

## CITY COUNCIL MEETING

April 14, 1969

7:30 p. m.

COUNCIL CHAMBERS1100th Meeting

The one thousand one hundredth meeting of the Council of the City of Milwaukie, Oregon, was held on the 14th day of April, 1969. The meeting was called to order by Mayor Frank C. Clore with the following councilmen present:

Bill E. Hupp

Dale M. Harlan

David S. Strauss

Mayor Frank C. Clore

Donald W. Graf

Also present:

Fred C. Dyer, City Mgr.

Robert L. Mills, City Attorney

Max Thompson, Ass't City Mgr.

Dorothy E. Wilson, Sec'y

J. Wayne Daigle, Dir. P. W.

The invocation was given by the Reverend Lawrence J. Saalfeld, St. John the Baptist Catholic Church.

It was moved by Graf, seconded by Hupp, that the minutes of the April 7, 1969 meeting be approved as written. Motion carried and so ordered.

AUDIENCE PARTICIPATION

George P. Haley (representing Myles Theberge and John Cargni) and Myles Theberge addressed the Council concerning property owned by Mr. Theberge and Mr. Cargni near the end of Boss Lane. They have been unable to obtain a building permit because of lack of access and conflicting surveys. Mr. Haley suggested the possibility of a Local Improvement District approach, if the city would allow a 25-foot roadway. It was moved by Strauss, seconded by Graf, that the matter be referred to the Planning Commission. Motion carried and so ordered.

H. R. Inman, 11919 S. E. Kimbrough Road, addressed the Council concerning charges for an ambulance called by the Police Department, for which he feels he is not responsible. It was brought out that Mr. Inman is represented by an attorney, and it was felt the Council should not enter into the matter at this time, since the attorney has contacted the City Manager.

LETTER FROM LAMPERT, FAIRLY & CO. RE AUDIT CONTRACT

Letter from Lampert, Fairly & Co. was read. It was moved by Harlan, seconded by Hupp, that the city enter into the contract with Lampert, Fairly & Co. for the city audit, under the terms proposed. Motion carried and so ordered.

MEMORANDUM FROM CITY ENGINEER RE WATER QUALITY CONTROL - COST OF SOFTENING WATER

Memorandum from the City Engineer was read. It was moved by Strauss, seconded by Graf, that the report be received and filed. Motion carried and so ordered.

MEMORANDUM FROM CITY MANAGER RE PUBLIC EMPLOYEES RETIREMENT SYSTEM

Memorandum from the City Manager was read, concerning appeal provisions set up under the Public Employees Retirement System. No action was taken by the Council.

STREET VACATION - CONWAY STREET - Resolution Number 6-1969

Memorandum from the City Manager was read, stating because of inability to meet publication requirements, new hearing date will be May 26, 1969. It was moved by Graf, seconded by Harlan, that the new hearing date on Conway Street vacation be May 26, 1969. Motion carried and so ordered. It was moved by Graf, seconded by Strauss, that Resolution Number 6-1969 (A RESOLUTION PROVIDING FOR A DATE FOR HEARING ON THE QUESTION OF STREET VACATION OF THAT PORTION OF CONWAY STREET FROM 37TH STREET TO THE STATE OF OREGON HIGHWAY RIGHT-OF-WAY) be read. After reading, it was moved by Graf, seconded by Hupp, that Resolution Number 6-1969 be adopted. Motion carried and so ordered.

REPORT ON ASSESSED VALUES OF RIVER FRONT PROPERTIES

Report on the assessed values of river front properties was read, in connection with previous discussion on the possibility of developing the waterfront. No action was taken by the Council.

LETTER FROM CITY OF PORTLAND RE RESOLUTION FAVORING LEGISLATION FOR MASS TRANSIT SERVICE

The Council decided to hold this matter in abeyance until the next meeting.

DECISION OF COUNCIL RE CHARGES AGAINST FIRE DEPARTMENT

Joe Salmonese, 4236 Fieldcrest, Chairman of Citizens for a Safer Milwaukie, requested that the Council hold their decision in abeyance until the committee's attorney has more time to consider new developments. It was moved by Hupp, seconded by Harlan, that such time as desired be granted to the citizens committee and that decision of the Council be held in abeyance. Motion carried and so ordered.

REQUEST FOR STREET VACATION OR PARKING PERMIT - 6th Street between 5th Avenue and 6th Avenue

Letter was read from Gordon M. and Jewell B. Aebi Watkins requesting this street be vacated, or in the alternative that a revocable parking permit be issued. It was moved by Harlan, seconded by Strauss, that the request be referred to the Planning Commission for their recommendation. Motion carried and so ordered.

