

8-24 P1
CITY COUNCIL MEETING
August 24, 1970
7:30 p.m.

COUNCIL CHAMBERS

1132nd Meeting

The one-thousand one-hundred thirty-second meeting of the Council of the City of Milwaukie, Oregon was held on the 24th day of August, 1970. The meeting was called to order by Mayor Donald W. Graf. Councilmen present were:

Bill E. Hupp	David S. Strauss	Russell Bonner
Mayor Donald W. Graf		Edgar D. Fuller

Also present were: Paul F. Helton, City Manager
Max C. Thompson, Assistant City Manager
J. Wayne Daigle, Dir. of Public Works
Bette L. Bierer, Secretary pro tem

The invocation was given by the Reverend Howard J. Johnson, Milwaukie Covenant Church.

It was moved by Strauss, seconded by Fuller, to approve the minutes of August 10, 1970 as written. Motion carried and so ordered.

AUDIENCE PARTICIPATION

Lynn Schwalbe, owner of Milwaukie Pharmacy, requested permission to encroach on public sidewalk by "a brick width" in order to add brick veneer to the exterior of the building at the southeast corner of Main and Monroe Streets. The Council discussed several methods to allow this type of renovation in the downtown core area. The City Manager was instructed to develop an ordinance and procedures which would allow such encroachments for the purpose of renovation of the buildings in the downtown core area only.

CORRESPONDENCE

- a. Letter from Union High School District 5 regarding vacation by city of 22nd Street between Adams and Madison, and Madison Street between 21st and 22nd Streets was read and referred to the Planning Commission in routine manner.
- b. Letter from Board of County Commissioners regarding scheduled presentation of Water and Sewerage Report for the rural portion of Clackamas County at Rex Putnam High School on August 26 at 8 p.m. was read and Councilmen were urged to attend this presentation.
- c. Letter from Dept. of Environmental Quality commending city on effectiveness of city's sewage treatment facility was read.
- d. Letter from Mrs. Isabella Holt was read and City Manager informed Council that house of historical value on Lake Road may be for sale to the city. A date for the Council to meet at the house will be set at the next Council meeting.

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- e. Letter from Robert Stochosky regarding the expiration of his term on the Civil Service Commission was read. Mr. Stochosky declined reappointment.

ORDINANCE NUMBER 1226 - ZC-70-6, SECOND READING

Ordinance Number 1226 AN ORDINANCE PROVIDING FOR REZONING OF CERTAIN PROPERTY IN THE CITY OF MILWAUKIE, CLACKAMAS COUNTY, OREGON, FROM R-7 ZONE to M-L ZONE, AND AMENDING ORDINANCE NUMBER 1183, AS AMENDED) was read for the second time. After reading, Ordinance 1226 was put on its passage with the following roll call vote: AYES: Hupp, Strauss, Fuller, Bonner and Graf. NOES: None. Ordinance 1226 passed the Council and was so declared by the Mayor.

ORDINANCE NUMBER 1225 - ZC-70-7, SECOND READING

Ordinance Number 1225 (AN ORDINANCE PROVIDING FOR A SUPERIMPOSED FLOOD HAZARD ZONE IN THE CITY OF MILWAUKIE, CLACKAMAS COUNTY, OREGON AND AMENDING ORDINANCE 1183, AS AMENDED) was read for the second time. After reading, Ordinance 1225 was put on its passage with the following roll call vote: AYES: Hupp, Strauss, Fuller, Bonner and Graf. NOES: None. Ordinance 1225 passed the Council and was so declared by the Mayor.

ORDINANCE NUMBER 1227 - AMENDMENTS TO ZONING ORDINANCE

Ordinance Number 1227 (AN ORDINANCE AMENDING SECTIONS 3.070 and 4.050 OF ORDINANCE NUMBER 1183) was read for the second time. After reading, Ordinance 1227 was put on its passage with the following roll call vote: AYES: Hupp, Strauss, Fuller, Bonner and Graf. NOES: None. Ordinance 1227 passed the Council and was so declared by the Mayor.

PROPOSAL OF ORDINANCE RE DISPOSITION OF CONFISCATED PROPERTY

The City Manager was instructed to obtain a copy of Multnomah County ordinance regarding disposition of confiscated property, to study as a guide in preparing a similar ordinance for Milwaukie.

ORDINANCE NUMBER 1228 - ADOPTING 1970 EDITION OF UNIFORM BUILDING CODE.

