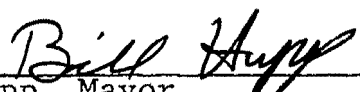
3. Staff has written memo, dated August 2, concerning Boundary Review Commission statement that Resolution 27-1976 is unsatisfactory according to their interpretation of the law, as it does not meet the requirements of a "triple majority annexation," and the resolution refers to the annexation as being a "triple majority annexation." It was MOVED by Hutchison, SECONDED by Burgess, that Resolution 27-1976 be amended to remove reference to "triple majority." MOTION CARRIED unanimously and so ordered. An amending resolution will be prepared, and signed by the Mayor.

4. There was discussion of the desire of some Councilmembers to go along on a tour of the City Hall with the architect and City Manager, but it was the consensus to have the Manager meet with the architect on a one-to-one basis.

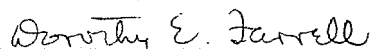
PAYMENT OF BILLS

It was MOVED by Hutchison, SECONDED by Burgess, that the bills listed for August 2, 1976 payment be approved for payment. MOTION CARRIED unanimously and so ordered.

The meeting adjourned at 10 p.m.


 Bill Hupp, Mayor

ATTEST:


 Dorothy E. Farrell, Secretary

CITY COUNCIL AGENDA
August 2, 1976
7 p.m.

COUNCIL CHAMBERS

1273rd Meeting

1. CALL TO ORDER
2. INVOCATION - The Reverend Don Crawford, Linwood Alliance Church
3. PLEDGE OF ALLEGIANCE
4. CONSENT CALENDAR
 - a) Approval of minutes - June 30, 1976 special meeting
 - b) Coos Bay Mayor's letter re LCDC
 - c) Neighborhood Council meeting schedule
 - d) Letter from HUD re Community Development Block Grant
 - e) University of California Finance and Budgeting Seminar
5. AUDIENCE PARTICIPATION
 - a) Rob Cameron, Highway Department, re McLoughlin widening
6. NEIGHBORHOOD COUNCIL REPORTS
7. CORRESPONDENCE
 - a) Thank you letter from Fred Kondo
8. OLD BUSINESS
 - a) Memo re garbage franchise rates
 - b) Memo re Parks and Recreation Commission applicants
 - c) Memo re east-west corridor and grade separation
 - d) Ordinance No. _____ - Amending street vacation ordinance
 - e) Plans and specifications for City Hall remodeling
 - f) Memo re smoke detectors
 - g) Design Review ordinance - memo from Planning Commission
 - h) Addition to rules on Council expenses
9. CONSIDERATION
 - a) Resolution Number _____ - Contract assessment payments
 - b) Neighborhood Council No. 5 executive board vacancy
 - c) Memo re Willamette Greenway
 - d) Memo from Planning Commission re PRC-76-1
10. OTHER BUSINESS
11. PAYMENT OF BILLS
12. ADJOURNMENT

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Jason Boe's survey shows that the great majority of Oregon's elected officials want land use planning but that practically all of them are seriously concerned about Land Conservation and Development Commission's system of government, which is without the power of the citizens' vote, and want SB 100 and L.C.D.C. either repealed or drastically amended.

L.C.D.C.'s dictatorial authority to REVIEW (veto), AMEND, and ADMINISTER local elected officials' ordinances, ELIMINATING CITIZENS' RIGHT TO GOVERN through their local elected officials, is repealed by the initiative measure on the November ballot.

With the success of the initiative REPEAL vote, sections of previously enacted law allowing planning by cities and counties will remain.

The only way to guarantee change is repeal of SB 100 and L.C.D.C. Any Oregon legislative incentive to amend is greatly dependent on statewide demand by voice of Oregon citizens. Repeal is the voice of Oregon citizens speaking to the legislature. Any possible amendment by the Legislature is subject to veto by Governor Straub, particularly since Gov. Straub has rejected every suggestion for amendment that has been submitted.

IN THE NAME OF LAND USE PLANNING L.C.D.C.'s system of government outside the democratic process has

NO power of citizens' vote;
NO reason for political parties;
NO division or separation of powers;
NO election or possible recall of commissioners;
NO protection for ANYTHING necessarily; and
NO FREEDOM!

Over fifty mayors from large and small cities of Oregon join me in urging repeal of SB 100 and L.C.D.C.'s system of government outside the democratic process.

7/14/76

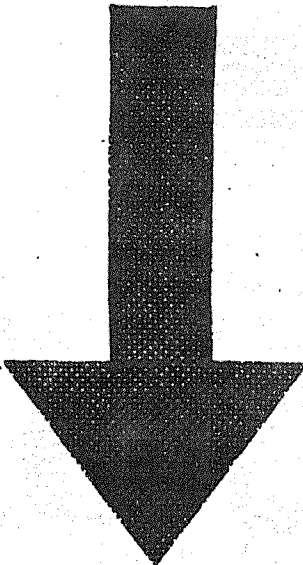
U. S. SECRETARY OF COMMERCE and/or OTHER DESIGNATED FEDERAL OFFICIAL

GOVERNOR OF OREGON

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7 appointees of Governor:

L.C.D.C.
ACTIVE AND POWERFUL



NEWLY POWERLESS OREGON CITIZENS
and their
POWERLESS ELECTED REPRESENTATIVES
NO DECISION-MAKING VOTE

OREGON STATE LEGISLATURE
delegated DICTATORIAL POWERS to LCDC:
POLICY and LAW-MAKING re LAND, AIR, WATER;
LEGISLATIVE, JUDICIAL, and ADMINISTRATIVE POWERS
over
local elected officials' comprehensive plans(law)

First time in U.S. history an appointed agency,
LCDC, has:
JUDICIAL REVIEW (power to veto);
LEGISLATIVE POWER to amend (or rewrite);
ADMINISTRATIVE POWER over ordinances of city
and county elected officials.

NO ASSURANCE of Legislative amendment,
which, if passed by Legislature, is
subject to Governor's veto.

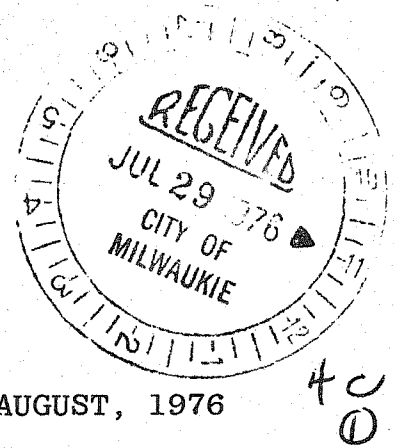
OREGON LEGISLATIVE INTERIM "WATCHDOG" COMMITTEE:
NO CONTROL OR VETO
on substantive matters(essence, rights, principles)
in
LCDC DICTATORIAL SYSTEM OF GOVERNMENT
by ORS 197.040(e); 197.325; and 197.015,
definition of
"comprehensive plan" and "comprehensive"

CITY AND COUNTY ELECTED OFFICIALS:
NO DECISION-MAKING VOTE
in
LCDC's DICTATORIAL SYSTEM OF GOVERNMENT

CITIZENS OF OREGON:
NO DECISION-MAKING VOTE
in
LCDC's DICTATORIAL SYSTEM OF GOVERNMENT

VOTE **REPEAL** L.C.D.C.'s DICTATORIAL SYSTEM OF GOVERNMENT

MEMORANDUM
July 28, 1976



TO: City Manager
FROM: Janet H. Mandaville, Neighborhood Councils
SUBJECT: NEIGHBORHOOD COUNCIL MEETING SCHEDULE, AUGUST, 1976

Please forward to the City Council the following information.

NC # 1 - 7:30 PM - Tuesday, August 3, at the St. John's Episcopal Church, to have a program on crime prevention.

NC # 2 - 7:30PM - Tuesday, August 17, at Ardenwald School Cafeteria, to have a program on traffic safety concerns and the traffic patterns currently prevailing in the east-west corridors through Milwaukie, with follow-up reports on zip code project, yard cleanup project.

NC # 3 - 7:30 PM - Wednesday, August 18, at Seth Llewelling School Library, a program on annexation procedures and the philosophical questions of growth desirability, service effects, economic effects, etc. The NC will distribute publicity in the eastern area beyond city boundaries concerning this meeting as well as contacting the Overland Park Neighborhood group of that geographic area. Preliminary plans for a neighborhood clean-up day tentatively scheduled for Sept. 25th will also be announced and discussed. Two residents will report on a preliminary survey of open spaces in their neighborhood with an eye to eventual advocacy for parkland acquisition. Also a street paving report.

NC # 4 - 7:30 PM - Thursday, August 12th, at either the Museum or the Baptist Church, place to be confirmed next week, on the topic of the Bikeway and Footpath plan and the safety of bicyclists and pedestrians.

NC # 5 - 7:30 PM - Monday, August 26th, at Linwood School Library, on topic yet to be decided.

EXECUTIVE BOARD MEETINGS - I cannot really give a schedule for these this month as with people on vacations, many of boards are having to schedule "catch-as-catch-can" meetings or conduct business in telephone conversations, etc.

CITY COUNCIL LIASONS - the positions rotate once more this month for August and September. NC#1 - HUTCHISON, NC#2 - HUPP, NC#3 - ENGLUND, NC#4 - SWAN, NC #5- BURGESS.

FURNBERG PARK TASK FORCE - The City Council may be interested in noting that the attached list of persons has dedicated a good deal of time and effort to the development plans of that park, working with David Phelps.

FURNBERG PARK TASK FORCE

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Name	Address	Phone
Dave Phelps (staff)	10722 S.E. Main	659-5171
Virginia Stabenow	6605 S.E. Hemlock	659-3362
James (Perry) Law	6929 S.E. Furnberg	653-2597
Betty Haglan	11506 S.E. Beckman	654-2558
Glen Van Schoiack	6915 S.E. Furnberg	654-1793
Charles Hopkins	7100 S.E. Furnberg	654-6488
Velma Hopkins	7100 S.E. Furnberg	654-6488
David Bilby (Chr.)	12135 S.E. Redwood	654-7624



REGION X
Arcade Plaza Building
1321 Second Avenue
Seattle, Washington 98101

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
PORTLAND AREA OFFICE
CASCADE BUILDING, 520 S.W. SIXTH AVENUE, PORTLAND, OREGON 97204

July 27, 1976

agenda

IN REPLY REFER TO:
10.2D (Greeno)
221-2601

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Mr. Harold L. Schilling
City Manager, City of Milwaukie
10722 S. E. Main
Milwaukie, Oregon 97222

Dear Mr. Schilling:

Subject: Community Development Block Grant Funds - Metropolitan
Application No. B-76-DS-41-0003
City of Milwaukie

We are pleased to advise you that the above identified application was received July 22, 1976 and is acceptable for processing. However, we caution that this does not indicate approval of the application.

My congratulations to you and your staff for submitting what appears to be an excellent proposal.

