

**CITY OF MILWAUKIE
CITY COUNCIL MEETING
JANUARY 16, 2001**

Call to Order

The 1854th meeting of the Milwaukie City Council was called to order by Council President Marshall at 6:00 p.m. in the City Hall Council Chambers. The following Councilors were present:

Mary King
Brian Newman

Larry Lancaster

Staff present:

Mike Swanson,
City Manager Pro Tem
Tim Ramis,
City Attorney
Martha Bennett,
Assistant City Manager
Michelle Gregory,
Neighborhood Services
Manager

JoAnn Herrigel,
Program Specialist
Kelly Somers,
Fleet and Facilities Manager
Jason Wachs,
Program Specialist

PLEDGE OF ALLEGIANCE**PROCLAMATIONS, COMMENDATIONS, SPECIAL REPORTS, AND AWARDS****Recognize St. Johns Elementary School Students and Teachers for Downtown Cleanup Project**

Wachs recognized students and teachers from St. John the Baptist Elementary School for their October 3, 2000, downtown cleanup project.

Councilor Newman encouraged people to get involved with the upcoming Springwater Corridor Cleanup program.

CONSENT AGENDA

It was moved by Councilor Lancaster and seconded by Councilor King to adopt the Consent Agenda consisting of:

- A. City Council Minutes of January 2, 2001; and
- B. Award Contract for Janitorial Services to D & A Janitorial.

Motion passed unanimously.

AUDIENCE PARTICIPATION

Art Ball, 4960 SE Harvey St., Milwaukie, Lewelling Neighborhood District Association (NDA) Chair. He reported the NDA had a very positive discussion about the proposed

Council stipend, and none of the 30 residents attending the recent meeting opposed the increase. Most were surprised the Council was not salaried or on an expense account.

Councilor Lancaster found these comments interesting and appreciated the discussion. He did not want this item to detract from other important issues and was willing to delay any decision until after the Budget Committee process.

Councilor Marshall thanked the neighborhood chairs for seeking input from the membership.

Sharon Phillips, 11128 SE 28th Avenue, and **Sharon Van Horn**, 3011 SE Balfour, Milwaukie discussed the annual Festival Daze event and grand opening of the Oregon City Skate Board Park. It was noted that Ed Zumwalt submitted the winning Festival Daze theme -- *The Old Meets the New*.

Ramis advised, if a quorum of the Council were involved in a Festival Daze planning activity, they should refrain from discussing City business or any possible connections between the City and the event.

PUBLIC HEARING

None scheduled.

OTHER BUSINESS

Elect Council President

Swanson referred to City Charter Section 24 and Municipal Code Section 2.04.040 which state the Council shall elect a president from its membership following the seating of any new duly elected members. Councilors Lancaster and Newman were elected at the November 1999 General Election and took the oath of office at the January 2, 2001 regular Council session.

Councilor Marshall said the Council agreed not to appoint an interim mayor because of the short amount of time before the March election. He understood he would be the presiding officer as Council President.

Councilor Lancaster felt the decision to forego appointing an interim mayor was sound and suggested rotating the council president position among the members annually. In the absence of a formal rotation method, he nominated Councilor King.

Councilor Newman agreed with Councilor Lancaster's comments and suggested seniority be considered. He seconded Councilor King's nomination.

Councilor King accepted the nomination.

Public Cable Access Studio Operation

Herrigel presented the staff report in which the City Council was requested to adopt a resolution authorizing the City Manager to sign an intergovernmental agreement (IGA) with Clackamas County Fire District #1 (CCFD #1) to share the District facility at 6600 SE Lake Road for use as the City public access studio.

The Lake Road site would be used for filming, production, and editing with playback from City Hall. The cost of installing a direct feed from the District site is \$60,000 and would be a high infrastructure investment. Staff will continue discussing long-term public access studio options with the School District. The proposed use is permitted under current Clackamas County zoning. Permits will be required for certain electrical and physical modifications, and the building will be added to the City's existing insurance policy.

It was moved by Councilor Newman and seconded by Councilor Lancaster to adopt the resolution authorizing the City Manager Pro Tem to sign an intergovernmental agreement with Clackamas Fire District #1 to share a facility for a public access studio. Motion passed unanimously.

