

MILWAUKIE
CITY COUNCIL MEETING
FEBRUARY 3, 1987

COUNCIL CHAMBERS

1521ST MEETING

The one thousand five hundred and twenty-first meeting of the Milwaukie City Council was called to order at 7:00 p.m. on February 3, 1987, with the following Councilors present:

Roger A. Hall,
Mayor
Donald W. Graf

William Fitzgerald
Chere' Sandusky
Mike Richmond

Also present:

Hugh H. Brown,
City Manager
Greg Eades,
City Attorney
Jerri L. Widner,
Finance Director
Steve Hall,
Public Works Dir.

William B. Adams,
Community Development Dir.
Anne Nickel,
Development Coordinator
Pat DuVal,
Executive Secretary

GOOD NEWS

Mayor Hall expresses his thanks to all of the citizens of Milwaukie and particularly the committee headed by Betty Roholt for making the Celebrate! Participate! Milwaukie '87! party such a success.

Mayor Hall announced "Pioneer Days" at Milwaukie Elementary on February 6, 8:30 a.m. - 11:30 a.m.

AUDIENCE PARTICIPATION

Mary Ellen Householder, 5092 SE Monroe, spoke to Council requesting Council to reconsider the Traffic Safety Commission's denial of a 4-way stop at Monroe and Home Ave. Mayor Hall suggested a formal appeal be made to Council at the next meeting. City Manager Hugh Brown suggested either the meeting of February 17 or March 3 so Council could be provided with necessary background information for evaluation. Ms. Householder and other residents within the notification area would receive notice of the hearing date.

Jim Backenstos asked for an update on the cost of repairing Engine 55. He also questioned if the \$20,000 allotted for repairs to the Ardenwald Community Club would be sufficient; he requested detailed information of the cost of permits and repairs. Mr. Backenstos then questioned the rezoning of Oak/224. He asked for future taxation plans and expressed concern for the resident's ability to accept higher rates.

Charles Swan, 11822 SE 36th, spoke on the rezoning proposal for Oak/224. He said he believed commercial zoning would provide the highest and best use of the property. He told Council commercial development would enhance, rather than detract, from the downtown area and requested approval of the rezoning.

Al Liane read a letter written by Mel Paulson regarding the Sheriff's levy of 1984 and the inequity of double taxation. Mayor Hall replied both Council and staff are giving consideration to the issue. City Manager Hugh Brown said that the County and cities were looking at an intergovernmental agreement, and the current levy would appear on the March 31 ballot. He said the City would be looking seriously at costs incurred and what services would be received.

Mayor Hall introduced Webelos Den #193, who were observing a Council meeting for their Citizenship badge.

PUBLIC HEARING

Annexation File Nos. AN-86-06 and AN-76-01; properties west and south of King-Linwood Intersection. Mayor Hall opened the public hearing at 7:30 p.m. No ex parte contacts or conflicts of interest were declared. Community Development Coordinator Anne Nickel said both annexation proposals are based on the same criteria and impact the same public facilities and services. Because of this, she would present a single staff report. She pointed out that the differences between the two would be in the method of annexation and the reasons for annexations. She also pointed out that the difference would be reflected in some of the findings presented.

Due to the fact that requests to annex four additional lots were received after the staff report was prepared, Mrs. Nickel asked Council to add these four lots to application No. AN-86-06. A resolution was prepared offering this application to the Boundary Commission under the triple majority method, since 100% of the owners had consented. There were no non-owner occupants and it was necessary to approve annexation of this parcel to meet the deadline for including the value of the property in the tax base. The one lot that does contain non-owner occupants, the existing mobile home park, would be offered separately as AN-87-01, under the Council resolution method. Mrs. Nickel recommended Council adopt both resolutions, based on the findings listed.

No testimony was offered either in favor in opposition to the request.

No further correspondence had been received.

Mayor Hall closed the public hearing at 7:50 p.m.

There was no Council discussion

It was moved by Councilmember Sandusky and seconded by Councilmember Graf to adopt the resolution. The motion passed 5 - 0.