Sincerely,

Floyd B. Arms
Director
Community Planning & Development



LIFELONG LEARNING

Vol. XLVI, No. 3, July 12, 1976

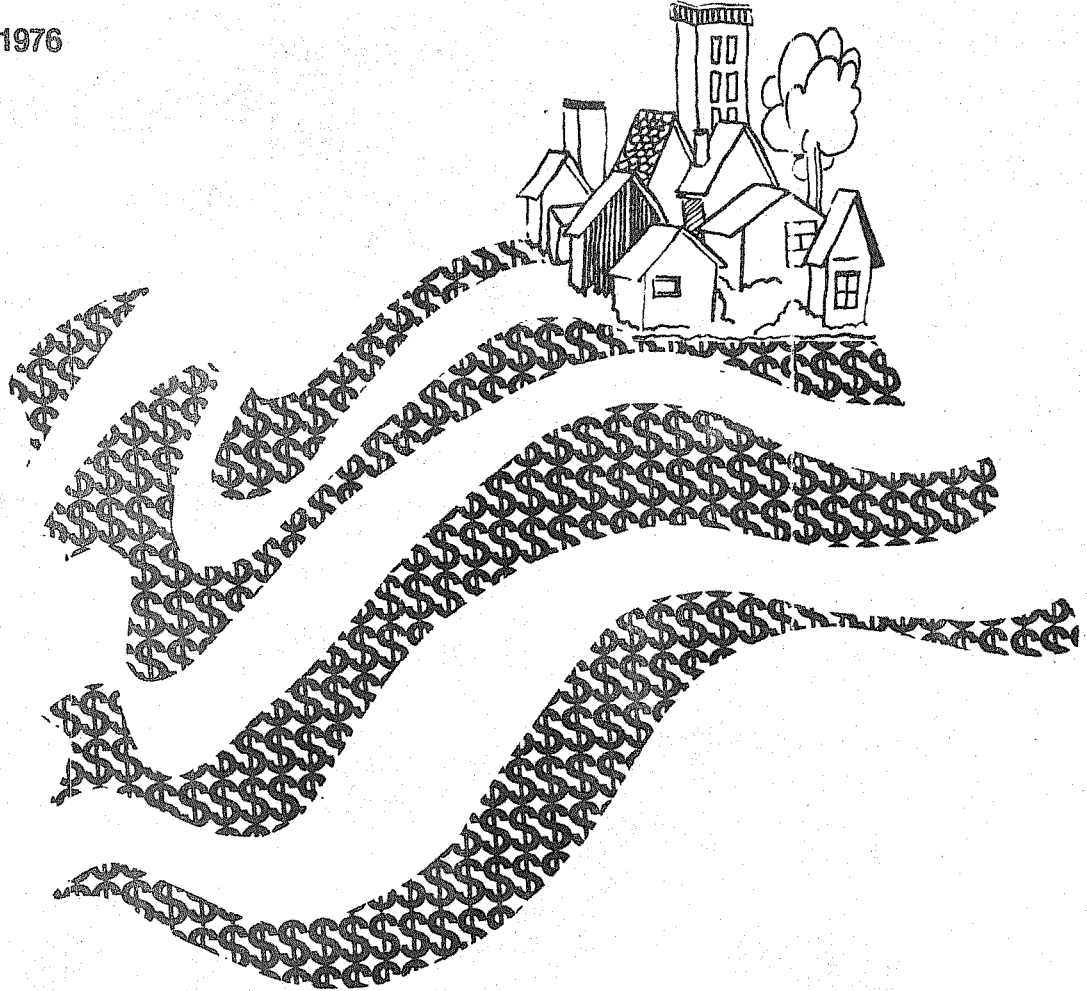
UNIVERSITY OF CALIFORNIA, BERKELEY
UNIVERSITY EXTENSION
Continuing Education in City, Regional,
and Environmental Planning

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Introduction to Public Finance and Capital Budgeting

an intensive course
for urban planners and administrators

September 16-17, 1976
Berkeley campus



Introduction to Public Finance and Capital Budgeting

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an intensive course
for urban planners and
administrators

September 16-17
Berkeley campus

Continuing Education in City,
Regional, and Environmental
Planning,
University Extension,
University of California, Berkeley

A variety of issues—economic recession, reduced public revenue, rapid inflation of public service costs, instability in the nation's capital markets, and others—have resulted in an awareness of the necessity for understanding how and why governments raise, account for, and spend revenues. For officials who deal with public and private development covering a span of several years, such understanding is indispensable. Though accurate forecasts may not be possible, effective analysis of plans and programs can still be best carried out if the future costs can in some way be measured and compared to expected benefits.

Recognition of this principle is embodied in California's State Planning Law, Section 65401 of the Government Code, which states:

If a general plan or part thereof has been adopted, within such time as may be fixed by the legislative body, each county or city officer, department, board, or commission, and each governmental body, commission, or board, including the governing body of any special district or school district, whose jurisdiction lies wholly or partially within the county or city, whose functions include recommending, preparing plans for, or constructing, major public works, shall submit to the official agency, as designated by the respective county board of supervisors or city council, a list of the proposed public works recommended for planning, initiation or construction during the ensuing fiscal year. The official agency receiving the list of proposed public works shall list and classify all such recommendations and shall prepare a coordinated program of proposed public works for the ensuing fiscal year. Such coordinated programs shall be submitted to the county or city planning agency for review and report to said official agency as to conformity with the adopted general plan or part thereof.

In this setting, there is a need to introduce planners and other urban administrators to some of the technical aspects of public finance, particularly capital budgeting. Terms, techniques, enabling legislation, impacts, and case studies all need to be discussed. The purpose of this course is to provide a forum in which relevant discussion and instruction can take place. The course will include two full days of lecture, demonstration, and dialogue, and will employ faculty who have extensive experience in the field. Lecturers and discussion leaders will be drawn from University-level public administration teaching and research programs, and from local, regional, state, and private agencies which are involved with capital planning, budgeting, and review.

Faculty

RALPH ANDERSEN, consultant to local governments in areas of public management and finance; formerly with the League of California Cities

DON DE LA PENA, analyst and planner with the Office of Policy Research, City of San Jose

JENNIE GERARD, planner with the consulting firm of Duncan & Jones; responsible for management of a fiscal impact study of Sacramento County

STAN HOFFMAN, Chief of Analysis Division, Association of Bay Area Governments; responsible for development of cost-revenue impact system to be used by the City of Fairfield

MERRILL RING, Vice President, Bank Investment Securities Division, Bank of America

ANITA REETZ, economic consultant to local governments in the area of fiscal impact analysis and capital improvements evaluation

RICHARD SALLADIN, bond attorney with the firm of Orrick, Herrington, Rowley and Sutcliffe, San Francisco

FRED SILVA, consultant to the Local Government Committee, California State Senate

MICHAEL VISCONTI, planner with the Association of Bay Area Governments; involved with development of cost-revenue impact system to be used by the City of Fairfield

Program Coordinator

MICHAEL RANCER, regional planner, Association of Bay Area Governments

Administrative Secretary

SANDFA GIN
(415) 642-4811

Program

September 16
Introduction to Capital Budgeting and Finance

8:30-9 a.m. Registration
 9-11:30 Introduction to Local Finance and
 Capital Budgets ANDERSEN
 Most common items covered; sources of
 funds, taxes, financial mechanisms;
 key documents
 11:30-1 p.m. Lunch
 1-3:30 Bonded Indebtedness RING
 Types, terms, ratings; applicable
 State legislation and legal
 considerations; issuers; debt limits,
 liabilities, fiscal impacts SALLADIN
 3:45-4:30 Open Forum
 Discussion led by the day's speakers

September 17
Budgeting, Finance, and the Planning Process

9-10 a.m. State Law and the Necessity for
 Review of Capital Budgets
 Relationships between capital
 improvements, local plans and
 development patterns SILVA
 10:10-11:45 How to Undertake Capital
 Budget Review DE LA PENA
 Impacts of capital improvement
 programs on general plan elements;
 special general plan considerations;
 case studies REETZ
 11:45-1:15 p.m. Lunch
 1:15-3 Fiscal Impacts of Capital
 Improvements GERARD
 Relation to existing liabilities, HOFFMAN
 tax base, and local revenue- VISCONTI
 generating ability; micro-
 analysis, macro-analysis
 3:15-5 "How To Do It" Workshops
 Sample capital improvement budgets
 and general plans
 Discussion led by the day's speakers

Enrollment Form

Mail to: Department B
 University Extension
 University of California
 2223 Fulton Street
 Berkeley, CA 94720

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I enclose check, or authorize charge to my BankAmericard
 account, in the amount of \$.....to cover.....
 enrollment(s) in
 edp 251124 Public Finance and Capital Budgeting \$100

Name.....last.....first.....middle

.....employed by

.....job title

.....mailing address

.....city.....state.....ZIP

.....Daytime telephone

Make check payable to The Regents of the University of
 California; if using BankAmericard give

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.....and your signature to authorize the charge

If enrolling for more than one person, please use a separate
 sheet to list name, address, and other required information for
 each additional enrollee.

General Information

For information write to City, Regional, and Environmental Planning, University Extension, University of California, 2223 Fulton Street, Berkeley, CA 94720; or telephone (415) 642-4811.

Fee: \$100, includes course materials and morning and afternoon refreshments. Enrollment is limited to 100 course participants.

Location: room 60, Evans Hall, Berkeley campus. Evans Hall is located in the northwest quadrant of the campus, adjoining the Hearst Mining Circle.

How to Enroll: By mail—fill out and return the enrollment form provided. Enrollments must be accompanied by full fee or an agency purchase order. You may pay by check or BankAmericard. By telephone—if you use BankAmericard; call 642-4111 in Berkeley. Upon receipt of a telephone or written request, a place in the program will be reserved for those requiring additional time to obtain agency authorization. If you enroll and then cannot attend, a refund (less \$5 service charge) will be granted if requested in writing prior to September 16.

Parking and Transportation: Parking is permissible in off-campus Fee Lots at 50 cents (two quarters) per entry. The nearest lot is on Hearst Avenue and La Loma, in Parking Structure "H." If coming by BART, exit at the Berkeley main station, cross the street (Shattuck Ave.) from the Bank of America building and wait for fare-free shuttle bus to transport you to campus.

Accommodations: Participants are responsible for making their own arrangements. A list of hotels and motels will be sent on request.

Deductibility of Education Expenses for Federal Income Tax Purposes: Tuition fees and related education expenses, paid by taxpayers primarily for the purpose of maintaining or improving skills required in their employment or their trade or business, are deductible for federal income tax purposes. Further information may be obtained from the Internal Revenue Service.

As required by Title IX of the Education Amendments of 1972 (45 CFR 86) the University of California does not discriminate on the basis of sex in admission to or employment in the educational programs and activities which it operates. Inquiries concerning Title IX may be directed to the Assistant for Legal Affairs to the Vice Chancellor, Administration, 228 California Hall, 642-7122, or the Director of the Office for Civil Rights, Department of Health, Education and Welfare, Washington, D.C. 20203.

University Extension Books

Order Form

Public Control of California Land Development: An Update

Donald G. Hagman, Professor of Law, UCLA, has prepared this update of *California Zoning Practice (1969)* and *Public Control of California Land Development-A Supplement to California Zoning Practice (September 1975)*. It includes information through October 1975 and is cumulative for the year. Available now, softcover, \$12.50 each.

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Environmental Impact Assessment: Guidelines and Commentary

Summaries of federal and state guidelines, case studies, and research papers on the legal aspects of NEPA and CEQA and on the content and organization of environmental impact statements. Edited by Thomas G. Dickert and Katherine R. Domeny. Softcover, 238 pages, \$10.50 each.