RESOLUTION NO. 5-2001:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE AUTHORIZING THE CITY MANAGER TO SIGN AN IGA WITH CLACKAMAS FIRE DISTRICT NO. 1 TO PROVIDE FOR THE SHARING OF THE FIRE DISTRICT FACILITY LOCATED AT 6600 SE LAKE ROAD FOR USE BY MILWAUKIE AS A PUBLIC ACCESS STUDIO AND FOR OTHER USES BENEFICIAL TO BOTH AGENCIES.

Board Interview

The City Council interviewed Bogdan Garbar for the ex officio Milwaukie High School student position on the Traffic Safety Board.

Other Items and Announcements

1. Work session schedule and recommended discussion topics:
 - Swanson: Riverfront Project; laptop training;
 - Lancaster: MDDA Business Plan; Transit Center Development and Design Review;
 - Marshall: Jr. High Site; MDDA; Tree Ordinance;
 - King: Transit Oriented Development, Library and Transit Center; traffic issues; citizen involvement; and
 - Newman: budget; transforming project; city manager search

The group agreed to add January 23, February 12 and 26, and March 12 to the existing work session schedule.

In reference to the transit center, **Bennett** said Tri-Met is contracting with a project manager. It is not uncommon for federal administration changes to cause some funding delays, and she suggested a Council update in March.

2. **Councilor Lancaster** referred to an LOC newsletter article regarding Community Incentive Funds and asked if Milwaukie would apply. **Bennett** said the City is applying for \$1 million for a one-block, downtown demonstration project.
3. **Councilor Marshall** asked Bennett to comment on the transit oriented development project and affordable housing. **Bennett** said the Transit Oriented Development (TOD) Committee discussed development alternatives for the second stories as commercial and affordable and/or market rate housing. She noted Northwest Housing Alternatives expressed an interest in the project. The Committee has chosen not indicated its preference because it wants to see what types of development proposals are made. Design is the key, and, Bennett noted, there are funding mechanisms available for affordable housing. She believed the Committee would establish good criteria and bring a quality package to the Council. The group discussed the public restroom issue.
4. **Councilor Marshall** requested a report comparing tax revenues collected by the Parks District and the amount directed to the City. He suggested revising SDC language in the intergovernmental agreement.
5. **Councilor Marshall** announced the Milwaukie neighborhood grant program was selected by the Innovations Group for a presentation at next year's conference in Dublin, Ohio. He was very proud of the program because it brings local control back into the neighborhoods.
6. **Council President King** announced a community meeting on January 24 to discuss recent burglaries of downtown businesses.

Swanson announced an executive session pursuant to ORS 192.660 to discuss property negotiations.

ADJOURNMENT

It was moved by Councilor Newman and seconded by Councilor Marshall to adjourn the meeting. Motion passed unanimously.

Council President King adjourned the meeting at 7:15 p.m.

Pat DuVal

Pat DuVal, Recorder

**CITY OF MILWAUKIE
CITY COUNCIL AGENDA
JANUARY 16, 2001**

MILWAUKIE CITY HALL
10722 SE Main Street

1854th MEETING

REGULAR SESSION - 6:00 p.m.

- I. **CALL TO ORDER**
Pledge of Allegiance

- II. **PROCLAMATIONS, COMMENDATIONS, SPECIAL REPORTS, AND AWARDS**
Recognize St. Johns Elementary Students and Teachers for Downtown Cleanup Project (Wachs)

- III. **CONSENT AGENDA** *(These items are considered to be routine, and therefore, will not be allotted Council discussion time on the agenda. The items may be passed by the Council in one blanket motion. Any Council member may remove an item from the "Consent" portion of the agenda for discussion or questions by requesting such action prior to consideration of that portion of the agenda.)*
 - A. **City Council Minutes of January 2, 2001**
 - B. **Award Contract for Janitorial Services (Somers)**

- IV. **AUDIENCE PARTICIPATION** *(The Mayor will call for statements from citizens regarding issues relating to the City. It is the intention that this portion of the agenda shall be limited to items of City business which are properly the object of Council consideration. Persons wishing to speak shall be allowed to do so only after registering on the comment card provided. The Council may limit the time allowed for presentation.)*

- V. **PUBLIC HEARING** *(Public Comment will be allowed on items appearing on this portion of the agenda following a brief staff report presenting the item and action requested. The Mayor may limit testimony.)*
None scheduled

- VI. **OTHER BUSINESS** *(These items will be presented individually by staff or other appropriate individuals. A synopsis of each item together with a brief statement of the action being requested shall be made by those appearing on behalf of an agenda item.)*
 - A. **Elect Council President (Swanson)**
 - B. **Public Access Studio Operation (Herrigel)**

- VII. **INFORMATION**
Library Board Minutes, November 27, 2000

- VIII. **ADJOURNMENT**

EXECUTIVE SESSION -- *At the end of the regular meeting, the Council may hold an Executive Session under the authority of Oregon Revised Statutes 192.660 as needed.*

For assistance/service per the Americans with Disabilities Act (ADA), dial TDD 786-7555.