CCG404

APPOINTMENT OF BUDGET COMMITTEE MEMBER

It was moved by Hupp, seconded by Harlan, that Norman Battaglia, 4616 Washington be appointed to the Budget Committee to fill out the unexpired portion of the term of Bill E. Hupp, which expires in February, 1970.

COUNCIL SUPPORT OF CONCEPT OF COMMUNITY COLLEGES, AND URGING CITIZENS TO VOTE ON COMMUNITY COLLEGE ELECTION

It was moved by Graf, seconded by Strauss, that the City Council go on record as asking citizens to vote at the Clackamas Community College budget election on April 24, 1969. Motion carried and so ordered.

CORRECTED RESOLUTION NUMBER 5-1969, CHANGES IN PERSONNEL MANUAL

The City Manager stated the resolution had been reworded for clarification. It was moved by Harlan, seconded by Hupp, that Resolution Number 5-1969 be read. Motion carried and so ordered. After reading, it was moved by Graf, seconded by Harlan, that Resolution Number 5-1969, as read on the 14th day of April, 1969, be adopted. Motion carried and so ordered.

(Meeting recessed at 9 p. m. , reconvened at 9:10 p. m. with all present)

RESOLUTION NUMBER 7-1969, ENABLING ENGINEERING STUDY ON STORM DRAINAGE

It was moved by Hupp, seconded by Graf, that Resolution Number 7-1969 (A RESOLUTION ENABLING AN ENGINEERING STUDY AND MASTER PLAN ON STORM DRAINAGE TO BE MADE WITHIN THE CITY OF MILWAUKIE AND VICINITY) be read. Motion carried and so ordered. After reading, it was moved by Graf, seconded by Strauss, that Resolution Number 7-1969 be adopted. Motion carried and so ordered.

RESOLUTION NUMBER 8-1969, ESTABLISHING FEE FOR RESERVED STREET SPACE FOR BUS AND TAXI LOADING

It was moved by Hupp, seconded by Harlan, that Resolution Number 8-1969 (A RESOLUTION AMENDING RESOLUTION NUMBER 65-1968, AND ESTABLISHING FEE FOR RESERVED STREET SPACE FOR BUS AND TAXI LOADING AND UNLOADING) be read. Motion carried and so ordered. After reading, it was moved by Harlan, seconded by Strauss, that Resolution Number 8-1969 be adopted. Motion carried and so ordered.

RESOLUTION NUMBER 9-1969, ESTABLISHING SANITARY SEWER CONNECTION FEE

It was moved by Strauss, seconded by Harlan, that Resolution Number 9-1969 (A RESOLUTION AMENDING RESOLUTION NUMBER 38-1967, AND ESTABLISHING SANITARY SEWER CONNECTION FEE AND SERVICE AND INSPECTION FEES FOR THE CITY OF MILWAUKIE, OREGON) be read with the following changes:

Duplex	\$825
Tri-plex	\$962.50
Apartments, other multiple dwellings and trailer parks :	
first 4 dwelling units	\$1100
each additional unit	\$110

It was moved by Graf, seconded by Strauss, that Resolution Number 9-1969 be tabled until the next regular meeting. Motion carried and so ordered.

ORDINANCE NUMBER 1197, REQUIRING SANITARY SEWER HOOK-UP FOR MULTI-FAMILY DEVELOPMENTS

It was moved by Strauss, seconded by Graf, that Ordinance Number 1197 (AN ORDINANCE AMENDING SECTION 2 OF ORDINANCE NUMBER 1098, AND DECLARING AN EMERGENCY) be read the first time. Motion carried and so ordered. After reading, it was moved by Graf, seconded by Strauss, that Ordinance 1197 be read the second time by title only. Motion carried and so ordered. It was moved by Harlan, seconded by Hupp, that Ordinance 1197 be tabled until the next regular Council meeting. Motion carried and so ordered.

RESOLUTION NUMBER 10-1969, WITHDRAWAL OF ANNEXED TERRITORY FROM MILWAUKIE RURAL FIRE PROTECTION DISTRICT #56

It was moved by Harlan, seconded by Graf, that Resolution Number 10-1969 be read. Motion carried and so ordered. After reading, it was moved by Harlan, seconded by Hupp, that Resolution Number 10-1969 be adopted. Motion carried and so ordered.

RESOLUTION NUMBER 11-1969, WITHDRAWAL OF ANNEXED TERRITORY FROM WICHITA ZONING DISTRICT #9

It was moved by Strauss, seconded by Harlan, that Resolution Number 11-1969 be read. Motion carried and so ordered. After reading, it was moved by Graf, seconded by Harlan, that Resolution Number 11-1969 be adopted. Motion carried and so ordered.