It was moved by Strauss, seconded by Hupp, that Ordinance Number 1228 (AN ORDINANCE ADOPTING THE UNIFORM BUILDING CODE VOLUMES I, II, III, IV AND V, 1970 EDITION, TOGETHER WITH THE APPURTENANCES ATTACHED THERETO, THE SAME AS COPYRIGHTED BY THE INTERNATIONAL CONFERENCE OF BUILDING OFFICIALS, REPEALING ORDINANCES No. 502 AS AMENDED BY 1023, 1162 AS AMENDED BY 1186, AND ALL OTHER ORDINANCES AND PORTIONS OF ORDINANCES IN CONFLICT THEREWITH AND DECLARING AN EMERGENCY) be read the first time. Motion carried and so ordered. It was moved by Strauss, seconded by Fuller, to read Ordinance 1228 the second time by title only. Motion carried and so ordered. After reading, Ordinance 1228 was put on its passage with the following roll call vote: AYES: Hupp, Strauss, Fuller, Bonner and Graf. NOES: None. Ordinance 1228 passed the Council and was so declared by the Mayor.

Recess was declared at 8:50 p.m. and reconvened at 9:15 p.m.

AWARD OF BID - CONSTRUCTION OF 25th STREET

Memo from Director of Public Works, which listed two bids received and a recommendation to award to lowest responsible bidder, was read. It was moved by Fuller, seconded by Strauss, to award the contract for street construction of 25th Street to Portland Road and Driveway Company for \$7,754.90. Motion carried and so ordered. The High School District No. 5 may elect to pay additional to have extra curbing done at the time of construction.

RESOLUTION NUMBER 28-1970

It was moved by Strauss, seconded by Hupp, to read Resolution Number 28-1970 (A RESOLUTION DECLARING THE INTENTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE, OREGON TO IMPROVE ROSWELL STREET BETWEEN ITS EASTERLY TERMINUS AND 41st STREET BY THE CONSTRUCTION OF AN ADEQUATE STREET AND ALL THINGS APPURTENANT TO STREET CONSTRUCTION). It was moved by Strauss, seconded by Fuller, to adopt Resolution Number 28-1970 as corrected (a comma placed between words "grading" and "curbing" in third line, first paragraph). Motion carried and so ordered. The resolution sets public hearing and time for remonstrance at 8:00 p.m. on September 14, 1970.

OTHER BUSINESS

- a. The Council instructed secretary to place recommendation from Planning Commission regarding ZC-70-9 and ZC-70-10, requests for Planned Development zoning over R-7 zone, on Agenda of September 28, since all members will not be present at next meeting.
- b. City Manager was instructed to confer with Parks and Beautification Committee to investigate possibility of acquiring property in Tarrybrooks area for a city park.
- c. Max Thompson reported that in July the city received final orders from Portland Metropolitan Area Local Gov't Boundary Commission indicating the annexation to Milwaukie of approximately 8 and 1/2 acres in vicinity of 55th Street.
- d. Sphere of Influence -- IT WAS MOVED by Fuller, seconded by Bonner, to ask Mr. Strauss to request the North Clackamas Chamber of Commerce Area Development Committee, of which Mr. Strauss is a member, to initiate a meeting of the various interested districts in the very near future. MOTION CARRIED and so ordered, with Mr. Hupp abstaining.

PAYMENT OF BILLS

It was moved by Hupp, seconded by Fuller, that bills listed for August 25, 1970 payment, with the inclusion of invoice not listed from Frank Coluccio Construc-

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tion Company for pipe and fittings for city inventory in amount of \$5,537.27, be approved for payment. Motion carried and so ordered.

The meeting adjourned at 10:15 p.m.

Donald W. Graf
Donald W. Graf, Mayor

ATTEST:

Bette L. Bierer
Bette L. Bierer, Secretary pro tem

CITY COUNCIL AGENDA

August 24, 1970

7:30 p. m.

COUNCIL CHAMBERS

1132nd Meeting

1. CALL TO ORDER
2. INVOCATION - The Reverend Howard J. Johnson, Milw. Covenant Church
3. APPROVAL OF MINUTES - August 10 1970
4. AUDIENCE PARTICIPATION
 - a) Vacation, by city, of property to remodel building on Main Street.
5. CORRESPONDENCE
 - a) Letter from Union High School District 5, re vacation by city of 22nd St. between Adams and Madison, and Madison between 21st and 22nd St.
 - b) Letter from Clackamas Board of Commissioners re presentation of water and sewer report.
 - c) Letter from State re sewage treatment plant survey.
6. OLD BUSINESS
 - a) Ordinance No. 1225 - Second reading
 - b) Ordinance No. 1226 - Second reading
 - c) Ordinance No. 1227 - Second reading
 - d) Proposal of Ord. No. 1285 (City of Lebanon) re disposition of confiscated property in the Police Department.
7. CONSIDERATION
 - a) Ordinance No. _____, Adopting Uniform Building Code.
 - b) Recommendation of City Engineer re bids on street improvement for 25th Street.
8. OTHER BUSINESS
9. PAYMENT OF BILLS
10. ADJOURNMENT