The Job of the Planning Commissioner

A guide to citizen participation in local planning by planning commissioner and consultant Albert Solnit. Chapter titles include: Understanding the Language of Planning and Zoning; The Planning Process and the Commission's Work; Environmental Quality, Open Space, and Growth; and Ethics. Softcover, 112 pages, \$4.50 each, \$3.50 each for 10 or more copies.

Population Growth and Public Policy

Population effects on open space, development, and the possibilities for managing growth in California. Softcover, 164 pages, \$10.50 each.

All prices include postage and handling.

Subtotal

Alameda, Contra Costa, and San Francisco residents add 6½% sales tax; other California residents add 6%.

TAX

edp 401018

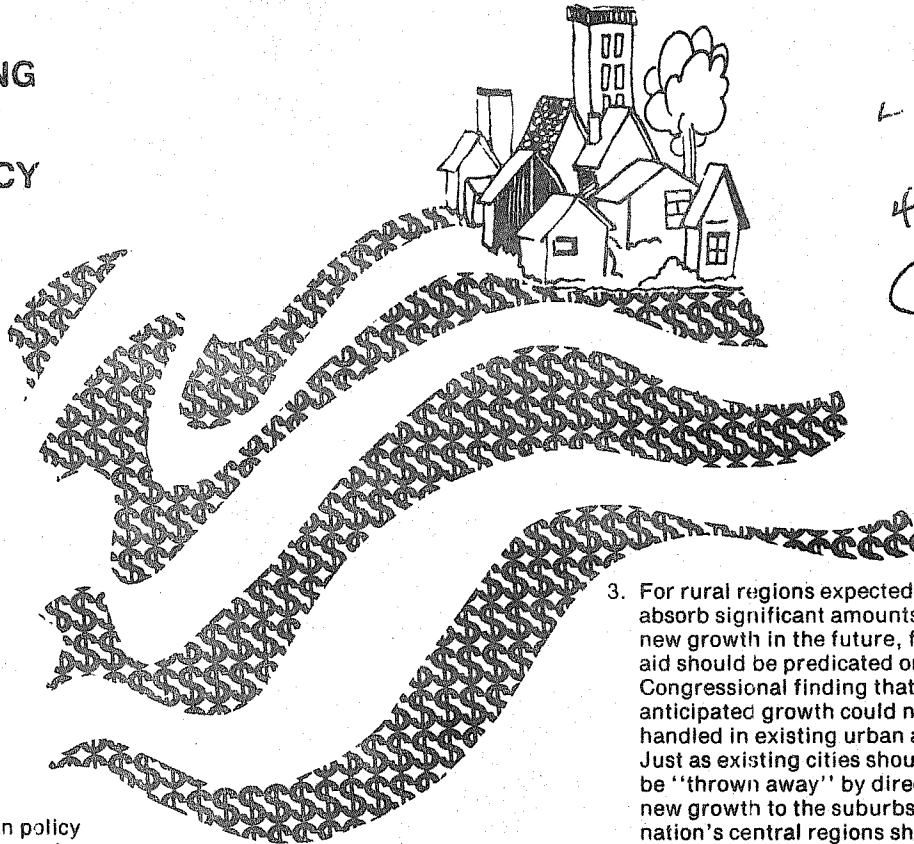
Total

Please make checks payable to The Regents of the University of California.

Mail to: Janice Linhares
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URBAN PLANNING AND NATIONAL POLICY



Debates over urban policy in the last few years have focused on the problems of the nation's major cities. But at the heart of the discussion is a fact that is only beginning to be appreciated: in the future, our urban problems—blight, crime, failing public services—will extend well beyond the boundaries of the central cities.

The evidence that small, outlying cities are being drawn into "the urban crisis" daily becomes more clear; there is evidence, for instance, in the local responses to a pair of federal aid programs: Revenue Sharing and Community Development Block Grants. These programs were designed to camouflage the problems of the large cities under the rubric of "New Federalism"—but an unexpected side-effect is that they have given smaller jurisdictions an incentive to look at their own conditions. The results of such examinations have often been surprising. Deteriorated post-war suburban housing, inadequate public transportation, run-down sewer systems, insufficient public safety equipment, and depleted public treasuries have turned up in small cities throughout the nation. In short, the "urban crisis" is no longer confined to the central cities.

The implication of this conclusion is clear. Despite the current popularity of anti-Washington rhetoric, the United States is in need of a national urban policy which would establish priorities for the expenditure of federal assistance moneys while leaving program details at the local level.

Such a mandate would address four broad areas of concern to urban administrators:

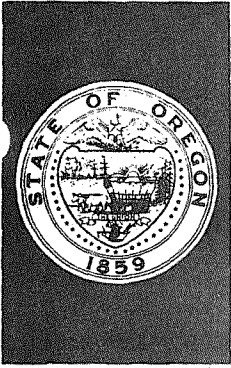
1. For all existing communities it would establish as federal policy the need to preserve our investment in existing urban areas. The prevalent response to blight—simply to move people and jobs further out as deterioration spreads from central city to suburb—must be countered by giving priority to conservation projects in all cities and suburbs.
2. In stable and growing communities, it is essential that priorities be established in the various categories of new public investment. It makes no sense to provide money equally to all communities if some have nothing to invest in but golf courses.

3. For rural regions expected to absorb significant amounts of new growth in the future, federal aid should be predicated on a Congressional finding that the anticipated growth could not be handled in existing urban areas. Just as existing cities should not be "thrown away" by directing new growth to the suburbs, so the nation's central regions should not be wasted by the direction of all new growth to the "Sun Belt." The movement of people and industry from one region to another does not represent growth; in the main it represents the waste of an incalculable public and private investment made over many decades in the cities and suburbs of the nation.

4. America today needs better government, but not necessarily less government. A federal commitment to the education and training of public managers at all levels of government is essential for the successful operation of the policies enumerated above.

We have learned that we cannot throw away our natural resources. In the same way we must reverse implicit policy of the last half century which has led us to throw away our man-made resources. Without a coherent federal urban policy we will just as surely lose our new towns and existing suburbs as we have almost "lost" our older central cities. The case cannot be overstated. The waste of our urban areas today will mean the loss of a nation tomorrow.

Michael Rancer
Regional Planner



**OREGON STATE
HIGHWAY DIVISION**

REGION 1

P.O. BOX 02157

PORTLAND 97202

Phone 653-3090

ROBERT W. STRAUB
GOVERNOR

F. B. KLABOE
Administrator and
State Highway Engineer

You will have 1205 Trucks To road?

Especially The Downtown

agenda

5a

*I want A full impact statement on city
Reduction overpasses - River Road Problem
Business - Time Problem
Pub Hwy + Hwy Council #1 study + in pt
Can on Dr Demisa*

July 27, 1976



Ms. Dorothy E. Farrell
Council Secretary
City Hall
10722 S.E. Main Street
Milwaukie, OR 97222

Dear Ms. Farrell:

In response to your letter of July 20, Mr. Rob Roy Cameron, Region Locating Engineer, will attend the Council meeting on August 2nd regarding Highway Division plans for the future widening of S.E. McLoughlin Blvd. I would appreciate it if you would call Mr. Cameron at 653-3105 and notify him of the time of the meeting.

Very truly yours,

Edward L. Hardt
Regional Engineer

7a

July 27, 1976

Mr. Harold L. Schilling
City of Milwaukie, Oregon
10722 S.E. Main Street
Milwaukie, Oregon 97222

Dear Hal and City Council Members:

I would like to express my sincere appreciation for the plaque that was presented to me at the City of Milwaukie Council meeting on July 19, 1976.

Youth programs are a vital part of any city and the opportunity that was given to me to serve in various capacities was a great challenge and will not be forgotten in years to come.

I would be honored at a future date to serve in some capacity, should the City of Milwaukie undertake a Park and Service District. Again, Thank you for your past help.

Very sincerely yours,

Ed Kondo



CITY OF MILWAUKIE
Inter-Department Memorandum

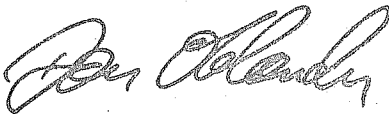
8a

TO: HAL SCHILLING
FROM: DON OBLANDER
SUBJECT: GARBAGE FRANCHISE FEES

Date: July 30, 1976

Since the City Council meeting of July 19, I have met with Dale Harlan twice and feel that much progress has been made toward a mutually acceptable franchise fee structure. It is our feeling that a resolution with complete recommendations will be ready for the August 16, 1976 Council meeting.

Due to the complexity of the issue and the various problems which have arisen from incomplete solutions in this area previously, it seems best not to rush through a resolution. Holding the issue over until August 16 will allow a more thorough review by yourself and the City Attorney and allow more input into problem solving before any opportunity for problems to develop. Accordingly, I request that consideration be delayed until August 16.



Don Oblander

DO:jk
July 30, 1976

I AGREE WITH HAL THAT ALL NEIGHBORHOOD COUNCILS SHOULD BE ASKED FOR VOLUNTEERS TO SERVE ON THIS COMMITTEE

MEMORANDUM

July 30, 1976

86

TO: CITY MANAGER

FROM: EXECUTIVE SECRETARY

SUBJECT: Applications for appointment to Parks and Recreation Commission

Applications have been received to date for appointment to the city's Parks and Recreation Commission, as follows:

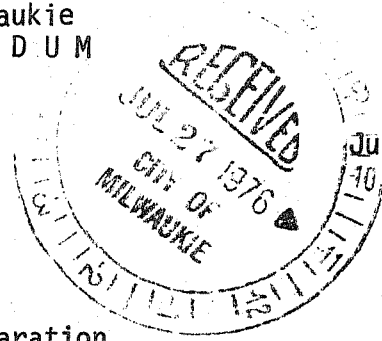
~~Fred Kondo~~
Frank Mello
George Van Bergen
Clair L. Kuppenbender
Fred Kondo
Eloise Hobson
Betty Stephens
Virginia Coyne
David Graf
Bob Hay
Virginia Stabenow

The resolution adopted by the Council calls for a seven-member commission.

City of Milwaukee
MEMORANDUM

Agenda

8c



July 27, 1976

TO: City Manager
FROM: Planning Director
SUBJECT: East-West Corridor and Grade Separation

It appears that we have two pending studies related to the question of an east-west arterial "corridor," and grade separation:

1. A Harrison Street improvement study to establish design and cost for widening this arterial to four lanes east to 42nd Street where King Road is now four lanes in width. I understand, from Mr. Daigle, that the \$80,000 which is earmarked for this improvement study will cover an analysis of conditions at the expressway-railroad grade crossing. I do not know whether this will permit the feasibility of a grade separation to be established beyond question. It would be prudent, however, to study Harrison Street, at the expressway and rail line, sufficiently to establish whether a four lane widening project could be constructed in such a way as to better accommodate a later grade separation.
2. A study of arterial streets as part of the Transportation element of the City's Comprehensive Plan. This would provide the best opportunity to consider over-all east-west traffic movements in the City, and how this would be distributed on different streets and between different destinations. It would not be feasible to analyze a new east-west "corridor" without considering its relation to the City's over-all traffic movements.

Although much needed, and perhaps inevitable, cost of carrying Harrison Street over or under the railroad and expressway will probably prove to be excessive for the foreseeable future, in terms of its benefits, and alternative needed projects. Much greater numbers of Portland drivers put up with worse conditions at the Southern Pacific crossing on Powell Blvd. before the recently constructed grade separation was feasible.