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

CITY OF MILWAUKIE
CITY COUNCIL MEETING
JANUARY 2, 2001

Oath of Office

Judge Ron Gray administered the Oath of Office to Larry Lancaster for Council position #1 and Brian Newman for Council Position #3.

Call to Order

The 1853rd meeting of the Milwaukie City Council was called to order by Mayor Tomei at 6:00 p.m. in the City Hall Council Chambers. The following Councilors were present:

Mary King
Jeff Marshall

Larry Lancaster
Brian Newman

Staff present:

Mike Swanson,
City Manager Pro Tem
Tim Ramis,
City Attorney

Martha Bennett,
Assistant City Manager
JoAnn Herrigel,
Program Specialist

PLEDGE OF ALLEGIANCE

PROCLAMATIONS, COMMENDATIONS, SPECIAL REPORTS, AND AWARDS

Council President Marshall read a proclamation honoring Carolyn Tomei for her years of service to the community on the City Council and as well as various appointed advisory boards.

Consent Agenda

Councilor King requested item B -- Resolution No. 1-2001: A Resolution of the City Council of the City of Milwaukie, Oregon, Designating the Clackamas Review and The Oregonian as the Papers of Record for the City of Milwaukie, be pulled for discussion.

It was moved by Councilor King and seconded by Councilor Marshall to adopt the Consent Agenda consisting of:

- A. **City Council Minutes of December 18 & 19, 2000;**
- B. **Resolution No. 2-2001: A Resolution of the City Council of the City of Milwaukie, Oregon, Designating the First and Third Tuesdays of Each Month as the Regular City Council Meeting Date; and**
- C. **Resolution No. 3-2001: A Resolution of the City Council of the City of Milwaukie, Oregon, Creating a Temporary Fee for People and Institutions Conducting Business for Less Than Two Consecutive Months in One Calendar Year within the City of Milwaukie.**

Motion passed unanimously.

III. A. 2

AUDIENCE PARTICIPATION

Ed Zumwalt, 10888 SE 29th Avenue, Milwaukie, Chair Historic Milwaukie Neighborhood District Association (NDA) Chair. To acknowledge Mayor Tomei's last meeting, he provided a send-up of possible uses for Elk Rock Island and the adjoining Island Station Neighborhood.

PUBLIC HEARING

None scheduled.

OTHER BUSINESS

Annual Waste Reduction Work Plan

Herrigel presented the staff report in which the City Council was requested to adopt a resolution approving the activities in year 11 of the Annual Waste Reduction Work Plan and authorize the City Manager Pro Tem to sign an intergovernmental agreement (IGA) with Metro. Challenge grant funds typically go toward public education and technical assistance. This is the first year for Community Technical Assistant Program (CTAP) funds to target commercial sites.

Councilor King asked if there was an education element relating to decreased insecticides and pesticides usage.

Herrigel responded the City does participate in household hazardous waste recycling and distributes Metro literature outlining alternatives.

Councilor Lancaster noticed Milwaukie's allocation was decreasing based on population figures. The group discussed alternative methods of awarding grant funds including a baseline below which an established community could not fall. **Herrigel** said she would follow up on these suggestions.

It was moved by Councilor King and seconded by Councilor Newman to adopt the resolution approving the activities in the 2000 - 2001 Annual Waste Reduction Plan and authorizing the City Manager Pro Tem to sign the intergovernmental agreement with Metro. Motion passed unanimously.

RESOLUTION NO. 4-2001:

A RESOLUTION OF CITY OF MILWAUKIE, OREGON, ADOPTING FISCAL YEAR 2000/2001 (YEAR ELEVEN) ANNUAL WASTE REDUCTION PLAN AND AUTHORIZING THE CITY MANAGER TO SIGN AN IGA WITH METRO

Cable Access Studio

Herrigel presented the staff report in which the City Council was requested to authorize the City Manager Pro Tem to sign a personal services contract with Videbeck Productions, Inc., for a six-month period beginning January 1, 2001. She anticipated having a studio operation request for proposals (RFP) prepared by March.

