

CITY COUNCIL MEETING

September 17, 1973

7 p. m.

COUNCIL CHAMBERS

1204th Meeting

The one thousand two hundred fourth meeting of the Council of the City of Milwaukie, Oregon, was held on the 17th day of September, 1973. The meeting was called to order by Mayor Donald W. Graf, with the following councilpersons present:

Robert G. Stochosky	William M. Keller
Joy Burgess	Mayor Donald W. Graf

Absent: Bill E. Hupp (excused)

Also present:

Myer Avedovech, City Mgr. pro tem	Rod Sandoz, City Planner
J. Wayne Daigle, Dir. P W.	Dorothy E. Farrell, Secretary

CONSENT CALENDAR

It was MOVED by Stochosky, SECONDED by Keller, that the Consent Calendar be accepted. MOTION CARRIED and so ordered.

- a) Approval of minutes - September 4, 1973 meeting
- b) Memo re change in salary for Fire Captain
- c) Letter from Mrs. William Knopf re nuisance complaint, and Mrs. Burgess' answer
- d) Copy of letter from County Clerk to Ted Havlicek re elections
- e) Progress payment for asphaltic overlay

Memo to City Manager from Fire Chief, dated September 7, 1973, asks correction of a pay inequity created by the newly authorized position of Fire Lieutenant, leaving one Fire Captain making less than Fire Lieutenants. Letter from Mrs. William Knopf to City Engineer, dated September 5, 1973, with copies to D. Graf and J. Burgess, asks correction of overgrown vegetation on 37th Street. Mrs. Burgess answered the letter on September 7. The August 20 minutes mention letter from Ted Havlicek to Mayor Graf re difficulty in obtaining absentee ballots. Copy of that letter went to the County Clerk, and the County Clerk answered the letter on September 4, 1973. Progress payment for asphaltic concrete overlay on several streets, to Cascade Construction Company, contractor, is in the amount of \$42,757.09.

CORRESPONDENCE

1. Mayor Graf has received letter from Clackamas County Health Department, stating he or an appointed representative of the city is a member of the County Board of Health. Annual meeting will be held at 10 a. m. September 18. Mrs. Burgess volunteered to represent the city at this meeting.
2. Mayor Graf has received City of Beaverton Resolution No. 1757, proposing the formation of a regional planning district pursuant to Chapter 482, Oregon Laws 1973, to be known as "Columbia Region Association of Governments," to have jurisdiction over and include all territory within the boundaries of Multnomah, Clackamas and Washington Counties. A public hearing will be held on Thursday, September 27, 1973, at 7:30 p. m. in Beaverton.

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3. Mrs. Burgess has received letter from Clackamas County Clerk, dated September 11, 1973, regarding Milwaukie elections.

APPOINTMENT OF COMMITTEE TO SCREEN CITY MANAGER APPLICATIONS

Mayor Graf has sent memorandum to the Council, dated September 14, 1973, recommending the following be appointed to the committee:

Larry Sprecher, City Manager, Beaverton  
 Mrs. Anna Payne, representing North Clackamas Chamber of Commerce  
 Jim Atkinson, Personnel Manager, First State Bank  
 Robert Mills, Attorney at Law  
 Kenneth J. Levstone, Chairman, Milwaukie Civil Service Commission.

It was MOVED by Burgess, SECONDED by Stochosky, that Council accept the five names submitted by the Mayor for the screening committee for city manager applications. MOTION CARRIED and so ordered. A work session with Council and the committee will be held at 7:30 p. m. Monday, September 24, in the Council Chambers.

TAX BASE STUDY COMMITTEE

Mayor Graf asked for recommendations from Council for appointment to a Tax Base Study Committee.

FIRE DEPARTMENT BARGAINING CONTRACT

Council has received memorandum from the City Manager Pro Tem, stating the Firefighters bargaining agent has signed the contract for 1973-74.