Recommendation:

1. Sit down with State Highway Dept. staff to review designs, costs, possible funding and other available information on a possible grade separation in vicinity of Harrison Street and the expressway. Include interested representatives of the Council and Planning Commission.
2. During initial phase of Harrison Street widening study, give as much attention as possible, within funds available, to the grade separation question.
3. Review City east-west traffic movements, corridors and arterials, during revision of Comprehensive Plan.

CN/me

MEMORANDUM

July 30, 1976

82
①

TO: CITY MANAGER

FROM: EXECUTIVE SECRETARY

SUBJECT: Street vacation

One of the street vacations recently approved by the City Council had an incorrect property description included in the ordinance.

The attached amending ordinance corrects this deficiency.

ORDINANCE NUMBER _____

82

(2)

AN ORDINANCE AMENDING ORDINANCE NUMBER 1343 BY AMENDING THE LEGAL DESCRIPTION OF STREET VACATION TO READ LOT 1 BLOCK 2, ARDENWALD AND DECLARING AN EMERGENCY.

THE CITY OF MILWAUKIE DOES ORDAIN AS FOLLOWS:

Section 1. The City Council of the City of Milwaukie, Oregon, amends both the Title and Section 1 of Ordinance Number 1342 by changing the legal description from Lot 1, Block 1, Ardenwald to Lot 1, Block 2, Ardenwald.

Section 2. Inasmuch as this Ordinance is immediately necessary for the preservation of public health, peace and safety of the City of Milwaukie, Oregon, and the inhabitants thereof, an emergency is hereby declared to exist and this ordinance shall be in full force and effect from and after its passage by the City Council and signing by the Mayor.

Read the first time this 2nd day of August, 1976, and moved to second reading by unanimous vote of the City Council.

Read the second time and adopted by the City Council this 2nd day of August, 1976.

Signed by the Mayor this 2nd day of August, 1976.

Bill Hupp, Mayor

ATTEST:

Dorothy E. Farrell, Recorder

Approved as to form:

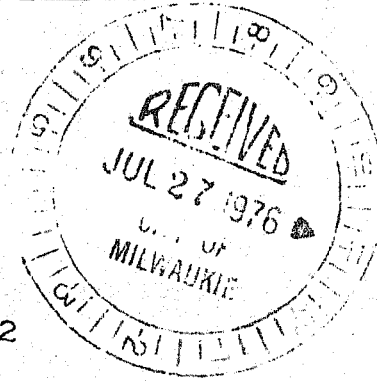
Myer Avedovech, City Attorney



88
①

1625 S. E. WOODWARD STREET
PORTLAND, OREGON 97202

24 July 1976



Harold L. Schilling
City Manager
City of Milwaukie
10722 S.E. Main St.
Milwaukie, Oregon 97222

Re: Alterations to Milwaukie City Hall Bldg.

Dear Sir:

All items on the Architect's "Punch List" that were the responsibility of the Contractor were completed at the time my last statement was mailed to Mr. Routson, the Architect. Some items on the list were not a part of the contract for subject work, and a speed letter relating to these items was sent along with our final statement to the architect on June 16, 1976. A copy of this speed letter is enclosed. It is self-explanatory.

Before this final statement was mailed, I checked the jobsite and checked with Jim of the building inspection division. He said everything was done. Our retainage plus an approximate Twenty-five Hundred Dollars (\$2500.00) on painted work and miscellaneous is Past Due. I would appreciate receiving payment in full of this account within the next ten days.

Very truly yours,

Gene H. Settergren, Owner

Total amount due - 6158.87

80
②

TO James J. Routson, Architect | 15010 SE McLoughlin Blvd - Milwaukie
AT 97221

SUBJECT Alterations to Milwaukie City Hall Building | DATE June 16, 1976

Punch List:

Re: Install Mat at Front Entrance

Business & Institutional Furnishings (Carpet Subcontractor) said that if they were provided with written specifications detailing what was wanted, they would give the owner or you a bid thereon. *ORIGINAL SPECIFICATIONS Have been Complied With*

Re: Wiring and switch for Electric Door Lock

Harold Electric (Electric Subcontractor) stated this was not a part of contract. They estimated the cost for this work would be approximately \$150.00

Re: Pump

Oregon City Plumbing informed me that they had contacted the manufacturer on the pump and requested him to come and check installation and pump and try to determine cause of difficulty. *OREGON CITY PLUMBING STATE THAT THEY WILL Guarantee their WORK*

DUPLICATE

SIGNED

DATE

SIGNED

CITY OF MILWAUKIE
Inter-Department Memorandum

TO: HAL SCHILLING
FROM: DON OBLANDER
SUBJECT: UNPAID BALANCE - SETTERGREN

Date: July 29, 1976

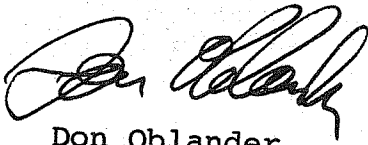
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③

Total contract amount	\$73,316.00
Total billed to City(my records)	71,516.00
Balance unbilled	<u>1,800.00</u>
Retainage (5% of 71,516.00)	3,575.80
Balance owing	<u>\$5,375.80</u>

Proof:

Total contract	73,316.00
Payments to date (5)	67,931.71
Balance	<u>5,384.29</u>
Less-charges to contractor for damage done	8.49
Net balance owing	<u>\$5,375.80</u>

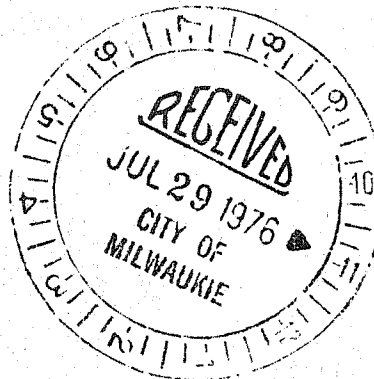
As I understand it, Mr. Settergren is asking for \$2,500 in billings plus \$3,658.87 in retainage, or \$6,158.87 in total. I don't know where he gets his figures, but I think he should have checked his records before demanding payment. I guess we shouldn't be too surprised to find that his records are as far behind as his other work.



Don Oblander

DO:jk

July 29, 1976



MEMORANDUM

July 30, 1976

TO: WAYNE DAIGLE/JIM MISHLER

FROM: CITY MANAGER

SUBJECT: City Hall remodeling

82

(4)

In reviewing Jim Routson's recitation of contract deficiencies-- items not completed--of May 11, 1976, I have found as of July 30, 1976, seven items yet undone. Additionally, although not cited in his May listing, the matter of air conditioner exhaust in the Council Chambers continues as a deficiency.

The following items, therefore, should be contracted at the earliest time and the cost for completions and/or corrections billed against the retainage held from Mr. Settergren's contract:

- 1) Repair wall under vinyl wall covering next to door into Office No. 1. (Main Floor Corridor)
- 2) Install mat at front entrance. (Main Floor Corridor)
- 3) Install wiring and switch for electric door lock. (Main Floor General Office No. 2)
- 4) Soap dispenser to be installed. (Main Floor Women's Toilet Room)
- 5) Install soap dispenser. (Main Floor Men's Toilet Room)
- 6) Repair wall under vinyl wall covering and first landing. (Main Floor Stair)
- 7) Enamel convector cover at main landing. (Main Floor Stair)
- 8) Correct/adjust air condition system, Council Chamber, to exchange/exhaust stale air. (Second Floor Council Chamber)

Harold L. Schilling
City Manager

HLS:df

cc: Jim Routson
Gene H. Settergren
Myer Avedovech, City Attorney

THESE DETECTORS ARE AVAILABLE LOCALLY THROUGH LOCAL MERCHANTS AND I AM OPPOSED TO THE CITY BEING IN COMPETITION WITH FREE ENTERPRISE AND LOCAL MERCHANTS (TAXPAYERS)

MEMORANDUM

RECEIVED
JUL 27 1976
CITY OF
MILWAUKIE

July 23, 1976

8b
①

TO: CITY MANAGER

FROM: GREG ENGLUND

SUBJECT: Smoke Detectors

In response to your request, I studied the bulk purchase of wholesale smoke detectors by the city.

1. MODELS

Over 70 approved fire detector alarm devices are manufactured by 34 companies. Both AC and battery powered models are available. The AC models either require wiring in with a low voltage line or can be plugged in with a cord. Battery powered models are currently offered to the residents of Sandy and Boring by their volunteer firefighters because the wiring of AC models can be both expensive and inconvenient, probably discouraging many people from purchasing them. Additionally, the AC powered detectors could be "silenced" by a fire in a fuse box or electrical panel while battery powered detectors provide a signal when the battery gets low. Battery powered detectors can also be moved from one location to another quite easily.

2. COSTS

The Building Inspector contacted 2 wholesalers regarding bulk purchases of smoke detectors. The first is a Nutone, model S-180, which has to be wired in with a low voltage line. They also have a Model S-181, which is a plug in type with a 9 foot cord. Costs are the same for both models.

50 or more \$18.25
100 or more \$17.75
200 or more \$17.25

The second is a Smokegard, Model 700, battery powered. Quantities of 12 or more are \$36. The Smokegard, Model 800, battery powered, is available in quantities of 12 or more at \$35 each. Prices for quantity purchases (50-100-200) would be somewhat lower.

Both the Sandy and Boring Fire Departments are currently purchasing battery operated smoke detectors in bulk from the American Security Associate Fire Service in Sacramento, California and prices quoted were:

1 to 3 \$35.90
4 to 11 33.40

12 to 36	\$32.90
37 to 59	31.90
288 to 499	29.90

Recommended retail price - \$69.95

8f
②

It would probably be advisable to contact some other wholesalers if purchase is considered. The cost of detectors has been decreasing rapidly with a fluctuation of approved detectors moving from \$100 per unit to approximately \$31.00 per unit in the past few years.

3. CONCLUSIONS

The Boring Fire Department has found that residents are hesitant to purchase the units because chain stores and large catalog stores are selling their approved detector units to the public for the price that the department pays for the units they purchase wholesale. The decreasing price could pose a problem to the city. The city would probably want to take orders from residents before making a large wholesale purchase.

There could be some hard feelings by those stores that sell smoke detectors if the city was to enter the market. Stores can provide a selection of models while the city would probably not find it feasible to provide more than one brand. Also, departments that have sold units have been unable to service a new unit if it malfunctions.

4. RECOMMENDATIONS

Smoke detectors no doubt provide a valuable degree of safety to residents. However, I would not recommend bulk purchasing by the city. Stores are currently providing a wide choice of models at reasonable prices. Rather than entering the market, I would suggest that the city encourage purchase of detectors through publicity and public education.

*Finally Someone in City Hall is concerned with
Tax Paying Free Local Enterprise*

Bruce Greg

Smoke detector saves a life

A Redwood City woman today credited a smoke detector with having saved her life and thereby gave Peninsula fire chiefs the opportunity for a knowing nod.

Fire detectors will be mandatory, sooner or later, in San Carlos residences, and are mandatory for new home construction in Redwood City, Belmont and Menlo Park.

Esther G. Harris of 3015 Bayshore Blvd., Redwood City, said that she had

forgotten some food cooking in the kitchen of her mobile home last Jan. 6 and was taking a shower when she heard the smoke detector device sound off.