RESOLUTION NO. 6-1987

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE APPROVING A REQUEST FOR ANNEXATION TO THE CITY OF MILWAUKIE. (AN-86-06).

It was moved by Councilmember Sandusky and seconded by Councilmember Graf to adopt the resolution. The motion passed 5 - 0.

RESOLUTION NO. 7-1987

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE APPROVING A REQUEST FOR ANNEXATION TO THE CITY OF MILWAUKIE. (AN-87-01).

OTHER BUSINESS

City Council Goals 1987-88. It was moved by Councilmember Richmond and seconded by Mayor Hall to adopt the City Council Goals for 1987-88. Motion passed 5 - 0. Copies are available at the City Manager's Office.

Bill Hupp requested a timetable on item #1 of the adopted goals. Mayor Hall stated all goals would be accomplished no later than June, 1988, and work on all goals would proceed during that time period.

Dissolution of Cable Commission. City Attorney Greg Eades reported that the duties of the Cable Commission have been reduced, particularly due to deregulation of rates effective January 1. Commission members at the last meeting were in agreement with the dissolution proposal. Staff recommended adoption of the ordinance repealing Ordinance No. 1543. It was moved by Councilmember Graf and seconded by Councilmember Fitzgerald to read the ordinance for the first time by title only. The motion passed 5 - 0. The ordinance was read for the first time. It was moved by Councilmember Graf and seconded by Councilmember Fitzgerald to read the ordinance the second time by title only. Motion passed 5 - 0. The ordinance was read for the second time. It was moved by Councilmember Graf and seconded by

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Councilmember Fitzgerald to adopt the ordinance. Motion passed with the following vote: Graf, Fitzgerald, Hall, Sandusky, Richmond, aye.

ORDINANCE NO. 1618

AN ORDINANCE OF THE CITY OF MILWAUKIE, OREGON, REPEALING ORDINANCE NO. 1543 (CABLE COMMUNICATIONS COMMISSION).

Appropriation of Contingency to 1986 - 87 Adopted Budget. Finance Director Jerri L. Widner presented the report requesting adoption of a resolution appropriating contingency for FY 1986-87. Adjustments are required because of cost of living adjustments, increased medical benefit premiums, and acceptance of the Ardenwald Community Center into the City and improvement commitments. Mayor Hall said this was an example of the City's need for a larger contingency fund. Al Liane questioned the use of the contingency funds and giving raises to City employees. Mayor Hall requested staff provide Mr. Liane with a detailed letter explaining the action. Jim Backenstos asked for a list of specific expenditures on the newly adopted Council goals. Mayor Hall stated the goals were ready for publication, and when staff presented the action plans there would be a better idea of costs.
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It was moved by Councilmember Richmond and seconded by Councilmember Sandusky to adopt the resolution appropriating contingency. The motion passed 5 - 0.

RESOLUTION NO. 8-1987

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE, OREGON, APPROPRIATING CONTINGENCY FOR FISCAL YEAR 1986-87.

Bid Award - Asphalt Roller. Public Works Director Steve Hall asked Council to award the bid for a vibratory compactor to Halton Tractor Company, including a trade in of two pieces of equipment. The bid from Halton is the lowest of six received and meets specifications. Councilmember Fitzgerald asked if the City might not realize more money if the equipment were sold outright? Director Hall replied the trade-in method was desirable because of repair costs necessary to make the equipment saleable. It was moved by Councilmember Graf and seconded by Councilmember Richmond to award the bid. The motion passed 4 - 1, with Councilmember Fitzgerald voting against, to award the bid to Halton Tractor Company in the net amount of \$15,504 for a Caterpillar CB-214 Vibratory Compactor.

Commission Appointments. It was moved by Councilmember Fitzgerald and seconded by Councilmember Graf to appoint Dan A. Hunker to the Civil Service Commission. The motion passed 5 - 0. It was moved by Councilmember Graf and seconded by Councilmember Fitzgerald to appoint Gail Roach to the Center/Community Advisory Board. The motion passed 5 - 0.

