

CITY COUNCIL MEETING

December 4, 1972

8 p. m.

COUNCIL CHAMBERS

1185th Meeting

The one thousand one hundred eighty-fifth meeting of the Council of the City of Milwaukie, Oregon, was held on the 4th day of December, 1972. The meeting was called to order by Mayor Donald W. Graf, with the following councilmen present:

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|---------------------|----------------------|
| Bill E. Hupp | Charles T. Martin |
| Robert G. Stochosky | Mayor Donald W. Graf |

Absent: Edgar D. Fuller (excused)

Also present:

- | | |
|------------------------------|--------------------------------|
| Paul F. Helton, City Manager | Rod Sandoz, Planning Assistant |
| J. Wayne Daigle, Dir. P. W. | Myer Avedovech, City Attorney |
| Donald Jones, Police Chief | Dorothy E. Farrell, Secretary |

The invocation was given by the Reverend Roger Clevenger, Clackamas United Church of Christ.

CONSENT CALENDAR

- a) Approval of minutes - November 20, 1972 meeting

It was moved by Martin, seconded by Stochosky, that the Consent Calendar be approved. Motion carried and so ordered.

AUDIENCE PARTICIPATION

1. Ronald J. Tweet, owner of The Brookwood Apartments, 725 - 23rd Street, presented a letter to the City Council, dated December 4, 1972, asking permission to install two directional signs in street right-of-way on Harrison Street just east of 21st, and on 23rd Street just north of Harrison Street. It was suggested Mr. Tweet discuss the problem with Rod Sandoz, Planning Assistant.
2. Eugene F. Miller, Milwaukie Firefighter, presented a letter to the Council requesting medical leave of absence to July 1, 1973. He was reminded the request should have come through normal channels rather than directly to the Council.

(Meeting recessed at 8:25 p. m. , reconvened at 8:30 p. m. with all present.)

It was moved by Stochosky, seconded by Martin, that the Council extend Mr. Miller's leave of absence, which had been granted by the City Manager for 90 days starting September 1, 1972, for 30 days starting November 30, 1972, pending the receipt of further information. Motion carried and so ordered.

CORRESPONDENCE

Councilman Hupp stated he had received a letter from Forrest Sandberg, former Milwaukie firefighter, 12236 Juniper, complaining that one Milwaukie fire station had been operating shorthanded, one day out of three. It was explained the problem arises from three situations: 1) the freeze on hiring replacement EEA personnel,

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2) Mr. Miller's leave of absence, and 3) a decision on whether or not to appeal the court decision in the Marvin Lines case.

PUBLIC HEARING - BUSINESS LICENSE FEES

Public hearing was declared open at 8:35 p. m. A petition was presented signed by 43 persons opposed to an increase in city business license fees, another petition signed by one person in favor of an increase, and a letter was read in opposition, dated November 17, 1972, signed by Donald H. Black.

Speaking in opposition:

(12-18 minutes)
LEO ~~Bill~~ Beckman, 3200 Washington
Ann Hupp, 2626 Washington
David Strauss, 10916 Woodhaven Place
James Hunt, 1916 Washington
Dick Samuels, 2136 Adams
Fred McNaughton, 1301 Main
Gary Hubbard, 1236 Main

The public hearing was declared closed at 9:10 p. m.

It was moved by Hupp, seconded by Stochosky, to table the matter of business license fee increase indefinitely. Motion failed to pass.

It was moved by Stochosky, seconded by Hupp, that Council not raise business license fees at this time. Motion carried and so ordered.

MEMORANDUM TO COUNCIL RE HEIGHT REQUIREMENTS FOR PATROLMEN AND FIREFIGHTERS

Memorandum was read from Myer Avedovech, City Attorney, dated November 30, 1972, re height requirements for patrolmen and firefighters.

RECOMMENDATION FROM CITY MANAGER RE PLANNING ASSISTANT

Memorandum was read from City Manager, dated November 29, 1972, recommending approval of reactivating the position of City Planner, as the present Planning Assistant is performing the duties of City Planner. It was moved by Stochosky, seconded by Hupp, that the position of City Planner be reestablished and the salary range be that of the current Planning Assistant. Motion carried and so ordered.