Councilor Newman asked if the City Council would provide input on the proposal qualifications. He felt the studio operator should have knowledge of the community and its issues.

It was moved by Councilor Newman and seconded by Councilor Marshall to authorize the City Manager Pro Tem to sign a personal services contract with Videbeck Productions, Inc., for a six-month period beginning January 1, 2001. Motion passed unanimously.

Mayor and Council Monthly Stipend

Councilor King said there has been significant discussion about the proposed increase and suggested including it in the budget cycle for community input. She noted the Council stipend had not been increased since 1989.

Councilor Marshall agreed and suggested asking for input in *The Pilot*.

Councilor Lancaster agreed community comments should be sought, but he did not see the need to go through the budget process. He felt there were two issues: is the Mayor and Council being adequately compensated for out of pocket expenses, and is compensation beyond that a policy issue.

Councilor Newman supported King's proposal. He did not feel citizens wanted Council paid for their time, but there should be fair compensation for expenses incurred. The budget process exists to review these types of issues.

Ed Zumwalt, Historic Milwaukie NDA Chair, talked to several residents about the increase. He found about half supported the increase, and the other half did not.

Councilor Marshall thanked Zumwalt for his involvement and providing the Council with neighborhood feedback.

Councilor Lancaster hoped people would provide input to help the decision-making process.

Board and Commission Appointments

Mayor Tomei, with the consensus of Council, appointed Art Ball to the Budget Committee and Tom Hogan to the Library Board.

III. A. 4

Designating Papers of Record

Councilor King understood there will be a new Portland daily paper and asked the process for selecting papers of record.

Swanson said papers of record must be of general circulation and are designated so as to provide the most complete notification of city issues to the public.

It was moved by **Councilor King** and seconded by **Councilor Newman** to adopt the resolution designating the *Clackamas Review* and *The Oregonian* as papers of record for the City.

RESOLUTION NO. 1- 2001:

**A RESOLUTION OF THE CITY COUNCIL OF MILWAUKIE, OREGON,
DESIGNATING THE *CLACKAMAS REVIEW* AND *THE OREGONIAN*
AS THE PAPERS OF RECORD FOR THE CITY OF MILWAUKIE.**

Other Items and Announcements

Councilor Newman encouraged people get involved with Festival Daze planning.

Councilor Newman thanked Mayor Tomei for her community participation and leadership.

Councilor King pointed out the recent utility bill insert encouraging neighborhood grant suggestions. The group discussed methods of getting this type of information to renters.

ADJOURNMENT

It was moved by **Councilor King** and seconded by **Councilor Marshall** to adjourn the meeting. Motion passed unanimously.

Mayor Tomei adjourned the meeting at 6:45 p.m.


Pat DuVal, Recorder

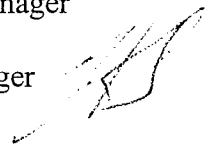


III. B. /

MEMORANDUM

TO: Mayor and City Council

THRU: Mike Swanson, City Manager Pro Temp 
Martha Bennett, Assistant City Manager

FROM: Kelly Somers, Fleet/Facility Manager 

DATE: January 4, 2001

RE: Award Janitorial Contract

Recommendation/Action Requested

Staff recommends that council award the yearly Janitorial contract to D & A Janitorial and authorizes the City Manager to sign a purchase order totaling \$33,500 for Janitorial Services for the remainder of fiscal year 2000/2001.

Background

Facility Maintenance contracts yearly with an outside contractor to provide janitorial services to the City to clean the City's four buildings; City Hall, Ledding Library, Public Safety Building, and Public Services Building. We have had the same company, D & A Janitorial for the last 10 years. They again are the low bidders for this next contract term. We can renew the contract up to four additional years for a total of five years before going out to bid again.

Discussion


Staff prepared bid documents and advertised for Janitorial services for the City owned buildings. We received bids from eight janitorial companies. The range for the basic bid was from a low of \$52,500 per year to a high of \$91,860 per year. D & A Janitorial is the low bidder with a bid of \$52,500 per year.