RESOLUTION NUMBER 12-1969, TRANSFER OF FUNDS FROM CAPITAL OUTLAY - WATER FUND TO BOND INTEREST - WATER FUND

It was moved by Strauss, seconded by Hupp, that Resolution Number 12-1969 (A RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM CAPITAL OUTLAY - WATER FUND TO BOND INTEREST - WATER FUND) be read. Motion carried and so ordered. After reading, it was moved by Hupp, seconded by Strauss, that Resolution Number 12-1969 be adopted. Motion carried and so ordered.

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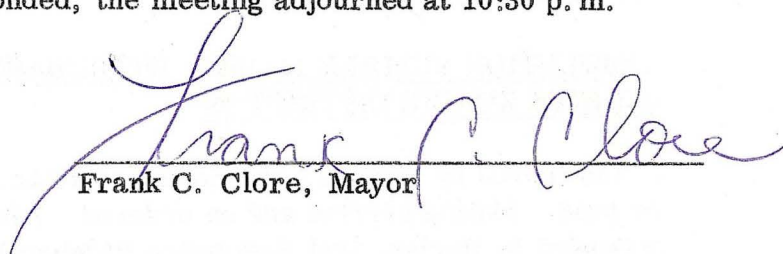
OTHER BUSINESS

1. Memorandum from the Director of Public Works was read, proposing procedures for sanitary sewer local improvement district formation.
2. Memorandum from the Director of Public Works was read, concerning notice of motion before the Public Utility Commissioner in the matter of the application of Portland Traction Company for authority to construct a spur track across McBrod Avenue. It was moved by Graf, seconded by Harlan, that the City Manager comply with the PUC stipulations on PUC file SXF-492. Motion carried and so ordered.
3. It was moved by Hupp, seconded by Harlan, that the City Manager be instructed to invite the city's present liability insurance carrier to come before the Council and report on what the existing liability insurance covers, and answer questions, with a view to obtaining proper liability protection for City Council members. Motion carried and so ordered.
4. It was announced there will be a work session of the Council Monday, April 21, 1969, at 7:30 p. m. , concerning budgetary problems.

PAYMENT OF BILLS

It was moved by Graf, seconded by Hupp, that the bills listed for April 15, 1969 payment be approved and that warrants be drawn for payment of same. Motion carried and so ordered.

Upon motion duly made and seconded, the meeting adjourned at 10:30 p. m.

  
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Frank C. Clore, Mayor

ATTEST:

  
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Dorothy E. Wilson, Secretary

CITY COUNCIL AGENDA

April 14, 1969

7:30 p. m.

COUNCIL CHAMBERS

1100th Meeting

CCG404

1. CALL TO ORDER
2. INVOCATION
3. APPROVAL OF MINUTES - Special Meeting, April 7, 1969
4. AUDIENCE PARTICIPATION
  - a) Mrs. Swails, re leash law for cats
  - b) George P. Haley, re building permits for John Cargni and Myles Theberge
5. CORRESPONDENCE
  - a) Letter from Lampert, Fairly & Co. re audit contract
  - b) Memorandum from City Engineer re water quality control - cost of softening water
  - c) Memorandum from City Manager re Public Employees Retirement System
  - d) Memorandum re street vacation - Conway Street
6. OLD BUSINESS
  - a) Report on assessed values of river front properties
  - b) Letter from City of Portland re resolution favoring legislation for mass transit service (tabled at March 10 meeting)
  - c) Decision of Council re charges against Fire Department
7. CONSIDERATION
  - a) Request for street vacation or revocable parking permit - 6th Street between 5th Avenue and 6th Avenue
  - b) Appointment of Budget Committee member
  - c) Council support of concept of community colleges, and urging citizens to vote on community college election
  - d) Corrected Resolution No. 5-1969, changes in personnel manual
  - e) Resolution No. \_\_\_\_\_, enabling engineering study on storm drainage
  - f) Resolution No. \_\_\_\_\_, establishing fee for reserved street space for bus and taxi loading
  - g) Resolution No. \_\_\_\_\_, establishing sanitary sewer connection fee
  - h) Ordinance No. \_\_\_\_\_, requiring sanitary sewer hook-up for multi-family developments
  - i) Resolution No. \_\_\_\_\_, withdrawal of annexed territory from Milwaukie Rural Fire Protection District #56
  - j) Resolution No. \_\_\_\_\_, withdrawal of annexed territory from Wichita Zoning District #9
  - k) Resolution No. \_\_\_\_\_, transfer of funds from Capital Outlay - Water Fund to Bond Interest - Water Fund
8. OTHER BUSINESS
9. PAYMENT OF BILLS
10. ADJOURNMENT