

MILWAUKIE CITY COUNCIL
WORK SESSION
May 20, 2002

The work session came to order at 5:30 p.m. in the City Hall Council Chambers.

City Council present: Mayor Bernard and Councilors King, Marshall, and Newman.

Staff present: City Manager Swanson, Police Chief Kanzler, and Program Specialist Herrigel.

Information Sharing

Dispatch Services

Swanson and **Kanzler** discussed emergency dispatch options and the viability of contracting with Lake Oswego for services. **Swanson** characterized dispatch as an invisible service. What is noticed is the officer who shows up at the door.

Councilor King asked how frequently the contract would be reviewed.

Kanzler said once the decision to contract with Lake Oswego is made, there can be no turn around. Lake Oswego contracts with numerous jurisdictions and special districts. It is a highly sophisticated operation with a very good customer service reputation.

Mayor Bernard asked if it would be feasible to move municipal court into the current dispatch area.

Kanzler responded there is a lot of computer wiring going through that area of the Public Safety Building, and he expressed concern about security. He suggested moving the IST department from the second floor.

Mayor and Council Newsletter Articles

Swanson discussed the plan to include a Mayor and City Councilor column in each issue of *The Pilot*. **Councilor Newman** suggested the column be rotated among the 5 members each month.

Municipal Court Judge Contract

City Council directed staff to prepare a contract extending Ron Gray's services for an additional year and to schedule an executive session with him.

Tree City USA

City Council directed Swanson to begin preparing a Tree City USA application.

Open Public Forum

None.

Solid Waste Management Briefing

Herrigel updated the City Council on solid waste management in the City. The franchise agreements with Milwaukie's 7 haulers expires in 2004. She recommends surveying residential and commercial customers to determine the best option for the City to pursue in the future. She reviewed 5 major solid waste options with the pros and cons of each: pure competition, licensing or permitting, franchising, contracting, and municipal service.

Councilor Newman asked if the licensing/permitting option could be done geographically.

Herrigel responded this option could be done geographically but not necessarily.

Mayor Bernard asked if 1 hauler has most of the commercial customers.

Herrigel said 1 hauler does have a large portion of the commercial area. Herrigel does not recommend Council consider the competition, municipal, or contracting options. Responding to a question from Councilor King, she said Milwaukie has been franchising with haulers for about 50 years. She hopes to begin the residential survey in June.

Estele Harlan was in the audience with several current franchisee representatives. Harlan said, though people tend to talk about service options, this is the livelihood for these individuals. In the past year, commercial rates have been lowered to meet business community concerns. Haulers also invested a lot of money in providing roller carts for yard debris. Harlan cautioned against the pure competition option because rates and service can vary significantly. She added that 2 companies currently provide drop boxes, and all current haulers have some commercial customers. With the exception of Waste Management, most of these would be considered family-owned businesses.

Councilor Newman asked if the licensing scenario would allow for standardized, equitable rates.

Harlan said, in a system like the City of Portland's, there is not that level of regulation. If Milwaukie wishes to have that level of regulation, it should probably continue with the franchise option.

Council felt most Milwaukie customers were satisfied with their garbage service and recommended using existing regional data and not spending a lot of money on customer surveys.

Enterprise Zone Update

Greg Jenks and **Renate Mengelberg**, Clackamas County Department of Transportation and Development, updated the City Council on enterprise zone activities. Jenks outlined the economic development principles, reviewed the jobs/housing balance, and summarized the incentive programs. He noted Clackamas County has the largest "out commute" in the state, and Mengelberg added the average commute is 21 minutes.

Jenks described the Milwaukie/North Clackamas enterprise zone location, purpose, and tax abatement applicable to expansion as well as new construction. He discussed the concept of negotiated community service fees for such activities as schools and libraries. He briefly described urban renewal and tax increment financing. The group discussed the Clackamas Town Center renewal district and the effects of Measure 47 and 50 on countywide assessments.

Next steps to consider are revisions to the current enterprise zone agreement, consideration of vertical housing to encourage mixed use, and program re-evaluation upon completion of the urban renewal study.

Community Goals

Swanson will incorporate Councilor Marshall's and Rouyer's comments. There were no further suggestions from Council.

Councilor Marshall requested an executive session to discuss potential litigation pursuant to ORS 192.660.

It was moved by Councilor Marshall and seconded by Councilor King to adjourn the work session. Motion passed unanimously among the members present.

Mayor Bernard adjourned the work session at 7:10 p.m.

Pat DuVal

Pat DuVal, Recorder

**CITY OF MILWAUKIE
CITY COUNCIL WORK SESSION AGENDA
MAY 20, 2002**

MILWAUKIE CITY HALL

Council Chambers
10722 SE Main Street

WORK SESSION – 5:30 p.m.

Discussion Items:

	<u>Time</u>	<u>Topic</u>	<u>Presenter</u>
1.	5:30 p.m.	Dinner and Information Sharing	Group
2.	6:00 p.m.	Open Public Forum	
3.	6:30 p.m.	Briefing on Solid Waste Management	JoAnn Herrigel
4.	7:00 p.m.	Enterprise Zone Update	Greg Jenks
5.	7:30 p.m.	Community Goals	Mike Swanson
6.	8:00 p.m.	Adjourn	Mayor Bernard

The Council may vote in work session on non-legislative issues.

The time listed for each discussion item is approximate. The actual time at which each item is considered may change due to the length of time devoted to the preceding items.