She said that when she jumped from the shower "Smoke was very thick in the living room and kitchen. "I saw flames shooting up and spreading to my kitchen cabinets."

Mrs. Harris said she was able to beat out the flames with a heavy, water-soaked towel.

"Needless to say, I know I owe my life to having the smoke and fire detector," she said.

San Carlos fire chief Richard Bosted agreed. "Mobile homes can go up like a matchbox," he said. "It's very likely Mrs. Harris would have been trapped in just a few more minutes if it hadn't been for the smoke detector."

The devices cost \$40 to \$50, are about 6-inches in length, and come in various shapes. They may be

battery operated or can be plugged into a wall socket, Bosted said.

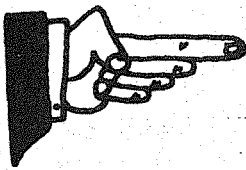
They should be installed adjacent to a sleeping area, he said. If there are sleeping areas on different floors, a detector should be installed on each floor.

San Carlos requires detectors for all new construction or for any house that is sold or re-rented. By July, 1976, the detectors also will be required for apartments, Bosted noted.

Redwood City, Belmont and Menlo Park require the devices in new homes, but do not require installation upon re-sale. Townhouses and the single family dwellings in Redwood Shores must have them, according to Redwood City fire marshal George Asvos.

Redwood City fire Chief William Keller said, "I have a detector in my house, and most of our firemen do, too. I wish we could require that everyone did."

8 f ③



PROTECT YOURSELF AND YOUR
FAMILY WITH THE BEST SMOKE
DETECTOR AVAILABLE AT THE
LOWEST POSSIBLE COST.
THE BRK 74R (SEE ENCLOSED BROCHURE) IS
U.L. AND FIRE MARSHAL LISTED.
BATTERIES INCLUDED

1 - 11	\$ 32. ⁹⁰	ea.
12 or more	\$ 31. ⁹⁰	ea.

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INTERNATIONAL

1030 West Capitol Avenue, No. 1.
West Sacto., CA 95691
(916) 372-8822 - 371-4601

- Orders shipped U.P.S. or best way same day recd'.
- California residents add 6% sales tax
- With your remittance, please add 75¢ shipping and handling for each detector ordered

San Jose Mercury

Monday, Dec. 22, 1975

Fire Loses

BOSTON — The daily average U.S. property loss from fire is 1,609 homes, 378 apartment buildings, 66 school and college buildings, 11 churches, 208 stores and offices, 53 restaurants, 111 industrial plants and 70 farm buildings.

The Mercury

★★ SAN JOSE, CALIF., FRIDAY, DECEMBER 19, 1975

16 CHILDREN

San Jose Mercury-News

4 Sunday, Dec. 21, 1975

Home Fires Take 32 Lives

By United Press International

Home fires in communities from coast to coast killed more than 30 persons, many of them children, with cold gripping much of the nation during the night hours of the last weekend of autumn.

By early Saturday, the total of deaths stood at 32 — 16 children and 16 adults.

In the worst of the blazes, a mother and six children died in Tinley Park, Ill., a Chicago suburb, in a fire that might have started in shorted Christmas tree lights, and a father and five children were killed in a fire in their home at Reading Center, N.Y.

A father and two boys were killed at Oakdale, Pa., Friday night in a fire, and a nine-year-old girl, her grandmother and an uncle perished in a house fire at Hughson, Calif., southeast of Modesto.

A seven-year-old boy, a girl, 14, and two adults were killed in two house fires in Montgomery County, Md., and three were killed at Peekskill, N.Y.

A man and wife died in an Omaha home fire; a woman was killed in a

home blaze in West Philadelphia, Pa., and a woman died fleeing a New York City blaze.

Pre-dawn blazes took two lives, those of a 66-year-old man and a 62-year-old woman, in Virginia where temperatures were in the teens.

The Tinley Park blaze burned through a family room in a split-level residence and sent heavy smoke pouring through the sleeping rooms. Neighbors said Mrs. Josephine Shine, 38, the mother, ran to a neighbor, summoned help, then ran back to her death in the burning house. She died, apparently trying to rescue the six children, four boys and two girls ranging in age from 2 to 14.

The father, a Chicago detective, was at work, authorities said.

Two of the children were from a previous marriage, and one was a foster child.

Douglas Parker, 32, four boys and a girl aged from 7 to 11 years, were killed in the blaze at their two story home at Reading Center, in the New York Finger Lakes area. Mrs. Parker and two children, a daughter, 16, and a son, 13, escaped with injuries.

Smoke Alarm's Buzz Rousts 3 To Safety

A \$50 smoke detector turned out to be a priceless investment Thursday when the device roused a sleeping San Jose family, allowing a woman and her two children to flee their burning home.

The blaze caused an estimated \$17,000 damage to the residence of Mrs. Marty Mordecai, of 4798 Bannock Circle.

"As far as I'm concerned, the smoke detector saved our lives," she said.

Battalion Chief Ray Jones said Mrs. Mordecai was awakened around 2 a.m. by the loud electronic buzzer of the battery-operated detector her ex-hus-

band, a Los Altos fire fighter, had installed in the home for her.

Mrs. Mordecai found the living room ablaze and ushered her two daughters to safety. The fire damaged the living room, hallway and kitchen.

Capt. Ron Delgado stressed the value of the detector, noting that heavy smoke acts like an anesthetic, putting slumbering people into a deeper sleep from which they might never awake.

Delgado said the smoke detector is similar to many of the same price now on the market that generally are installed in hallways near bedrooms.

W. 8

Metropolitan News

Monday, January 12, 1976

Fire Officials Say Smoke Alarms Prove Their Worth

By DON THORNTON
Bee Staff Writer

It was a shrill whining sound that woke Judy Vanderbunt in the predawn November darkness.

She ran from her bedroom to her younger daughter's room, finding it engulfed "in flames and smoke."

Grabbing her daughter, Piper, 1, she ran across the hallway to the bedroom of her other daughter, Whitney, 4, and then headed outside their Arden Park home with both girls in tow.

"Before we even got out to the street the whole room exploded and the windows blew out," said Mrs. Vanderbunt, whose football player husband, Skip of the San Francisco 49ers, was away at training at the time.

The 4:30 a.m. blaze started in a faulty electrical outlet in Piper's room. By the time the flames were brought under control the blaze had caused \$40,000 damage.

It was the whining sound, Mrs. Vanderbunt says, that "saved our lives."

The sound had come from a small device installed in the ceiling of the bedroom hallway. It was a battery-powered smoke detector which was activated by the smoke and put out its loud alarm.

"It hadn't been for the detector we would have been dead — it was

only a matter of seconds," Mrs. Vanderbunt said.

"We do believe it saved their lives," said Fire District Chief Patrick Parker, the man whose department put out the blaze.

Most building codes across the state (including in Sacramento County) now require smoke detectors in new houses, apartments and mobile homes. The regulations have spawned mass production of the devices, which are now widely available at prices ranging from \$40 to \$100.

"I think the cost of the unit is such now people can't really afford not to have one," Parker said.

The State Fire Marshal in March of 1974 set up standards and testing for the wide variety of devices and has since approved more than 100 models from dozens of manufacturers.

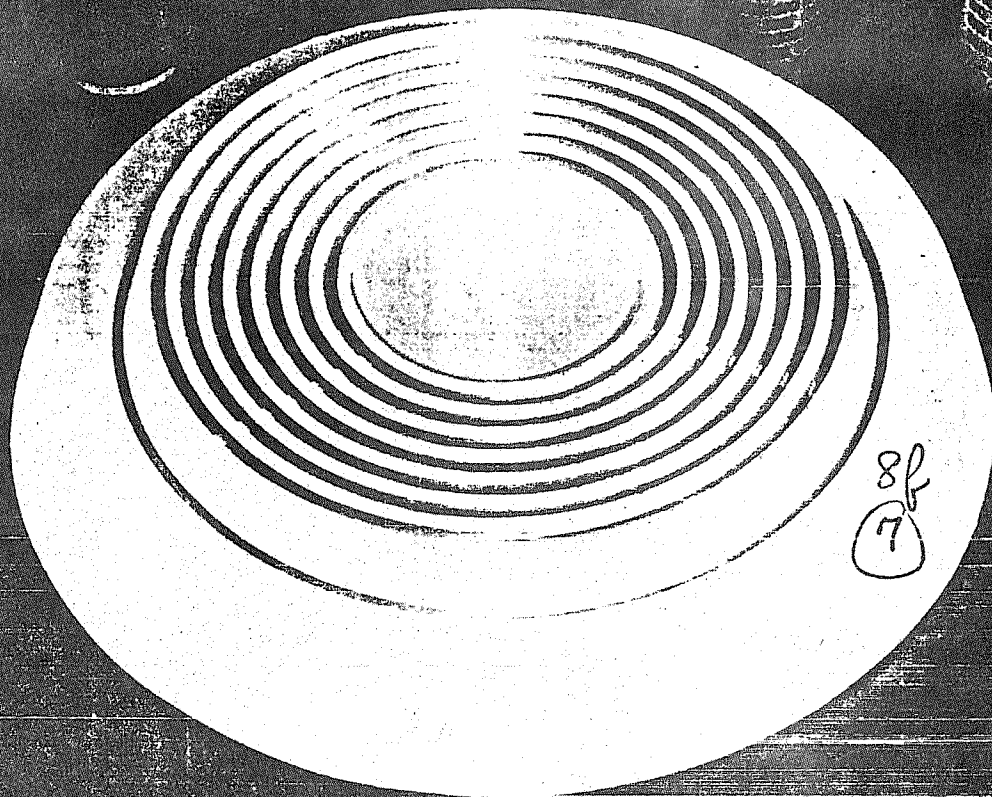
"I'm sold on them," said Sacramento Fire Marshal Ray Charles. "As a matter of fact I recently installed one and feel quite secure. I recommend that every family install a minimum of one detector in its home, making sure it's an approved one."

The devices are relatively easy to install and the best place for them, according to the code, is "mounted on the ceiling or walls centrally located in the corridor or area giving access to rooms for sleeping purposes."



Bee Photos by Harlin Smith

Judy Vanderbunt demonstrates a smoke detector installed in the residence where she is staying while her fire-destroyed home is being rebuilt. Above, she watches smoke from a match drift toward the detector and at right winces at the nearness of the shrill signal. She credits a similar alarm in her home with saving her life and that of her two children when fire struck recently during the night.



SmokeAlert... the standout among all battery-operated fire detectors.

BRK's new SS74R gives the earliest possible fire warning, has more battery power, squeals on fire, and an automatic test mode that needs no periodic readjustment. It's the first to meet UL's Standard 74.

Learn about superior features in spades.

It's an ionization device with 650000 particles that detect in all four stages of fire, even the incipient stage before smoke develops. One type of device can give only one stage of detection or earliest detection.

Another key feature is BRK's 100% battery power — with a high 1000 mAh battery that has almost twice the life of batteries in other detectors and will automatically set off a trouble signal when it begins to run low. The BRK trouble signal is required by the independent Underwriters' Laboratories.

BRK
ELECTRONICS
First In Fire Warning

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

July 30, 1976

TO: City Council
FROM: Planning Commission
SUBJECT: Design Review Ordinance

Early in 1974, the City Council and Planning Commission recognized the need for design review. An interim design review ordinance establishing the Planning Commission as the interim Design Review Board was adopted by the City Council on October 20, 1975, after a favorable recommendation by the Planning Commission. At that time, the Council directed staff to develop an ordinance which would establish a design review board separate from the Planning Commission.