Tape Recording of Municipal Court Proceedings. City Attorney Greg Eades stated in a memorandum that he had found no municipal courts that taped their proceedings. He said the disadvantages outweigh the advantages. Council agreed and asked City Attorney to send a letter and copy of the Council memo to Mr. Backenstos.

Letter to the Police Department. Mayor Hall expressed his appreciation to the Police Department for their good community relations in the handling of cases and in follow up correspondence.

National League of Cities. Mayor Hall read a letter received from the NLC regarding the upcoming Surface Transportation Act asking support from cities by writing to legislators. City Manager Brown said cities would be heavily impacted by these bills should let it be known what they feel should or should not be supported. Council agreed and directed staff to prepare letters for the Oregon delegation.

Department of Human Resources. Mayor Hall reminded Council of the need for a volunteer on the Community Action Board.

Craig Lomnicki asked about the work session, and Mayor Hall replied, as stated on the agenda page, a session would be held February 4, 9:00 a.m. at the Senior Center to consider retail and industrial real estate information.

CONSENT AGENDA

It was moved by Councilmember Sandusky and seconded by Councilmember Graf to approve the Consent Agenda which consisted of the City Council minutes of January 20, 1987. The motion passed 5 - 0.

INFORMATION

Councilmember Fitzgerald requested staff check into two identical payments made to Eastside Heating.

Mayor Hall announced the first meeting of the Budget Committee to be held Thursday, Feb. 19, 7:00 p.m. at the Center. The remainder of the schedule will be approved at the first meeting.

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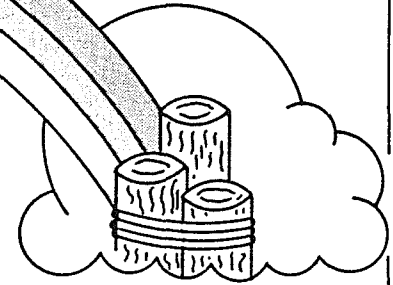
Councilmember Fitzgerald thanked Public Works Director Steve Hall for providing clarification to some questions he had recently asked.

ADJOURNMENT

Councilmember Richmond moved for adjournment. The meeting was adjourned at 8:40 p.m.

Pat DuVal
Pat DuVal, Executive Secretary

LUCKY LANDING



January 22, 1987

Milwaukie City Council
10722 S.E. Main
Milwaukie, Oregon 97222

Gentlemen:

There have been a few articles in the paper concerning the Council's interest in constructing a marina near the mouth of Kellogg and Johnson Creeks. The studies supporting this operation appear to have been made by an out of area consulting firm.

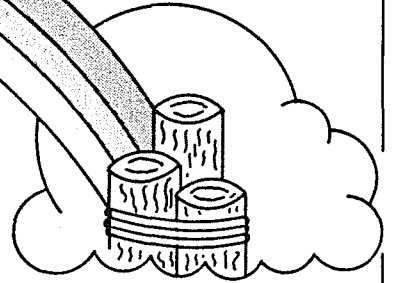
I am partner in a successful marina in Multnomah Channel and in addition, own an insurance agency specializing in Marine Insurance. (We insure more recreational boats than any other agency in the northwest). Our agency is in Milwaukie and we live here also.

This letter is written out of concern that any plans that you are making, need local evaluation based on local knowledge of use and need.

You are probably aware of the problems at Newport, Oregon, where the Port has defaulted on bonds, Salty's on the Willamette that has never broken even, and Olympic Isle in Olympia, (Developed by the most successful marina operator in California), which has had to be taken over by the Port of Olympia. All of the forgoing were as a result of ignoring, or failure to obtain, local knowledge concerning usage and needs.

I support the idea of an improved water front, but as a local taxpayer and business man, I want to be sure that we do not build a White Elephant here in Milwaukie. My

LUCKY LANDING



January 22, 1987
Milwaukie City Council
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partner in our marina is also a local taxpayer, Master Mariner and Marine Surveyor. As interested citizens, we would be pleased to offer any assistance we can in planning for improving Milwaukie's water front.