At the end of the work session, the Council may hold an Executive Session under the authority of Oregon Revised Statutes 192.660 as needed.

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The Council requests that all pagers and cell phones be either set on silent mode or turned off during the meeting.



To: Mayor and City Council

Through: Mike Swanson, City Manager

From: JoAnn Herrigel, Program Services Coordinator *JH.*

Subject: Options for Solid Waste Management

Date: May 8, 2002

Action Requested

Review and provide staff with feedback. Council requested that staff provide them with information at the upcoming work session on solid waste management (garbage collection) system options.

Background

The franchises for the City's seven garbage haulers will expire in October of 2004. Staff is preparing to send out a residential customer survey before June 30, 2002 to determine residential customers' satisfaction with their current service providers. Next fiscal year, staff will distribute a survey to all commercial garbage customers requesting similar feedback. Staff will use the data collected through these two surveys to identify areas of the franchise system that may need review during the next year.

At the May 20, 2002 work session staff will discuss the five major solid waste systems used in the United States and the pros and cons of each. The five options are as follows:

1) Pure Competition

Haulers compete without government intervention or oversight.

2) Licensing or permitting

Haulers are granted licenses and government provides oversight for health and safety and in some cases (e.g. Portland) management and service. Revenues generated are limited to costs of oversight.

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3) Franchising

Haulers are granted exclusive or non-exclusive rights to do business in a specific area. This provides increased oversight for health safety, service and rates. Franchise fees are collected which are not limited to costs of oversight.

4) Contracting

A government agency contracts directly with a hauler to provide service to customers. The contract can be specific on rates, routes and services. This is very similar to franchising, except that franchise fees are not collected and the hauler acts as an agent of the government.

5) Municipal Service

A government agency provides collection service and has total control over rates, routes and services for its customers.

Concurrence

NA

Fiscal Impact

NA

Work Load Impacts

NA

Alternatives

NA

Solid Waste Management Systems

Type of System	Where Used	Pros	Cons
Pure Competition		<ul style="list-style-type: none"> • Low Rates • No legal challenge 	<ul style="list-style-type: none"> • Lack of control • Hard to enforce recycling • Traffic /environmental impacts of many trucks • No franchise fee
Licensing	Portland Commercial only	<ul style="list-style-type: none"> • Low Rates • Customer chooses hauler • Sets performance standards • Can require recycling • Can set surcharge to cover admin of system 	<ul style="list-style-type: none"> • Requires extensive monitoring (more staff) • Traffic /environmental impacts of many trucks • Surcharge does not go into general fund • Funds from surcharge cover admin only
Franchising	Most Metro area Jurisdictions	<ul style="list-style-type: none"> • Current system, well known • Franchise fee on revenue • Territories increase cost efficiencies • Minimizes traffic /environmental impacts • Franchise fee of \$100,000/yr 	<ul style="list-style-type: none"> • Rates set by City • Stronger regulatory aspects • Significant legal scrutiny • Commercial customers dislike
Contracting		<ul style="list-style-type: none"> • Limits pool to qualified bidders • Provides strong control over services, rates etc. • Can result in cost savings to customers • Consistent, efficient • Minimizes traffic /environmental impacts 	<ul style="list-style-type: none"> • Only one company provides service • Smaller companies may not be able to compete • No franchise fee

Solid Waste Management Systems

Type of System	Where Used	Pros	Cons
Municipal Service	East Coast Cities	<ul style="list-style-type: none">● Strong control over services/rates● Known costs● Flexibility in creating/modifying programs● No legal challenge	<ul style="list-style-type: none">● Politically unpopular● Can be inefficient compared to competitive system● Large investment needed to start (staff and equipment)● No franchise fee

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To: Mayor and City Council
Through: Mike Swanson, City Manager
From: Pat DuVal, City Recorder
Subject: Draft Community Goals
Date: May 14, 2002

Action Requested

Review and comment on Draft Community Goals.

Background

Based on the City Council discussion at the April 13 work session, City Manager Swanson updated the existing Community Goals to reflect current priorities and conditions. He has received several comments and, at this point, needs input from all members to continue the goal adoption process.

DRAFT
COMMUNITY GOALS

(Revised April 13, 2002)

GOAL: Support community environmental sustainability and livability.

OBJECTIVES

- Modify Zoning and Subdivision Ordinances to both enhance neighborhood livability and to upgrade neighborhoods.
- Develop, adopt, and implement Neighborhood Design Review Ordinance, including a Design Review Board/Committee.
- Encourage preservation of historic trees and planting of new trees.
- Acquire open space, park, and trail property.
- Support code enforcement activity.

GOAL: Support the development of existing commercial and industrial areas throughout the City.

OBJECTIVES

- Create the Milwaukie Development Commission dedicated to maximizing the potential of commercial and industrial areas throughout the City.
- Implement the Downtown, Riverfront, and Streetscape Plans.
- Develop and implement an acquisition and re-use plan for the Milwaukie Middle School.
- Develop and implement a plan to decommission the Kellogg Treatment Plant within five years.

GOAL: Encourage community, board, commission, and neighborhood goals that are consistent with community goals.

OBJECTIVES

- Continue funding for the Neighborhood Grant Program including annual allocations of \$10,000 for grants and \$1,000 for tree planting by 2004.
- Develop action plans and funding proposals to support neighborhood visions.
- Develop and implement programs that result in more citizen and youth involvement in City matters.
- Review and approve Board and Commission annual work plans and established purposes.