III. B. 2

Staff revised the basic requirements for each building to a minimum level of service to lower the overall cost to the City. If additional service is required it will be done on an as needed basis.

Staff recommends that the contract be awarded to D & A Janitorial for the yearly base bid of \$52,500, and authorize the City Manager to sign a purchase order in the amount of \$33,500 for the remainder of the 2000/2001 fiscal year.



To: Mayor and City Council
Through: Mike Swanson, City Manager Pro Tem 
From: Pat DuVal, City Recorder PAD
Subject: Council President Election
Date: January 2, 2001

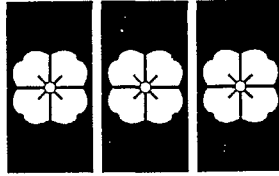
Action Requested

Elect a Council President.

Background

City Charter Section 24, *President of the Council*, and Municipal Code Chapter 2.04.040, *Presiding Office -- Designated*, states following the seating of any new duly elected members of the Council, the Council shall elect a president from its membership. In the absence of the mayor, the Council president is the presiding officer but has no more than one vote.

C I T Y O F



MILWAUKIE

VI. B. 1

To: Mayor and City Council

Through: Mike Swanson, City Manager, Pro Tem

Fr: JoAnn Herrigel, Program Services Coordinator

Re: Public Access Studio Operation

December 28, 2000

Action Requested

Approve a resolution authorizing the City Manager to sign an Intergovernmental Agreement (IGA) with Clackamas County Fire District No.1, providing for the sharing of a Clackamas Fire District facility located at 6600 SE Lake Road for use by Milwaukie as a Public Access Studio.

Background

In early December staff met with Randy Bruegman, Chief of Clackamas Fire District #1 to discuss the possibility of using a soon to be vacated fire barracks building off Lake Road as a public access studio site. At that time, we were considering producing and feeding programs from this site. The proposed arrangement would provide the City with a studio, production and feed site for Public Access programming, free of rent for one year. The City would pay for site enhancements, utility expenses, and insurance coverage. In return for the free use of the District #1 space, the City would provide the District with 30 hours per month of filming, editing, and other videography time. Chief Bruegman reviewed the idea with his board in December and was given approval to move forward with an IGA with the City.

Two major issues have arisen since our initial exploration of this agreement. First, AT+T has provided the City with an estimate for setting up a "direct feed" at this site and it is too expensive for such a temporary arrangement. Second, staff has been unable to determine whether a land use variance for the use of this site would be required. If a variance is necessary, occupancy will not be allowed until all Clackamas County approvals are obtained.

Despite these issues, staff believes that the City should pursue an IGA with the District for the use of the site for at least a studio location. Staff has consulted with Richard Beck of Videbeck and he has agreed to "run" tapes produced and edited at the Lake Road site to a feed located either at City Hall or at another location. The only downside to this arrangement is that live broadcasts would not be possible.

Staff will work with Clackamas County Planning staff to determine what land use regulations apply to the Lake Road site and take the appropriate steps to secure approval for use of the site as a studio.

MILWAUKIE CITY HALL
10722 SE MAIN STREET
MILWAUKIE, OREGON 97222
PHONE: (503) 786-7555 • FAX: (503) 652-4433

VI. B. 2

A draft IGA is attached for your review. Staff will continue to work with Chief Bruegman regarding the details of the IGA over the next few weeks and will distribute an updated version before, or at, the January 16th meeting.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE AUTHORIZING THE CITY MANAGER TO SIGN AN IGA WITH CLACKAMAS FIRE DISTRICT NO. 1 TO PROVIDE FOR THE SHARING OF A FIRE DISTRICT FACILITY LOCATED AT 6600 SE LAKE ROAD FOR USE BY MILWAUKIE AS A PUBLIC ACCESS STUDIO AND FOR OTHER USES BENEFICIAL TO BOTH AGENCIES.

WHEREAS, Clackamas Fire District #1 (Clackamas) and Milwaukie recognize a common purpose in providing consistent availability of public access television throughout the area; and

WHEREAS, Clackamas and Milwaukie desire to cooperate to provide effective and efficient public access services allowing local residents to stay abreast of current issues that affect both the district and the City; and

WHEREAS, Clackamas owns a facility in close proximity to Milwaukie that is suitable for use as a public access studio; and

WHEREAS, Clackamas and Milwaukie have a history of success in cooperative efforts between the two agencies.