RESOLUTION NUMBER 26-1973 - AUTHORIZING WAIVING PLANNING COMMISSION FEES

It was MOVED by Burgess, SECONDED by Stochosky, that Resolution Number 26-1973 (A RESOLUTION AMENDING RESOLUTION NUMBER 65-1968, AS AMENDED, AND PROVIDING FOR WAIVING PLANNING COMMISSION FEES) be read. MOTION CARRIED and so ordered. It was MOVED by Stochosky, SECONDED by Burgess, that Resolution 26-1973 be adopted. MOTION CARRIED and so ordered.

RESOLUTION NUMBER 27-1973 - AUTHORIZING SIGNATURES ON CHECKS

It was MOVED by Stochosky, SECONDED by Burgess, that Resolution Number 27-1973 (A RESOLUTION AUTHORIZING SIGNATURES ON CITY OF MILWAUKIE CHECKS) be read. MOTION CARRIED and so ordered. It was MOVED by Burgess, SECONDED by Keller, that Resolution 27-1973 be adopted. MOTION CARRIED and so ordered.

DENIAL OF BUSINESS LICENSE - CONDON'S

City Manager Pro Tem has written Mrs. Marene B. Condon, dated September 7, 1973, stating that unless building code problems were taken care of and Planning Commission approval received for conducting business at 1535 - 23rd Street, staff would recommend

denial of the business license application at the September 17 Council meeting. Since nothing has been heard from Mrs. Condon, it was MOVED by Burgess, SECONDED by Keller, that the application by Mrs. Marene B. Condon for business license be denied. MOTION CARRIED and so ordered.

DENIAL OF BUSINESS LICENSE - BONTY'S

City Manager Pro Tem has written O. J. Bontrager, dated September 7, 1973, stating that unless zoning problem was taken care of for business at 1051 McLoughlin, staff would recommend denial of the business license application at the September 17 Council meeting. Since nothing has been heard from Mr. Bontrager, it was MOVED by Stochosky, SECONDED by Keller, to deny the business license application by O. J. Bontrager. MOTION CARRIED and so ordered.

MEMORANDUM FROM MRS. BURGESS RE MAINTENANCE OF BEAUTIFICATION AREAS

Mrs. Burgess has written memorandum to Mayor and City Council, City Manager Pro Tem, Public Works Director and Caretaker, dated September 10, 1973, asking that three beautification areas in the city receive regular maintenance by the City Caretaker. The City Manager Pro Tem pointed out there are not enough hours in the day for the Caretaker to take on additional duties, or money to pay for overtime. It was MOVED by Burgess the City Caretaker be asked to work into his busy schedule the maintenance of the 21st and Washington beautification triangle, the city parking lot and Spring Creek Park on Harrison Street, with such work not to interfere with some of his other priority tasks, but that these three locations at least receive regular maintenance, whether every two weeks or even once a month. The motion FAILED for lack of a second. The Public Works Director stated he had been aware of the problem before receiving the memorandum, and that when watering was no longer necessary for the year, other areas would receive attention.

Staff was asked to find out if the city's insurance covered vandalism to trees.

REQUEST FROM TRI-COUNTY COMMUNITY COUNCIL RE SOCIAL SERVICES SURVEY

Letter has been received from Tri-County Community Council, which is making a priority human services needs survey of Clackamas, Columbia, Multnomah and Washington Counties, asking Milwaukie to take formal action indicating support and agreeing to cooperate. It was MOVED by Burgess, SECONDED by Keller, that city staff be authorized to participate to the extent possible. MOTION CARRIED and so ordered.

REQUEST FROM ASSISTANT SECRETARY OF DEFENSE RE SUPPORT OF NATIONAL GUARD AND RESERVE

Letter has been received from the office of Assistant Secretary of Defense, National Committee for Employer Support of the Guard and Reserve, asking Milwaukie to sign a statement of support for the National Guard and Reserve. It was MOVED by Keller, SECONDED by Burgess, that the Mayor be authorized to sign the statement of support. MOTION CARRIED and so ordered.