Regards,


Gene S. Patrick, Partner

GSP: yf

The Bridge

by Edward C. Harms, Jr.
City Attorney
Springfield, Oregon
and
Past President
League of Oregon Cities

Some of you will remember the famous quotation from Macaulay's **Horatius at The Bridge**:

"... now who will stand on either hand and keep the bridge with me ..."

Of course, that connotes an air of desperation to this speech, which you may feel is out place in speaking to new and enthusiastic officials of city government.

Many, however, believe the position of city government is just that desperate.

Some, prominent in government in the United States have asked the questions: Are American Cities obsolete?

("The Bridge" continued from page 2.)

The dictionary defines 'obsolete' in the following ways:

1. No longer in use or fashion;
2. No longer used or useful because of outmoded design or construction or because of hard wear;
3. (Biology) Increasingly vestigial or disappearing in each succeeding generation.

Looking at some city problems it might indeed be argued that cities are becoming obsolete.

I am not willing to give up just yet.

DeToqueville said:

Local governments are to liberty as schools are to science; they are within the people's reach; they teach men how to use and enjoy it. A nation may establish free government but without local, municipal institutions, strongly supported, it cannot have the true spirit of liberty.

Local government is important; important beyond the boundaries of the municipalities involved.

If, however, obsolescence is to be avoided in Oregon cities at least, it is going to depend on whether you, the elected official, can reverse a trend and help maintain in this country, at this time "the true spirit of liberty" of which DeToaueville spoke.

Further, you must realize that you, individually and personally, will now be responsible in large measure for the quality and level of services which the citizens of your community will enjoy—or suffer—for the coming years.

We tend to downgrade the importance of our positions; and therefore, our decisions on matters of public concern do not matter very much and they have no import beyond day-to-day operations or occurrences in our own locales.

Nothing could be further from the truth.

The fact is that for an individual who lives in a city—and that means almost 80% of us—the very meaning of life in America as an American, may be determined by the quality and character of his local government. The city is responsible for the individual's personal, physical safety and for the security of his property. The city has responsibilities for the individual's health, comfort and peace of mind which no other government has in like proportion. The city must guard the individual from epidemic and contagion and contamination and open man hole covers. It must maintain the purity of the air he breathes, the water he drinks and the comic books his children read. The city must concern itself with who rings the individual's door bell and pass upon the competence of the plumber and electrician who is called into his home. Such responsibilities could be listed not by the tens or by the hundreds, but literally by the thousands.

Yet there are other things of equal importance. You should be concerned as municipal officials, and as citizens, with problems beyond local taxes, streets and sewers; you

should be concerned even beyond such more important matters as the attempt to balance needed economic development and the providing of jobs with environmental concerns. The decay of our cities which most experts believe is taking place today is partly, perhaps largely, a decay of community attitudes, a lack of a community purpose, and this is of concern to the United States as a nation, to our national purposes and goals, and it is more than a simple inability to cope with the foregoing problems which are the day to day business of city and government.

How are we to go about performing all of these important functions, and more, hopefully, how are we to go about assisting in a change of city-community attitudes to one of interest and concern?

1. KNOW YOUR COMMUNITY. You should know your community—not just the street names. You should know something of the temper of the people. It is not impossible to be elected without this knowledge as you will soon find out when you do something which your constituents disagree with. Often we misconceive what is really bothering people.

2. REMEMBER THAT YOU ARE A MEMBER OF A COUNCIL. It is not your responsibility to go charging around town fixing the streets or supervising the police and fire departments. It is your responsibility as a member of the council to find people who do these things. So, act as a whole with the council. An individual councilman should not attempt to exercise powers he does not have; doing so may lead to legal as well as practical difficulties. Don't act as a committee of one. Remember that your only authority lies in the MEMBERSHIP of the council as a body.

