

CITY COUNCIL MINUTES
November 19, 1974
7 p. m.

COUNCIL CHAMBERS

1232nd Meeting

The one thousand two hundred thirty-second meeting of the Council of the City of Milwaukie, Oregon, was held on the 19th day of November, 1974. The meeting was called to order by Mayor Donald W. Graf, with the following councilpersons present:

- | | |
|---------------------|----------------------|
| Bill E Hupp | William M. Keller |
| Robert G. Stochosky | Mayor Donald W. Graf |
| 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 Clifford Douglas, and the pledge of allegiance was recited.

CONSENT CALENDAR

- a) Approval of minutes - November 5, 1974 meeting
- b) Exhibit A, Resolution 29-1974 - garbage collection rates
- c) Population estimate from PSU
- d) LCDC meeting notices
- e) DEQ meeting notice
- f) Extension of time request, Esta, Inc.

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

- b) Council has received copies of Exhibit A attached to Resolution 29-1974, adopting solid waste collection rates in the City of Milwaukie.
- c) Notice has been received from the Center for Population Research and Census, Portland State University, dated November 1, 1974, that the preliminary July 1, 1974 population estimate for Milwaukie is 18,300.
- d) Notice has been received from Land Conservation and Development Commission of public hearings in November on land use goals and guidelines, citizen involvement goals, guidelines for comprehensive planning, possible areas of critical state concern.
- e) The Department of Environmental Quality will hold a public hearing at 10 a. m. December 20, 1974 in the Swept Wing Restaurant, Albany, Oregon, on interim policy for approving new or expanded air emission sources in the Portland metropolitan area.
- f) Public Works Director has recommended granting extension of time of 30 days to Esta Inc., to finish the sewer project on Fieldcrest-Mason Lane.

PRESENTATION OF WILLAMETTE GREENWAY PLAN

George W Churchill, Willamette River Greenway project director, Bob Sena and Robert Ironside presented the Willamette Greenway Plan to the Council. Council was asked to study the plan and submit comments by the first of the year.

AUDIENCE PARTICIPATION

1. Bob Hawkins, 2515 Lake Road, spoke of concern about unprotected railroad crossings. He was told the city is working now on plans to get warning signals.
2. Brooks Washburn, White Lake Road, protested the use of the words "Peddler's License," in the city's licensing procedure. The matter was referred to staff.

11-19 min. pd

CORRESPONDENCE

1. Letter has been received from Lonnie J. Kelly, 8514 SE Powell, dated November 7. Mr. Kelly owns property at 37th and Railroad, and proposes a water control board in the area. The matter was referred to staff for a report.
2. Council has received letter from Tri-Met, dated November 5, 1974, enclosing new statement of goals and service criteria.
3. Mayor Graf has received letter from West Linn, opposing the proposal that municipal courts be eliminated.

It was MOVED by Burgess, SECONDED by Keller, that the city support the stand of the League of Oregon Cities in opposing the removal of the municipal court to the district court in regard to municipal offenses, and that staff be directed to prepare a resolution for presentation at the next Council meeting. MOTION CARRIED and so ordered. City Attorney will prepare a memorandum as to the pros and cons of the action.

REPORT ON BRANDT DRAINAGE PROBLEM

At the October 21, 1974 meeting, Marlene Brandt, 9506 Winsor Drive, described a drainage problem at that address. City Manager reported there was a stipulation about drainage when the duplex was built that is causing the problem. The City Attorney is writing the owner of the duplex, and there is hope this will solve the problem.

CLACKAMAS TOWN CENTER - RESOLUTION NUMBER 30-1974

Additional data was referred to the Milwaukie Planning Commission, and at their last meeting the Planning Commission made some comments about some of the specific observations of the additional data, but the Planning Commission's overall conclusion was that the new material didn't alter their original recommendation to the City Council, which was supportive of the Clackamas Town Center.

It was MOVED by Hupp that the Resolution in opposition to the Clackamas Town Center be read. Motion failed for lack of a second.

It was MOVED by Burgess, SECONDED by Keller, that Resolution Number 30-1974 (A RESOLUTION SUPPORTING DEVELOPMENT OF THE CLACKAMAS TOWN CENTER REGIONAL SHOPPING CENTER IN THE SPHERE OF INFLUENCE OF THE CITY OF MILWAUKIE) be read. MOTION CARRIED and so ordered. It was MOVED by Burgess, SECONDED by Stochosky, that Resolution 30-1974 be adopted. MOTION CARRIED and so ordered. Councilman Hupp wished his vote recorded as "no."

REQUEST FOR CHANGE OF DATE OF MARCHANT GRIEVANCE HEARING

The Marchant grievance hearing, originally scheduled for December 3, will be held at 7 p. m. December 9.