On January 22, 1976, the Planning staff submitted to the Planning Commission a preliminary draft of a permanent Design Review Ordinance which is largely an adaptation of the model ordinance prepared by the American Institute of Architects. This draft went through several revisions, and the Planning Commission held a public hearing on February 24, 1976. No person appeared to speak regarding the issue and no correspondence was received. The Commission decided to have the City Attorney and Planning Director review the proposed ordinance and submit written recommendations for changes for Planning Commission consideration before a recommendation was made to the Council regarding the proposed ordinance. The draft was further revised to include these recommendations.

At its meeting held July 27, 1976, the Planning Commission voted unanimously to recommend approval of the Design Review Ordinance as revised.

Attached is a copy for your consideration.

m

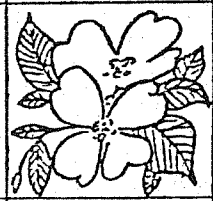
For Council agenda August 16, 1976

89
(2)

DESIGN REVIEW

Preliminary: January 1976
Revised 2/16/76
Revised 6/10/76
Revised 7/27/76

City of Milwaukie, Oregon



DESIGN REVIEW ORDINANCE

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ORDINANCE NUMBER _____

AN ORDINANCE ADOPTING DESIGN REVIEW REGULATIONS FOR THE CITY OF MILWAUKIE, OREGON.

84
(4)

The City of Milwaukie, Oregon, does ordain as follows:

ARTICLE I. POLICIES, PURPOSES, CRITERIA AND GUIDELINES
FOR REVIEW

Section 1.010. Statement of Policy. The City Council finds that new development can have a substantial impact on the character of the area in which it is located. Some harmful effects of one land use upon another can be prevented through zoning, subdivision controls and building codes. Other aspects of development are more subtle and less amenable to exacting rules of thumb promulgated without regard to specific development proposals. Among these are the general form and character of the land and landscape before and after development, the spatial relationships of, and circulation between, structures, open spaces and adjacent land uses, and the contribution which buildings and other improvements and open spaces make to the appearance of an area being developed. Such matters require the timely exercise of judgment in the public interest by people qualified to evaluate the design of new development.

Section 1.020. Purposes. The purposes of design review are:

1. To promote those environmental qualities which create and maintain community values.
2. To foster the attractiveness and functional utility of the community as a place to live and work.
3. To encourage originality, flexibility, and innovation in site planning and development.
4. To discourage monotonous, drab, unsightly, dreary and inharmonious developments.
5. To preserve and maintain the integrity of developed areas which have a unique, valuable or special character and quality, or historic significance.
6. To preserve the natural character of incidental and planned urban open spaces, and to maintain the scenic quality of the Willamette River.
7. To protect and enhance the City's attractiveness and appeal for residents and visitors in order to support and stimulate business and industrial activity, and attract private investment.

Ordinance Number _____

Design Review Ordinance

8. To protect public and private investments.
9. To avoid the creation or deterioration of blighted areas, in order to stabilize and improve property values and tax revenues.
10. To encourage, where appropriate, a harmonious mixture of uses within zones where this is allowed.
11. To raise the level of public concern and expectations regarding the visual appearance and environmental quality of the City, and thereby to foster civic pride, community contentment, and citizen involvement in local affairs.

Section 1.030. Aspects of Review. The Design Review Board in examining applications for building permits is to consider the various aspects of design, with special emphasis on these objectives:

1. Comprehensive Plan. To insure conformance with design goals and policies of the Comprehensive Plan, and related policies or standards adopted to guide development.
2. Landscape and Environment.
 - a. To prevent the unnecessary destruction or blighting of the natural landscape or of the achieved man-made environment.
 - b. To avoid development in hazardous areas such as those susceptible to slippage or high water.
 - c. To require that open areas of building sites are appropriately landscaped and protected against erosion.
3. Relationship of Structures and Open Spaces.
 - a. To ascertain that the treatment of built-up and open spaces has been designed so that they relate harmoniously to the terrain and to existing buildings that have a visual relationship to the proposed development.
 - b. To insure that building densities reflect the steepness of terrain and other difficult site conditions.
 - c. To see that development plans for multi-family projects provide appropriate usable open space areas for residents, particularly young children.

4. Circulation. To facilitate appropriate pedestrian, bicycle and vehicular circulation to and within the development, servicing, and parking, and to provide adequately for the handicapped, the very young, and the elderly.
5. Protection of Neighbors. To protect neighboring owners and users by making sure that reasonable provision has been made for such matters as surface water drainage, sound and sight buffers, and the preservation of views, light and air, and those aspects of design, not adequately covered by other regulations, which may have substantial effects on neighboring land uses. 89
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6. Compliance with Other Regulations. To assist or coordinate activities to assure compliance with other municipal ordinances that affect design, such as the sign control, planned unit development, buffer zoning requirements, tree ordinance, underground utilities.

Section 1.040. Guidelines for Review.

1. The Board shall restrict its considerations to a reasonable and professional review of the proposal and plans. Although Board members may make suggestions for improvement, the Board may not mandate its preferred solution, when all considerations of previous sections have been taken into account, and acceptable provision has been made for each, leaving full responsibility for the design and development to the applicant.
2. Individual initiative and innovation are to be encouraged.
3. The neglect or failure of the proponent to take reasonable account of the items discussed in Sections 1.010., 1.020., and 1.030., *supra*, shall constitute the Board's sole basis for disapproving a proposal.
4. In its endeavor to improve the quality of a design, the Board shall keep considerations of cost in mind. But consideration of cost shall not override the other objectives of this ordinance.
5. The Board is not to use design review intentionally or inadvertently to exclude housing for low- and moderate-income persons, or for minority groups.
6. The Board is not to use design review intentionally or inadvertently to prohibit or unduly restrict building types, materials or methods, or to vary the specific allowances or prohibitions of the City's zoning, subdivision, or other development controls.
7. The Board may prepare and adopt supplemental design guidelines, standards and criteria to provide a greater degree of detail and specificity which the Board finds is necessary for the implementation of this ordinance. Such guidelines shall be published and available to applicants.
8. The Board may designate types of simple, small scale, non-controversial or minimal impact developments which may be reviewed and acted upon by the Planning Director without Board action, together with appropriate guidelines for this action. Procedures for delegation of action together with provisions for appeal and other conditions, shall be incorporated in this ordinance by amendment.

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ARTICLE II. CREATION AND ORGANIZATION
OF THE DESIGN REVIEW BOARD

Section 2.010. Design Review Board. The City Council hereby establishes a Design Review Board.

Section 2.020. Appointment of Board Members and Alternates. The Board shall have five regular members and three alternates appointed by the Mayor with the advice and consent of the Council.

Section 2.030. Composition of the Board. At least two of the regular members shall be residents of the City, unless persons with requisite qualifications are not available. Insofar as practicable, members and alternates of the Board shall be competent in matters of design. A majority shall be architects, urban designers, landscape architects, or persons having special training and qualifications for exercising sensitive judgement concerning matters of design, graphics or allied arts. The balance of the regular members of the Board shall consist of a representative of the Planning Commission and a person engaged in the sale, financing, or construction of development. The balance of alternates shall be selected to represent business and general citizen interests.

Section 2.040. Selection of Chairman. The chairman and vice-chairman shall be elected from the members of the Board by a majority of the members for a term of one year, and shall not succeed themselves more than three consecutive terms.

Section 2.050. Compensation. Compensation, if any, shall be determined by the Council on recommendation of the City Manager. Such out-of-pocket expenses as have been authorized by the Council shall be paid on vouchers.

Section 2.060. Term of Service. The term of service on the Board is three years. In order to provide continuity, one of the first five appointees shall serve for one year, two for two years, and the remaining two for the full three year term.

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ARTICLE III. JURISDICTION AND POWERS

Section 3.010. Types of Development Included. Except as provided hereafter, this ordinance shall apply to all development: private, municipal, and to the extent municipal design review is not pre-empted by state or federal law, other government development.

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This ordinance shall not apply to detached, single-family residential structures or duplexes, except those within a design district, as established under Section 3.020.

The term "development" in this ordinance is intended to mean that no site shall be cleared or altered, nor shall any structure be erected, demolished, moved, altered or enlarged without the approval of the Design Review Board.

Sections 3.020. to 3.050. Design Districts.

(Reserved for establishment of residential, greenway, or other special design districts.)

ARTICLE IV. OPERATIONS OF THE DESIGN REVIEW BOARD

Section 4.010. Submissions. The applicant shall submit through the Planning office in eight copies:

1. Preliminary building floor plans and exterior elevations drawn to scale adequate to show clearly the design intent. These plans and exterior elevations shall include structures and significant natural features on abutting properties.
2. A site plan, or plans, drawn at a scale adequate to show clearly the following:
 - a. The dimensions, orientation, and acreage of each lot or plot to be built upon or otherwise used.

Ordinance Number _____

Design Review Ordinance

- b. Layout of the entire project, and its relation to surrounding properties and the existing buildings thereon.
- c. Location and dimensions of present and proposed street and highway dedications required to handle the traffic generated by the proposed uses. 8g
⑨
- d. Location of points of entry and exit for motor vehicles and internal vehicular circulation pattern.
- e. Bike and pedestrian routes within and adjacent to the site.
- f. The location and layout of all paved areas including off-street parking and loading facilities.
- g. All existing and proposed topography.
- h. Locations of existing and proposed plantings and screenings.
- i. The size, shape, and location of existing and proposed construction.
- j. Indication of the proposed use of construction shown on the site.
- k. Location of walls, fences, and railings, and the indication of their height and the materials of their construction.
- l. Indication of exterior lighting adequate to determine its character and to enable review of possible hazards and disturbances to the public and adjacent properties.
- m. Indication of other potential disturbances to the public and adjacent properties due to noise or odors to be emitted from the proposed use.
- n. Location, size, and design of exterior signs and outdoor advertising.

The Planning Director may waive any of the above submissions that he believes unnecessary, and may require such additional information and exhibits as he deems reasonably necessary to enable the Board to reach an informed result. For proposals submitted in phases, the information provided shall be appropriate in detail for adequate review of that phase. Required information may include:

- 1) Photographs from the site of adjoining structures.
- 2) Detailed drawings of decorative elements.

- 3) Samples of exterior materials and colors.
- 4) Location and method of refuse storage.
- 5) Scale drawings of signs.
- 6) Sectional studies to explain the character of the design.

Section 4.020. Stages of Inquiry. Prior to filing any submissions, the applicant or his design representative may obtain from the Planning office general information on procedures and guidelines for design review which would apply to proposed development.

The applicant may, at his option, submit preliminary or schematic designs for informal Board review without notice and hearing. In all such cases, final action on the development will be taken only after consideration under Section 4.060. Any Board recommendations or action taken on preliminary designs shall be part of the record made public at the hearing for final action.

The Board will ordinarily approve, approve with minor modifications, or disapprove a proposal on the submissions described in Section 4.010., *supra*. The Board may expressly reserve approval of detailed aspects of development not possible to decide on the submissions as provided by the applicant.