3. DO YOUR HOMEWORK. Staff reports, planning documents and other studies and data should be read and understood by you before council meetings, if it is available. Never attend a council meeting, without preparation. Be prepared to discuss the ISSUES; don't waste your own, the public's and the rest of the council's time asking questions fully answered by information already furnished to you. If you don't understand—ASK

4. REVIEW THE EVIDENCE, THE FACTS, AND THEN ACT. This suggestion, remember, has two parts. First, review the facts, the evidence. Don't simply reiterate your preconceived notions or prejudices; they may be good notions as such things go, but they may not fit the facts. You believe that city taxes are too high —OK—PROVE IT—to yourself first, on the facts; not on your emotions or even the misconceptions of the public expressed at council meetings. You are a member of the government, not an opponent of it. You may be an opponent of programs but members of a government who oppose the government itself, as some do, are simply anarchists, little better than the bomb throwers.

Second, I said, ACT; don't avoid action. Too many city councils are guilty of adding ingenious new twists to the modern art which might be called, "how to reach a decision without really deciding." They require that a question be put through a series of clearances within the organization



CLACKAMAS COUNTY

Department of Human Services

Social Services Division

Community Action Agency
Area Agency on Aging

JOHN MULLIN
DIRECTOR

January 22, 1987

Roger Hall, Mayor
City of Milwaukie
10722 S.E. Main
Milwaukie, OR 97222

Dear Mayor Hall:

For a number of years now, the Mayor of the City of Milwaukie has been represented on the Board of the Community Action Agency of Clackamas County among the third of the Board's membership made up of elected officials or their representatives. Public sector membership, unlike that of the membership representing the private sector or low-income groups, is contingent on service in public office. The Community Action Board (CAB) seat formerly held by Craig Lomnicki as Mayor Kinsella's representative is, therefore, now vacant. On behalf of the CAB, I invite you to serve on the Board either personally or through a representative. (Please note, CAB appointments are made by the Board of County Commissioners upon presentation by the CAB.)

Clackamas County Community Action Agency is one of the two major components of the county's Social Services Division, part of the Department of Human Services. It provides technical as well as financial assistance to a number of other public and private agencies in the county and itself conducts programs of a self-help and emergency assistance nature for low-income county residents. CAB members are expected to attend CAB meetings in the evening on the fourth Monday of each month and to be active on one of the Board's committees, a normal time commitment of about six hours per month. In addition to helping Clackamas County Community Action Agency maintain efficient and relevant programs for those in need among us, CAB membership also offers the challenge and opportunity of advocating for the poor with government and the private sector in a variety of coalitions and at several different levels.

While Craig Lomnicki may continue to serve on the Community Action Board representing a different sector, it is appropriate here to express our gratitude to Mayor Kinsella and the City of Milwaukie for Mr. Lomnicki's service representing the city. He served both the City and the County well in the past few years as a member of this Board, a service for which we are grateful.

I hope that in the press of matters demanding your attention these days you will have time to consider this invitation of membership on the Community Action Board. Please do let us know your decision in the near future. And may I offer my best wishes to you personally and to the City of Milwaukie as a new chapter in its history begins.

Sincerely,

A handwritten signature in cursive script that reads "John Maguire".

John Maguire, Deputy Director

821 Main Street

• Oregon City, OR 97045

• (503) 655-8640

CITY OF MILWAUKIE



MEMORANDUM

Reference: HHB-610

TO: MAYOR AND CITY COUNCIL
FROM: HUGH H. BROWN, CITY MANAGER
SUBJECT: WORK SESSION BACKGROUND MATERIAL
DATE: FEBRUARY 9, 1987

The following subjects will be discussed Wednesday morning (8:30 a.m., Senior Center):

1. Personnel - Community Relations Coordinator
- Fire Department Staffing
2. Sheriff's Levy

Enclosed is background reading material. Action on the community relations position could be taken at the March 17 meeting. Possible actions or positions will be the topic of discussion Wednesday. I suggest we schedule Sheriff Bill Brooks to appear before City Council at one of the April meetings.