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ORDINANCE RE ZC-73-6

It was MOVED by Keller, SECONDED by Stochosky, that (AN ORDINANCE PROVIDING FOR REZONING OF CERTAIN PROPERTY IN THE CITY OF MILWAUKIE, CLACKAMAS COUNTY, OREGON, FROM R-5 ZONE TO A-3 ZONE, AND AMENDING ORDINANCE NUMBER 1183, AS AMENDED) which rezones property at 3125 and 3135 Van Waters Street, be read the first time. MOTION CARRIED and so ordered. It was MOVED by Stochosky, SECONDED by Keller, that the ordinance be read the second time at the next regular Council meeting. MOTION CARRIED and so ordered.

PERMIT TO MOVE HOUSE - MRS. ROY PAYNE, APPLICANT

Request has been received to move an oversized house from 416 - 32nd Street to a vacant lot north of 1745 - 31st Street, and staff has recommended a fee of \$35. It was MOVED by Stochosky, SECONDED by Burgess, that a permit be granted at the proposed fee of \$35. MOTION CARRIED and so ordered.

OTHER BUSINESS

1. Council has received copies of memorandum from Police Chief to City Manager Pro Tem, dated September 11, 1973, re priority enforcement and reduction and elimination of specific police services. The memorandum will be discussed at the next regular meeting.
2. Council was notified of new shortened hours of library operation necessitated by cuts in the Library budget.
3. There was discussion of whether to continue trying to find ministers willing to give invocation at Council meetings, and it was decided to try other avenues of finding someone to give the invocation.
4. It was announced the city's vandalism insurance does not cover the windows that were broken at the library early in September.
5. The lowest bidder on demolishing the tri-plex at 1606 - 5th Avenue, which the city is required to do by the Bureau of Outdoor Recreation as a condition of the grant to buy the property for park purposes, is Ralph F. Taylor, with a bid of \$795.
6. There was discussion of the consequences if city employees are unable to buy gas to drive to work.
7. Council had no objection to staff investigating the possibilities of the Milwaukie Fire Department merging with Oak Lodge Fire District.
8. Councilwoman Burgess gave a report of the activities of the Park Study Committee.
9. Mrs. Jeanette Baker stated the "Save the Greenway Committee" is ready to circulate a petition to put a measure on the ballot for financing city parks.
10. Mrs. Jeanette Baker asked if the women's restroom could be left unlocked during public meetings.

PAYMENT OF BILLS

It was MOVED by Keller, SECONDED by Stochosky, that the bills listed for September 18, 1973 payment be approved for payment. MOTION CARRIED and so ordered.

The meeting adjourned at 9 p. m.

*Donald W. Graf*  
Donald W. Graf, Mayor

ATTEST:

*Dorothy E. Farrell*  
Dorothy E. Farrell, Secretary

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## CITY COUNCIL AGENDA

September 17, 1973

7 p. m.

COUNCIL CHAMBERS1204th Meeting

1. CALL TO ORDER
2. INVOCATION
3. CONSENT CALENDAR
  - a) Approval of minutes - September 4, 1973 meeting
  - b) Memo re change in salary for Fire Captain
  - c) Letter from Mrs. William Knopf re nuisance complaint, and Mrs. Burgess' answer
  - d) Copy of letter from County Clerk to Ted Havlicek re elections
  - e) Progress payment for asphaltic overlay
4. AUDIENCE PARTICIPATION
5. CORRESPONDENCE
6. OLD BUSINESS
  - a) Appointment of committee to screen City Manager applications
  - b) Memo from Manager re Fire Department bargaining contract
  - c) Resolution No. \_\_\_\_\_ - authorizing waiving Planning Commission fees
7. CONSIDERATION
  - a) Resolution No. \_\_\_\_\_ - authorizing signatures on checks
  - b) Denial of business license - Condon's
  - c) Denial of business license - Bonty Enterprises
  - d) Memo to Council from Mrs. Burgess re maintenance of beautification areas
  - e) Request from Tri-county Community Council re social services survey
  - f) Request from Asst. Secretary of Defense re support of National Guard & Reserve
  - g) Ordinance No. \_\_\_\_\_ - ZC 73-6
  - h) Permit to move house - Mrs. Roy Payne, applicant
8. OTHER BUSINESS
9. PAYMENT OF BILLS
10. ADJOURNMENT