Section 4.030. Statement of Minimum Acceptable Conditions on Demand. Whenever the Board disapproves a submission, its action shall be accompanied by a statement of the major reasons or findings upon which its decision is based. It may also, at the request of the applicant, specify in writing the conditions under which a majority of the Board would accept the submission. However, it is not the intent of this section to require the Board to furnish the applicant with a design.

A design approval shall be void after six months unless substantial construction pursuant thereto has taken place. The Board may grant an extension for an additional six months upon request.

Section 4.040. Time Limitations for Action on Submissions. Whenever practicable, information concerning the proposal will be made available to Board members four days prior to the meeting so that they may familiarize themselves with conditions in the field as appropriate. The Board shall meet within 30 days of any submission and shall announce its decision within five days of hearing on the submission, unless the matter is continued for action at a later meeting.

Forty days after a submission has been filed, if not extended with the consent of the applicant, and if the Board has reached no decision on the proposal, the proposal shall be treated as if approved.

Section 4.050. Public Proceedings and Disclosure. All meetings of the Board shall be open to the public. Any understandings reached between the applicant and the City staff, or members of the Board, as a result of private deliberations, shall be made public before official action is taken on any submission.

Section 4.060. Notice. Not less than ten days, nor more than 20 days,

Ordinance Number _____

Design Review Ordinance

prior to a design review hearing, notice shall be mailed to owners of all property within 250 feet of the exterior boundaries of the property affected. Where the impact of the proposed development would clearly have impacts upon a greater area, the Planning Director is authorized to mail additional notices, or to publish notice in a newspaper of general circulation.

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Any person or organization desiring to be notified of any or all hearings under this ordinance may receive such notice by filing a request and paying a fee reasonably calculated to meet resultant costs.

Section 4.070. Procedures for Meetings. The chairman shall conduct the meetings of the Board. The secretary shall keep the minutes and a permanent record of all resolutions, motions, transactions, and determinations. These records, including all documents submitted by the applicant, shall be available on request for public inspection at reasonable times. Each applicant on whose submission action is taken shall receive a statement explaining in detail the basis for the Board's decision. The Board shall establish its own rules and meeting schedule and shall file with the City Manager a copy of its bylaws and other rules and a statement of when and where it plans to meet.

Section 4.080. Quorum. A quorum shall be four members of the Board. Whenever a Board member is unable to participate and vote because of absence, the Planning Director shall designate a substitute from the three alternatives. Whenever a Board member is unable to participate and vote because of disqualification, the chairman shall designate a substitute from the three alternates.

Section 4.090. Voting. When voting on any question, each member's vote shall be recorded and no proxy shall be allowed at any time.

A majority of those voting shall be sufficient to approve any proposal. For disapproval or approval on condition that changes be made in the proposal as presented, three affirmative votes are required.

Section 4.100. Conflicts of Interest. All members shall be entitled to vote, provided, however, that no member shall participate in reviewing or vote on any work of which he or any partner or professional associate is the author, or in which he or they have any direct or indirect financial interest.

If any member is disqualified because of a conflict or potential conflict of interest, his place shall be taken by one of the three alternates designated by the chairman.

If the chairman is disqualified, the vice-chairman shall preside. If he is also disqualified, a majority of the remaining Board members shall designate a new chairman to hear and decide the case at issue and to select

alternates to serve for the case.

Section 4.110. Peremptory Challenge. By peremptory challenge any applicant who feels that a member of the panel would be hostile or incapable of rendering an impartial judgment may have one or two members of the panel replaced from the list of alternates.

In the event of such a challenge, which must be made at the time of initial submission and in writing signed by the applicant, the chairman shall designate the alternate(s) from the official list of alternates.

If the chairman is challenged, the vice-chairman shall preside. If he is disqualified, a majority of the remaining Board members shall designate a new chairman to hear and decide the case at issue and to select alternate(s) to serve for the case.

Section 4. 120. Annual Report. The Design Review Board shall report annually to the Mayor and Council in the month of January. The annual report shall review the major decisions rendered during the year, and outline the rationale for those decisions. The report may include a survey of the appearance and condition of buildings in the City, an analysis of community trends in design, methods that might be employed to improve the quality of new building, prevent the deterioration of existing structures, and insure the proper maintenance of grounds, landscaping, and other design features in accordance with specific requirements, and the objectives of this ordinance. The Board at any time may make recommendations to the City Council concerning ways to make the design review process more effective.

ARTICLE V. APPEALS AND ENFORCEMENT

Section 5.010. Appeals. Whenever the Board shall disapprove a submission, or approve with such conditions as the proponent feels are unacceptable, the applicant or his design representative shall have the right to appeal and be heard before the City Council.

Whenever the Board shall approve a submission either wholly or with conditions, or whenever the chairman of the Board shall exempt a submission from review, any interested person or group of persons who would be directly or demonstrably affected by the development shall have the right to appeal and be heard before the City Council.

The filing of a notice of appeal shall be made within fifteen (15) days after the Board renders its decision. Each filing shall be accompanied by a check or money order for \$25 to cover the costs of appeal.

The bases of appeal shall include, but are not limited to, the following:

1. Failure to comply with the purposes and objectives of the ordinance as defined herein.

Ordinance Number _____

Design Review Ordinance

2. Inconsistency with past decisions.
3. Economic hardship.
4. Undue interference with the design integrity of the proposal.
5. Prevention of desired or needed land uses.
6. Consideration by the Board of irrelevant information such as the race, ethnic origin, incomes, or other attributes of the proposed occupants or owners.
7. Prohibition or unwarranted restriction of building type, material, or method.

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The City Council may, on appeal, affirm, affirm with conditions, reverse, or remand to the Board with instructions. When the Council does not affirm, the reasons for this action, based upon provisions of this ordinance, shall be cited.

The Council shall hear and decide any appeal within thirty (30) days of filing. After final action on the appeal by Council, any aggrieved party may, within sixty (60) days, appeal from the Council's action to the courts.

If the Council fails to act within thirty (30) days, the action of the Board shall be in full force and effect, unless appeal from Council inaction is taken to the court sixty (60) days from the initial filing of appeal with the Council.

Section 5.020. Enforcement. No building permit shall be issued by the City for development covered by this ordinance under Section 3.010., except in conformance with the approval of the Design Review Board. No certificate of occupancy shall be issued without assurance of completion of development in accordance with design approval. The penalties for construction or demolition in violation of the provisions of this ordinance shall be the same as those provided in Article 12 of the Milwaukie Zoning Ordinance 1316.

Read the first time this 16th day of August, 1976, and moved to second reading by unanimous vote of the City Council. Read the second time and adopted by the City Council this 16th day of August, 1976. Signed by the Mayor this 16th day of August, 1976.

ATTEST:

Bill Hupp, Mayor

Dorothy E. Farrell, Recorder

Approved as to form: _____
Myer Avedovech, City Attorney

CITY OF MILWAUKIE

Inter-Department Memorandum

9a
①

TO: HAL SCHILLING

Date: July 29, 1976

FROM: DON OBLANDER

SUBJECT: RESOLUTION AUTHORIZING CONTRACT ASSESSMENT PAYMENTS

In December of 1975 we extended the time period during which property owners could obtain bonding under the Bancroft Act. This allowed most property owners to obtain financing.

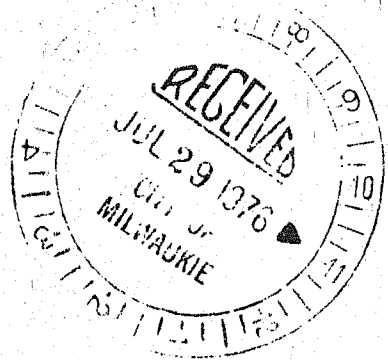
There remain, however, a small number of individuals who, for various reasons did not respond by the deadline and are unable to obtain other financing without undue hardship. Such reasons are generally the result of lack of receipt of an assessment notice due to address changes, improper addresses recorded by the County Assessor, etc.

Inasmuch as the failure of such property owners to make application for bonding earlier was for reasons outside their control, it would appear to be an unreasonable burden to demand immediate cash payment. Accordingly, I am recommending that those property owners who make a good faith effort to clear their assessments be allowed to pay off their assessments under a contract with terms identical to those who did bond. Interest would accrue from the date of the assessment, except in such cases where notification was sent to the wrong property through incorrect addresses maintained in our records. It would seem appropriate to charge interest only after 30 days from the date they actually received their notification.

The ability to carry such contracts is made possible through early payoffs of other assessments, resulting in a favorable cash balance in our sinking fund. Thus, no drain on City resources will result. The contract payments should actually result in a faster, more economical collection of these assessments than might otherwise result.

At present there are about six individuals who would qualify. There are a small number of other property owners who may qualify in the near future. No extension of contract terms is proposed to be made to those individuals who have received our assessment notices (and/or the City Attorney's letters) and failed to make any attempt to respond to their obligations.

Don Oblander
jmk
7/29/76



4 to 1
Jury vote No

RESOLUTION NUMBER 29-1976

pa
②

A RESOLUTION AUTHORIZING A CONTRACT PAYMENT PLAN FOR PAYMENT OF SEWER ASSESSMENT OBLIGATIONS.

WHEREAS, sewer assessments in Rolls 116 and 117 were required to be either paid or bonded by October 20, 1975 and December 1, 1975, respectively, and

WHEREAS, several property owners were unable to comply with said requirements prior to the due date for reasons beyond their control or that of the City, and

WHEREAS, said citizens have made good faith efforts to satisfy their obligations, but have been unable to do so without severe hardship.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Milwaukie that the affected property owners be allowed to contract with the City to pay their assessments in semi-annual installments over a 20 year period commencing with the original due date of the assessment.

BE IT FURTHER RESOLVED that such contracts shall accrue interest at the rate of 7% per annum.

BE IT SO RESOLVED.

Introduced and adopted by the City Council on the _____ day of _____, 1976, at a regular meeting of the City Council.

Bill Hupp, Mayor

ATTEST:

Dorothy E. Farrell, Recorder

Approved as to form:

Myer Avedovech, City Attorney

MEMORANDUM

July 28, 1976

TO: HAL I AGREE WITH JAN'S RECOMMENDATION PROVIDING
FROM: JAN *JAM* IT IS ALSO THE DESIRE OF THE MAJORITY OF THE PRESENT BOARD.
SUBJECT: Area 5 board BUT NOT JUST BECAUSE JAN RECOMMENDS IT

David Bulby finds that a promotion in his job means he will be unable to continue as active a role on the NC #5 Executive Board.

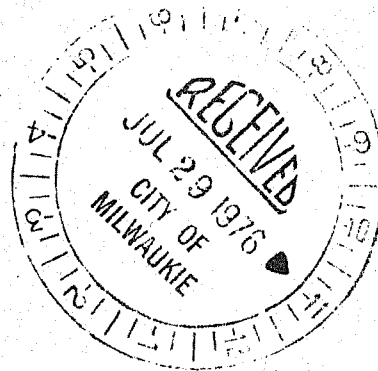
This is a real loss as he has been outstandingly conscientious in his leadership effort in that area; however, we must "bow to the inevitable" I suppose, and offer him our congratulations on his professional success! And David anticipates some level of participation, particularly continued involvement with area 5's Furnberg Park Task Force.

It does necessitate a change in that board's make-up. May I suggest that Alternate #1 Judy Majors be appointed to the regular board?