Also enclosed is a summary of election results as requested by Councilmember Richmond. We will do further analysis should we proceed to a May election, including past City elections and the tax limitation measure last November. We obviously have some negative precincts.

See you Wednesday.

Hugh H. Brown
City Manager

PROPOSAL

To establish a new position entitled Community Relations Coordinator. This position will be responsible for the community relations program and volunteer coordination. The position will report to the Assistant to the City Manager.

Background

With the Council's directive for increased emphasis on community relations and use of volunteers it is an appropriate time to examine the organizational structure. The increased emphasis on community relations and volunteer coordination along with the current workload requirements of the Assistant to the City Manager can not be met without the addition of a new position. This position would be responsible for community relations activities such as The Milwaukie Messenger, writing press releases, coordinating neighborhood and town hall meetings for information purposes, publicizing City programs and activities.

In addition, the position would function as the City's volunteer coordinator to assist departments in planning, organizing and coordinating a volunteer program.

Because of the variety of duties to be assigned to this position, it is proposed the position be classified as Community Relations Coordinator. Once approved it will be assigned to the Personnel/Administration division.

The Council is asked to authorize the position and allocate it to a salary range. We are recommending that it be allocated to salary range 10 (\$1660 - \$2018) based on the internal relationship this position will have with the Parks and Recreation Coordinator and Senior Librarian classifications which are also allocated to salary range 10.

Proposal

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The cost of funding this new position for the last three months of this fiscal year is \$7074 for salary and benefits plus \$600 for furniture and office equipment for a total of \$7674. This position will be requested in the FY 87-88 budget. The cost for that year is projected to be \$28,315. Because the .5 FTE Clerk Typist II position was not filled this year there are sufficient funds in the personnel services category of the City Administration Division to fund this position for the remainder of this fiscal year.

SM-371

COMMUNITY RELATIONS COORDINATOR

Work Program

Prepare bi-monthly Messenger.

Prepare news releases; contact media as needed.

Advise department managers on publicity issues.

Assist with production of video on City.

Assist in preparation of information materials for meetings, presentations, etc.

Assist with volunteer coordination and publicity on Down to Earth Day and other City-wide events.

Coordinate "Town Hall"/Neighborhood meetings to discuss budget if levy is requested or other issues as needed.

Coordinate City celebrations - ie., City Birthday, City participation in Festival Daze, Volunteer Recognition, etc.

Recruit volunteers -- for Boards and Commissions, and for department programs.

Develop a volunteer handbook.

Assist departments in assessing need for and placing volunteers; follow-up to ensure good training and use of volunteers.

Develop volunteer training program for supervisors and for volunteers.

Assist departments in developing handbooks, brochures, etc.

Act as liaison with community and civic groups to develop communication and cooperation.

MILWAUKIE VOTING PRECINCTS

<u>Precinct #</u>	<u>Polling Place</u>	<u>Number of Reg. Voters</u>
50	Grange	320
51	Masonic Lodge	515
52	Milwaukie Grade School	603
53	Ardenwald Grade School	654
54	Hillside	650
55	Hillside	468
56	Milwaukie Fire Dept. Substa.	642
57	Rowe Jr. High	772
58	Rowe Jr. High	486
59	Hector Campbell	691
60	Lewelling School	625
61	Ardenwald School	719
62	Hector Campbell	841
63	St. Paul	708
64	Linwood	862

September 1986

GENERAL ELECTION - NOVEMBER 4, 1986

<u>Precincts</u>	<u>Gas Tax</u>		<u>Convention Center</u>		<u>NC 12 Tax Base</u>	
	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>
50(+)	95	146	122	110	121	93
51(+)	171	224	199	174	198	164
52	197	256	209	221	214	201
53(+)	173	333	268	234	253	235
54(-)	177	273	208	222	205	215
55(-)	111	233	151	177	145	189
56(-)	197	280	203	254	198	246
57	212	367	290	275	262	296
58	143	237	193	179	178	190
59(-)	209	325	241	279	248	260
60(-)	217	276	209	274	204	262
61	178	359	269	243	230	272
62(-)	289	342	287	301	292	294
63(split)	215	326	258	259	247	243
64(-)	261	377	300	308	294	313
County total:	40,274	63,057	33,976	33,016	13,265	14,092