RESOLUTION NUMBER 31-1974 - CANVASSING VOTE

It was MOVED by Keller, SECONDED by Stochosky, that Resolution Number 31-1974 (A RESOLUTION CANVASSING THE VOTE AT ELECTION HELD ON NOVEMBER 5, 1974) be read. MOTION CARRIED and so ordered. It was MOVED by Stochosky, SECONDED by Keller, that Resolution 31-1974 be adopted. MOTION CARRIED and so ordered.

RESOLUTION NUMBER 32-1974 - PORTLAND TRACTION COMPANY AGREEMENT

It was MOVED by Keller, SECONDED by Stochosky, that Resolution Number 32-1974 (A RESOLUTION AUTHORIZING SIGNATURE OF AN AGREEMENT BETWEEN PORTLAND TRACTION COMPANY AND CITY OF MILWAUKIE) be read. MOTION CARRIED and so

DDE291

ordered. It was MOVED by Burgess, SECONDED by Stochosky, that Resolution 32-1974 be adopted. MOTION CARRIED and so ordered.

APPOINTMENT TO CIVIL SERVICE COMMISSION

Mayor Graf reappointed Norman Battaglia to the Civil Service Commission, for a four-year term, expiring November 12, 1978.

OTHER BUSINESS

1. Councilwoman Burgess reported on progress of an ad hoc committee trying to get better bus service in Clackamas County.
2. There is still a vacancy on the Traffic Safety Commission, and the newspapers have been asked to write a story about this.
3. City's request for 701 funding for planning assistance has been ranked the No. 2 priority by CRAG for funding.
4. City Manager has written to Dr. Collings, saying it will not be possible to proceed with the city's community survey during this calendar year, therefore it will not be possible to take advantage of Dr. Collings' students' offer of assistance.
5. Notices have been mailed and arrangements made for publication of notice of the Gambell hearing on December 3, 1974.
6. City Manager noted he and Public Works Director will be meeting with Wichita Water District November 21 to discuss removal of 315 services provided by Wichita Water District to residents of Milwaukie.

(Meeting recessed at 9:30 p. m., reconvened at 9:45 p. m. with all present.)

7. City Attorney stated he has accepted an invitation to serve on the legal resources advisory committee to LCDC to review the proposed goals and guidelines and legal effect of them.
8. Letter has been received from League of Oregon Cities, dated November 5, 1974, asking city officials to examine the proposed goals and guidelines of the LCDC, and to offer testimony at one of the ten hearings scheduled around the state. Mayor Graf stated the League of Oregon Cities has passed a resolution asking that more time be allowed for a completion of the LCDC project, which legislation calls for by the first of the year. It was MOVED by Burgess, SECONDED by Stochosky, that we authorize the Mayor to sign a resolution supportive of the League of Oregon Cities resolution to the LCDC. MOTION CARRIED and so ordered.
9. City Attorney was asked to research the new conflict of interest legislation as it applies to outgoing city officials.

PAYMENT OF BILLS

It was MOVED by Hupp, SECONDED by Keller, that the bills listed for November 20, 1974 payment be approved for payment. MOTION CARRIED and so ordered.

The meeting adjourned at 10:10 p. m.

ATTEST

Dorothy E. Farrell
Dorothy E. Farrell, Secretary

Donald W. Graf
Donald W. Graf, Mayor

CITY COUNCIL AGENDA

November 19, 1974

7 p. m.

COUNCIL CHAMBERS

1232nd Meeting

1. CALL TO ORDER
2. INVOCATION - The Reverend Clifford Douglas
3. PLEDGE OF ALLEGIANCE
4. CONSENT CALENDAR
 - a) Approval of minutes - November 4, 1974 meeting
 - b) Exhibit A, Resolution 29-1974 - garbage collection rates
 - c) Population estimate from PSU
 - d) LCDC meeting notices
 - e) DEQ meeting notice
5. AUDIENCE PARTICIPATION
 - a) Presentation of Willamette Greenway Plan - George Churchill, Bob Sena and Robert Ironside
6. CORRESPONDENCE
 - a) Letter from Lonnie Kelly re water control board
 - b) Letter from Tri Met re goals and service criteria
7. OLD BUSINESS
 - a) Report on Brandt drainage problem
 - b) Clackamas Town Center - Resolution No. _____
 - c) Request for change of date for Marchant grievance
8. CONSIDERATION
 - a) Resolution No. _____ - canvassing vote
 - b) Resolution No. _____ - Portland Traction Company agreement
 - c) Appointment to Civil Service Commission
9. OTHER BUSINESS
10. PAYMENT OF BILLS
11. ADJOURNMENT

DDE291