RESOLUTION NUMBER 35-1972 - EASEMENT VACATION IN OMARK INDUSTRIAL PARK

It was moved by Stochosky, seconded by Martin, that Resolution Number 35-1972 (A RESOLUTION PROVIDING FOR A HEARING ON THE QUESTION OF EASEMENT VACATION ON THE SOUTHERLY 5 FEET OF LOT 2 AND THE NORTHERLY 5 FEET OF LOT 3, OMARK INDUSTRIAL PARK, A DULY RECORDED SUBDIVISION IN SECTIONS 25 AND 26, T1S, R1E, W. M., CLACKAMAS COUNTY, OREGON) be read. Motion carried and so ordered. It was moved by Stochosky, seconded by Martin, that Resolution 35-1972 be adopted. Motion carried and so ordered.

MEMORANDUM FROM PUBLIC WORKS DIRECTOR RE SEWER CONNECTIONS

Memorandum was read from Public Works Director, dated December 4, 1972, stating Portland has asked Milwaukie to extend sewer service to Portland residents north of Milwaukie city limits along Johnson Creek Boulevard, 36th Avenue, Roswell, Sherrett and Ochoco Streets and 32nd Avenue. It was moved by Stochosky, seconded by Hupp, to allow the Public Works Director to go ahead with negotiations with the City of Portland. Motion carried and so ordered.

RESOLUTION NUMBER 36-1972 - AUTHORIZING SIGNATURE ON APPLICATION FOR ENVIRONMENTAL PROTECTION AGENCY GRANT APPLICATION.

It was moved by Martin, seconded by Stochosky, that Resolution Number 36-1972 (A RESOLUTION AUTHORIZING SIGNATURE ON APPLICATION FOR ENVIRONMENTAL PROTECTION AGENCY GRANT APPLICATION) be read. Motion carried and so ordered. It was moved by Stochosky, seconded by Hupp, that Resolution 36-1972 be adopted. Motion carried and so ordered.

OTHER BUSINESS

1. Clackamas County Peace Officers Association, recently elected bargaining agent for Milwaukie Police Department, has presented a proposed labor agreement for the balance of the fiscal year 1972-73. It was moved by Stochosky, seconded by Martin, that the City Manager be directed to write a letter stating we do not wish to reopen negotiations at this time. Motion carried and so ordered.
2. It was moved by Hupp that the second page of the monthly letter from DEQ re the Sewage Treatment Plant not be included in the agenda. The motion failed for lack of a second.
3. The City Manager stated he is still withholding a check for \$3080 to Lampert, Fairly & Company, because it exceeds the line item budgeted. It was moved by Hupp Council approve the overexpenditure in the line item and payment to the auditor. There was no second to the motion. It was moved by Hupp Council worry about the reallocation at some future time since there is no arrangement on that, but that the City Auditor be paid. There was no second to the motion. The City Manager was asked to write a letter to the auditor requesting a breakdown of his charges.

PAYMENT OF BILLS

It was moved by Martin, seconded by Hupp, that the bills listed for December 5, 1972 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

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CITY COUNCIL AGENDA

December 4, 1972

8 p. m.

COUNCIL CHAMBERS1185th Meeting

1. CALL TO ORDER
2. INVOCATION - The Reverend Roger Clevenger, Clackamas United Church of Christ
3. CONSENT CALENDAR
 - a) Approval of minutes - November 20, 1972 meeting
4. AUDIENCE PARTICIPATION
5. CORRESPONDENCE

8:30 p. m.

6. PUBLIC HEARING - Business license fees
 - a) Resolution No. _____ - Business license fees (see 11/6/72 agenda)
 - b) Ordinance No. _____ - Business licenses (see 11/6/72 agenda)
7. OLD BUSINESS
 - a) Memo to Council re height requirements for patrolmen and firefighters
8. CONSIDERATION
 - a) Recommendation from City Manager re Planning Assistant
 - b) Resolution No. _____ - Easement vacation in Omark Industrial Park
9. OTHER BUSINESS
10. PAYMENT OF BILLS
11. ADJOURNMENT