NOW, THEREFORE BE IT RESOLVED THAT the City Manager is authorized to sign an Intergovernmental Agreement with Clackamas Fire District #1 to provide for the sharing of a Fire District facility located at 6600 SE Lake Road for use by Milwaukie as a public access studio and for other uses beneficial to both agencies.

Introduced to the City Council of the City of Milwaukie on _____, 2001.

Carolyn Tomei, Mayor

ATTEST:

APPROVED AS TO FORM:
Ramis, Crew, Corrigan & Bachrach LLP

Pat DuVal, City Recorder

City Attorney

VI. B. 4

DRAFT

INTERGOVERNMENTAL AGREEMENT FOR
SHARING A FACILITY

This AGREEMENT is entered into pursuant to the authority granted in Chapter 190 of the Oregon Revised Statutes, by and between the Clackamas County Fire District No. 1, herein after called "Clackamas", a fire protection district organized and existing under the Constitution of the State of Oregon and established pursuant to Oregon Revised Statute Chapter 478, and the City of Milwaukie, a municipal corporation, organized and existing under the Constitution and laws of the State of Oregon, hereinafter called "Milwaukie".

This AGREEMENT is to provide for sharing of a Clackamas fire district facility for use by Milwaukie as a public access studio and for other uses beneficial to both agencies.

Whereas, Clackamas and Milwaukie recognize a common purpose in providing consistent availability of public access television throughout the area, and

Whereas, Clackamas and Milwaukie desire to cooperate to provide effective and efficient public access services allowing local residents to stay abreast of current issues that affect both the district and the city; and

Whereas, Clackamas owns a facility in close proximity to Milwaukie that is suitable for use as a public access studio; and

Whereas, Clackamas and Milwaukie have a history of success in cooperative efforts between the two agencies.

In consideration of those premises as generally recited, it is

AGREED:

1. STATEMENT OF PURPOSE

The common objectives of Clackamas and Milwaukie in entering into this Agreement are to provide an appropriate local facility in which to locate a public access television studio.

2. FACILITY RENT and USE

Clackamas and Milwaukie agree to work together to develop an appropriate site for a public access studio as outlined below.

2.1. SERVICES

2.1.1. Clackamas agrees to provide Milwaukie temporary use of a building located at 6600a SE Lake Road, Milwaukie, Oregon.

2.1.2. Milwaukie will limit its use of the facility to those services necessary to provide and support a public access studio and associated activities.

X

Intergovernmental Agreement
December 21, 2000

VI. B. DP-5 T

2.2. CONSIDERATION

2.2.1. In consideration for the use of the facility, Milwaukie will provide to Clackamas ^{up to} 30 hours per month of professional videography time, including such activities as filming, editing and other associated activities

2.2.2. No rent will be charged for the use of the facility.

2.2.3. Milwaukie will pay for costs associated with operating the facility, such as utilities and all other operating costs.

2.2.4. Clackamas will provide exterior maintenance and repair, Milwaukie will provide interior maintenance and repair.

2.3. START UP COSTS

2.3.1. Milwaukie will provide and pay for all interior upgrades necessary to convert the facility into a public access studio.

2.3.2. Building and other permits, as well as system development and related charges will be borne by Milwaukie

3. TERM OF AGREEMENT

This Agreement shall be in effect for one (1) year. The Agreement shall continue thereafter on a month-to-month basis until amended or extended in writing. Either party may terminate this agreement at any time by giving ninety (90) days advance written notice that it desires to do so.

4. FORCED LIMITATIONS

In the event there is state-wide legislation that is beyond the control of either party, which limits either property tax or the services provided by Milwaukie or Clackamas, this Agreement may be renegotiated. Renegotiating shall begin upon the written request of either party.

5. INSURANCE

Each party agrees solely to be liable for and hold the other harmless from any claims, actions or suits arising from its acts or those of its employees, officers, directors, agents, or volunteers in carrying out the purposes of this Agreement. Each party agrees to maintain liability insurance for risks arising out of this Agreement, which covers the other party as an additional insured.

Each party agrees to provide workers' compensation insurance for its employees, and to hold the other party harmless for injuries and work-related illnesses to its employees. Milwaukie agrees to insure structure and contents and indemnify Clackamas with an all-

VI. B. 6

Intergovernmental Agreement
December 21, 2000

DRAFT

risk policy including earthquake and flood for any damage and destruction of building, tenant improvements and betterments, and contents for full replacement costs. Coverage should extend to increased cost of construction and demolition.