There were two persons who were tied for the next slot in the original City Council "appointment tally", namely, Peter Walker, and Marlene Graham. I am attaching copies of their applications and a map showing their residential position in hopes of aiding the City Council as they appoint a new alternate.

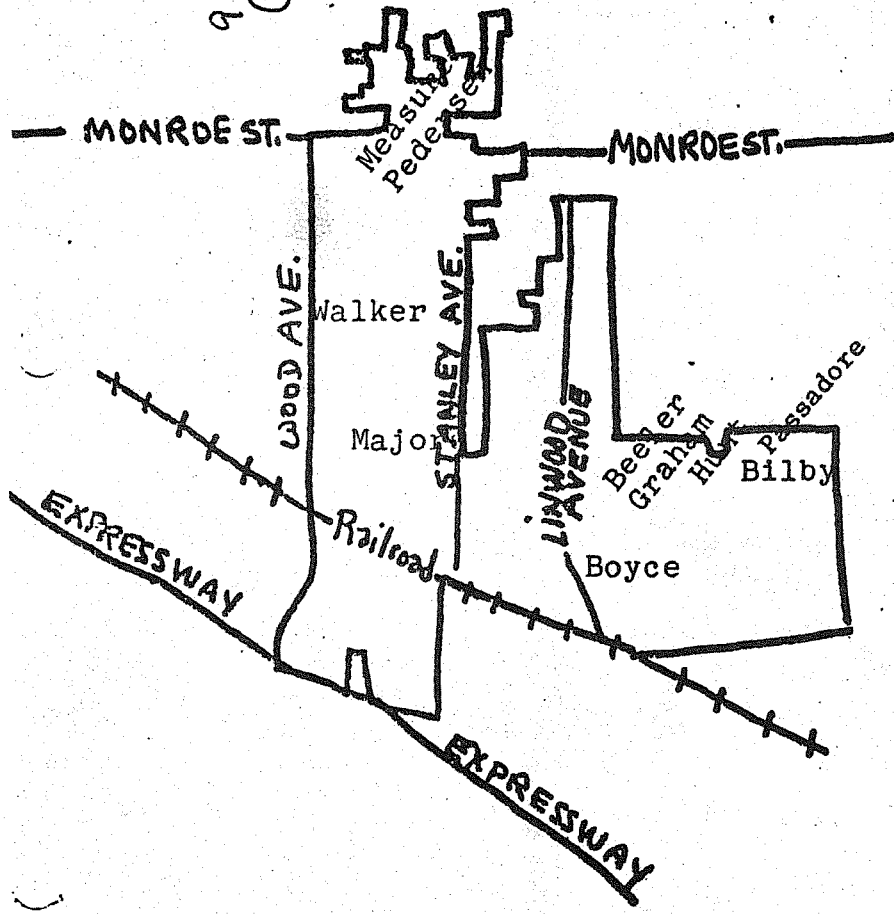
Jan Mandaville

JM/lja



NEIGHBORHOOD COUNCIL AREA #5

9 ③



APPLICATION

NEIGHBORHOOD COUNCIL EXECUTIVE BOARD POSITION

92
③

YOUR INTEREST IN MILWAUKIE AND ITS FUTURE IS ALL THAT IS REQUIRED TO APPLY FOR AN EXECUTIVE BOARD POSITION.

Name Marlene Graham (Mrs. Dennis)
Address 6595 S.E. Furnberg
Telephone 659-1245

Briefly discuss your reasons for seeking an Executive Board position:

Interested in land use, in
planning housing areas and
development of apartment
complexes in relation to
single family dwellings.
Also in street improvements,
storm sewers, etc. I wish
to be considered only as
an alternate, however, as
I'm attending university
at this time.

(dictated 3/9 to JMM)

APPLICATION

90
④

NEIGHBORHOOD COUNCIL EXECUTIVE BOARD POSITION

YOUR INTEREST IN MILWAUKIE AND ITS FUTURE IS ALL THAT IS REQUIRED TO APPLY FOR AN EXECUTIVE BOARD POSITION.

Name Peter Walker
Address 5344 S.E. Park 97222
Telephone 654-3511

Briefly discuss your reasons for seeking an Executive Board position:

I'm a teacher at Clackamas High and am concerned in participating to develop a more rational approach to city progress. I have no pet projects, but have worked for parks and see a need in that area. I am strongly interested in learning more about city government processes and in helping in any small way I can.

(dictated 3/9 to JMM)

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

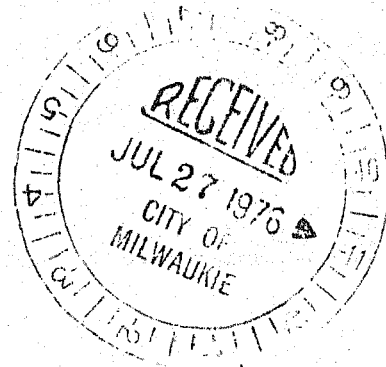
90

July 27, 1976

TO: City Council
Planning Commission
City Manager
Planning Director

FROM: Assistant Planner

SUBJECT: Willamette Greenway as of July, 1976



Background

In April, 1976, the Council adopted a Willamette Greenway Plan Boundary and transmitted it to the State Department of Transportation. However, according to State statute (ORS 390.318), the State Department of Transportation has the responsibility for developing a plan and specifying a plan boundary ". . . in cooperation with units of local government. . ." Below is an outline of a course of action the State is taking in the near future.

Governor's Willamette Greenway Advisory Commission

The Governor's Willamette Greenway Advisory Committee will hold a meeting on the Willamette Greenway August 5, 7:00 p.m., at the West Linn Inn. Comments to the Greenway Committee will be accepted through to September 6. The Greenway Committee is considering the document titled "A Proposal for the Willamette River Greenway," Oregon State Parks and Recreation Branch, Department of Transportation, July, 1976. A copy of the July 1976 "Proposal" accompanies this memo. The document has an explanatory text, maps indicating a proposed Plan Boundary and indicates areas where the State may be interested in purchasing land from willing sellers.

Plan Boundary in July 1976 "Proposal"

In the July 1976 "Proposal," the Plan Boundary in the Milwaukie area includes more land than is included in the Plan Boundary adopted by the City Council. (See attached map for difference.) However, the July 1976 "Proposal" includes much less land than is included in the "temporary and preliminary" boundaries adopted in December 1975 by the Land Conservation and Development Commission.

In the text of the July 1976 "Proposal," the legislative objectives are emphasized:

. . . to protect and preserve natural, scenic, and recreational qualities of lands along the Willamette River, to preserve and restore historical sites, structures, facilities, and objects on lands along the Willamette River for public education and enjoyment. . .

The Plan Boundary in the July 1976 "Proposal" includes area which meets the legislative objective.

Acquisition from Willing Sellers

Also in the July 1976 "Proposal," two areas are identified in Milwaukie as lands "in which the interests in property might be acquired by negotiation with willing sellers" by the State.

One parcel is at River Mile 18.4 at the mouth of Johnson Creek, and the other is at River Mile 19 along the River west of 19th Avenue in the Island Station area.

	<u>RIVER MILE</u>	<u>BANK</u>	<u>CLASS</u>	<u>ACRES</u>	<u>COUNTY</u>
Mouth of Johnson Creek	18.4	R	3	22.00	CLACKAMAS
	Qualification: <i>Scenic, Recreational</i> Undeveloped flood land on the waterfront adjacent to downtown Milwaukie. The land is partially vegetated and provides an opportunity to allow public access from the upland to the river.				
West of 19th in Island Station	19	R	1	15.00	CLACKAMAS
	Qualification: <i>Scenic, Natural, Recreational</i> An area of undeveloped flood land located between existing city park and other city waterfront land. Most of the area floods annually. The area has potential for recreation use by connecting existing public waterfront lands and other potential public waterfront land. The area is a good feeding and resting area for waterfowl, heron, grebes and offers sturgeon fishing.				

"Class" refers to a six part system for identification, but does not imply priority. Class 1 means: "Land with legal access from the river and/or trails which offers opportunities for public day use such as picnicking, fishing and hunting and convenience facilities (sanitation, potable water, etc.)." Class 3 means: "Land which could provide legal and physical access from the uplands to river bank areas offering opportunities for public use as in (1) above."

Process of Adoption of Plan Boundary

1. On December 6, 1975, the Land Conservation and Development Commission adopted Willamette Greenway Plan Boundaries as "temporary and preliminary." These boundaries include a wide area of land including Kellogg Lake, all of downtown Milwaukie, and land up to 28th Avenue.

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

July 26, 1976

92

TO: City Council
FROM: Planning Commission
SUBJECT: PRC-76-1

At meetings held May 25, June 22 and July 13, the Planning Commission considered PRC-76-1, a request by Southern Pacific to resolve the conflict between the Comprehensive Plan Map and Zoning Map on property located on the southwest corner of 37th Avenue and Monroe Street by changing the Comprehensive Plan Map designation to Industrial, in M-L, Limited Manufacturing, zone. On July 13, the Planning Commission voted to recommend that the Comprehensive Plan Map designation be changed to Industrial and to adopt development policy guidelines to be considered during subsequent site design and buffer area reviews when specific building proposals are reviewed. The guidelines shall apply to the entire industrial site north of the rail line from Oak Street to 37th Avenue and are contained in items "b" and "g" described below.

For your information, attached are the following documents:

- a) Site map prepared by the applicant dated Sept. 15, 1972;
- b) Staff Report dated May 25, 1976;
- c) Excerpt from Planning Commission minutes of May 25 regarding PRC-76-1;
- d) Minutes of Neighborhood Council 4 meeting held May 27;
- e) Letter dated June 6 to Planning Commission from Neighborhood Council 4 regarding Southern Pacific Industrial Development Co. land at 37th and Monroe;
- f) Letter dated June 11, 1976, from D. G. Baldwin, Southern Pacific Industrial Development Company;
- g) Staff Report Addendum dated June 22, 1976, a continuation of report dated May 25, 1976;
- h) Transcript of Planning Commission meeting held June 22, 1976, regarding PRC-76-1;
- i) Material distributed to Neighborhood Council 4 regarding noise regulations contained in Ordinance 1028 and Order No. 74-139, Public Utility Commission, regarding blockage of public grade crossings by railroads;
- j) Minutes of Neighborhood Council 4 meeting held July 8;
- k) Transcript of Planning Commission meeting held July 13, 1976, regarding PRC-76-1.

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For Council agenda August 16.

Memorandum to City Council, Planning Commission, City Manager, Planning Director
July 27, 1976
Page Three

2. After consideration at several meetings, the Council adopted a Plan Boundary in April 1976. This was sent to the State for their consideration.
3. The Governor's Willamette Greenway Advisory Committee is to make a recommendation for adoption of a Plan Boundary to the Land Conservation and Development Commission (ORS 390.318.), in September, 1976.
4. In October 1976, LCDC is to consider adoption of the Willamette Greenway Plan Boundary (ORS 390.322.).

Recommendation

Send a letter to the Governor's Willamette Greenway Advisory Commission and to the Land Conservation and Development Commission reminding them that the City has held hearings on the matter and desires that the City's adopted boundary be the one LCDC adopts.

TH/me

OK

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Willamette River

Willamette Greenway
Plan Boundary
adopted by City Council
April 1976

Additional area included
in July 1976 "Proposal"
by the State Parks and
Recreation Branch of the
Department of Transporta-
tion



MILWAUKIE & VICINITY