6. DISPUTE RESOLUTION

Both parties recognize that interpretation of the terms or intent of this agreement may be challenged from time to time. Both parties agree to meet and discuss potential resolutions to this agreement prior to serving notice for breach or implementing procedures for termination.

7. GENERAL PROVISIONS.

Unless otherwise specifically prescribed in the Agreement, the following provisions shall govern its interpretation and construction: When not inconsistent with the context, words used in the present tense include the future, words in the plural number include the singular number, and words in the singular include the plural.

8. CAPTIONS.

The paragraph captions and headings in this Agreement are for reference purposes only and shall not affect in any way the meaning or interpretation of this Agreement.

9. AMENDMENT

This Agreement may be amended only in writing upon the mutual consent of both parties.

Intergovernmental Agreement
December 21, 2000

VI. B. 7

DRAFT

This Agreement, entered into in duplicate original, is subscribed to by the following parties:

Subscribed this _____ day of _____, 2001

CITY OF MILWAUKIE

BY: _____

BY: _____

Mike Swanson, City Manager

APPROVED AS TO FORM:

Legal Counsel

Subscribed this _____ day of _____, 2001

CLACKAMAS FIRE DISTRICT #1

BY: _____

Milo Haas, Board President

BY: _____

Randy R. Bruegman, Fire Chief

APPROVED AS TO FORM:

Legal Counsel



Ledding Library Board

November Minutes

11/27/00
6:30 PM
Ledding Library

Meeting called by: Sue Trotter

Attendees: Attendees: Anna O'Guinn, Shannon Scott, Sue Trotter, Ed Zumwalt
Absent: Pat Healy, Arlene Miller
Staff: Cynthia Sturgis

Agenda topics

Approval of minutes

September minutes approved as written.

Librarian's report

Cynthia reported that a check for the transit center will be presented at a ceremony in front of the library, Monday, December 4 at 11:00AM. Board members are invited to attend. Sue asked Cynthia to contact Charlene about having a representative from the City at the January meeting to discuss how the Board's transit issues will be addressed.

The new appointee to the Library Board has not responded to calls or mail. Because the Board has another vacancy, it is imperative to have an active membership to attend meetings and reach quorums. Board members directed Cynthia to contact the City Recorder to see if there has been any communication from Ms Miller.

Board members asked about the status for next year's budget. Cynthia reported that instruction packets have not been sent by Finance. The library has received a print out of this current year's budget, and copies will be distributed in the next packet.

Long Range Planning

Cynthia reported staff progress on writing the first draft. The library management team will be meeting every week to decide on format and organization, then have staff meeting to work on goals and objectives.

The Board discussed the need for further input from the community. Perhaps taking the draft report to Neighborhood Associations and the Downtown Business Association for their responses.

Future's Committee

Cynthia reported that the Future's Committee met for the last time on November 7th. The group presented their recommendation to the LNIB, requesting that discussions be continued at that level for future action. Cynthia reported that the LNIB requested a financial report from the Network administrator on projected costs for expanding all member libraries to meet OLA standards. Once this report is made, the LNIB will address the direction for further study and action concerning the formation of districts, capital improvements, etc.

The Board requested that information about the questionnaire used with the Future's Focus Group and a list of participants be included in the long range plan.

Sue also asked Cynthia to find out if the Future's report had been presented to the City Council. Cynthia will contact Charlene for further information.

December meeting

Because of the need to keep on top of the long range plan, the Board will meet in December. The fourth Monday is Christmas Day, so the date was set for Monday, the 18th. 6:30 pm at the Library

Date 1-16-01

OPEN SESSION

I wish to address City Council on Agenda Item # Comment on Stipend

Name Art Ball

Organization Lewelling N.D.A

Address 4960 S.E. Harvey

Phone _____

Speaking in Support

Speaking in Opposition

Raising Questions

Providing Information

Comments _____

Date _____

I wish to address City Council on Agenda Item # _____

Name Sharon Phillips & Sharon Van Horn

Organization Milw Festival Dns

Address 1124 SE 25th Ave 3011 SE Balfour

Phone 503-653-8926 Milw. 503-513-6144

Speaking in Support

Speaking in Opposition

Raising Questions

Providing Information

Comments _____