CLACKAMAS COUNTY SHERIFF'S DEPARTMENT

2223 S. Kaen Road Oregon City, Oregon 97045

(503) 655-8218

Office of
BILL BROOKS, SHERIFF
CLACKAMAS COUNTY

FACT SHEET

CLACKAMAS COUNTY SHERIFF'S DEPARTMENT

SERIAL LEVY FY87-90

The following information is provided by the Clackamas County Sheriff's Department. Persons wanting more information can call or write the Sheriff's Department at the location indicated above.

WHAT IS THE SHERIFF'S SERIAL LEVY?

The Sheriff's Serial Levy is the method of funding the operations of the Clackamas County Sheriff's Department. Beginning in 1976 the Board of County Commissioners has authorized the Sheriff to seek funding through serial levies. This was done in answer to diminishing General Fund revenues that were available to the County. In 1976, the Sheriff proposed and passed a five-year levy that only partially funded the Department. In 1981 the Sheriff was authorized to seek additional funding through a three-year serial levy that would almost entirely replace the General Fund contribution to the Department. This levy was passed by the voters along with a separate measure that permitted the construction of additional Jail space. In 1984 another three-year levy was placed on the ballot and passed by the voters.

The three-year serial levy passed by the voters in 1984 expires on June 30, 1987. The Sheriff is now placing a three-year serial levy on the March 31, 1987 ballot to continue funding of the Clackamas County Sheriff's Department until June 30, 1990.

WHAT DOES THE PROPOSED SHERIFF'S LEVY INCLUDE?

The proposed Sheriff's Serial Levy includes enough revenue to fund the operations of the Sheriff's Department at the same levels as the past three years. The only additional monies being requested are for the following programs:

1. The Sheriff operates a criminal justice records keeping system. The system serves the needs of the Sheriff's Department, Community Corrections, District Attorney, and all municipal police agencies in the County. The Sheriff will be

replacing the two computers that run the system with a single larger computer. The volume of use by the many agencies makes this replacement necessary to maintain user requirements.

2. The Sheriff is designated by the Board of County Commissioners as the Director of Emergency Services for Clackamas County. A small amount of the levy would be used to fully implement the newly constructed Emergency Operations Center and to purchase needed materials during times of emergency.

3. For the past several years, a Deputy Sheriff has been assigned full-time to manage the equipment and fleet of vehicles of the Sheriff's Department. The Sheriff proposes to return the Deputy Sheriff to police duties and to hire a civilian employee to manage the equipment and vehicles.

4. Increased traffic of inmates in and out of the Jail, particularly during court hours, has created an immediate need to add one Corrections Officer to the Jail staff.

No other addition of personnel or programs is anticipated during the next levy period.

WHAT IS THE AMOUNT OF THE PROPOSED LEVY?

The total amount of the proposed levy is \$34,976,928. That amount would be levied over the next three years in equal amounts of \$11,658,976.

Of that amount, the new programs listed above will be \$995,930. total for the three year period.

WHAT WILL THE LEVY COST THE TAXPAYER?

The projected tax rate for the Sheriff's Serial Levy is \$1.38 per thousand of assessed value. The rate is based on the most recent assessed value information.

The owner of property assessed at \$50,000. will pay less than \$70.00 a year for the Sheriff's Department.

Total annual expenditures are anticipated to increase by 4-5% each year during that period.

HOW DOES THAT AMOUNT COMPARE WITH THE LAST SHERIFF'S LEVY?

The Sheriff's Serial Levy for FY84-87 was for the total amount of \$29,924,670. or \$9,974,890. for each of the three years.

The tax rate for the Sheriff's Levy in the current year (1986-87) is \$1.20 per thousand of assessed value; or about \$60.00 on a \$50,000. property.

WHAT OTHER REVENUE DOES THE SHERIFF RECEIVE?

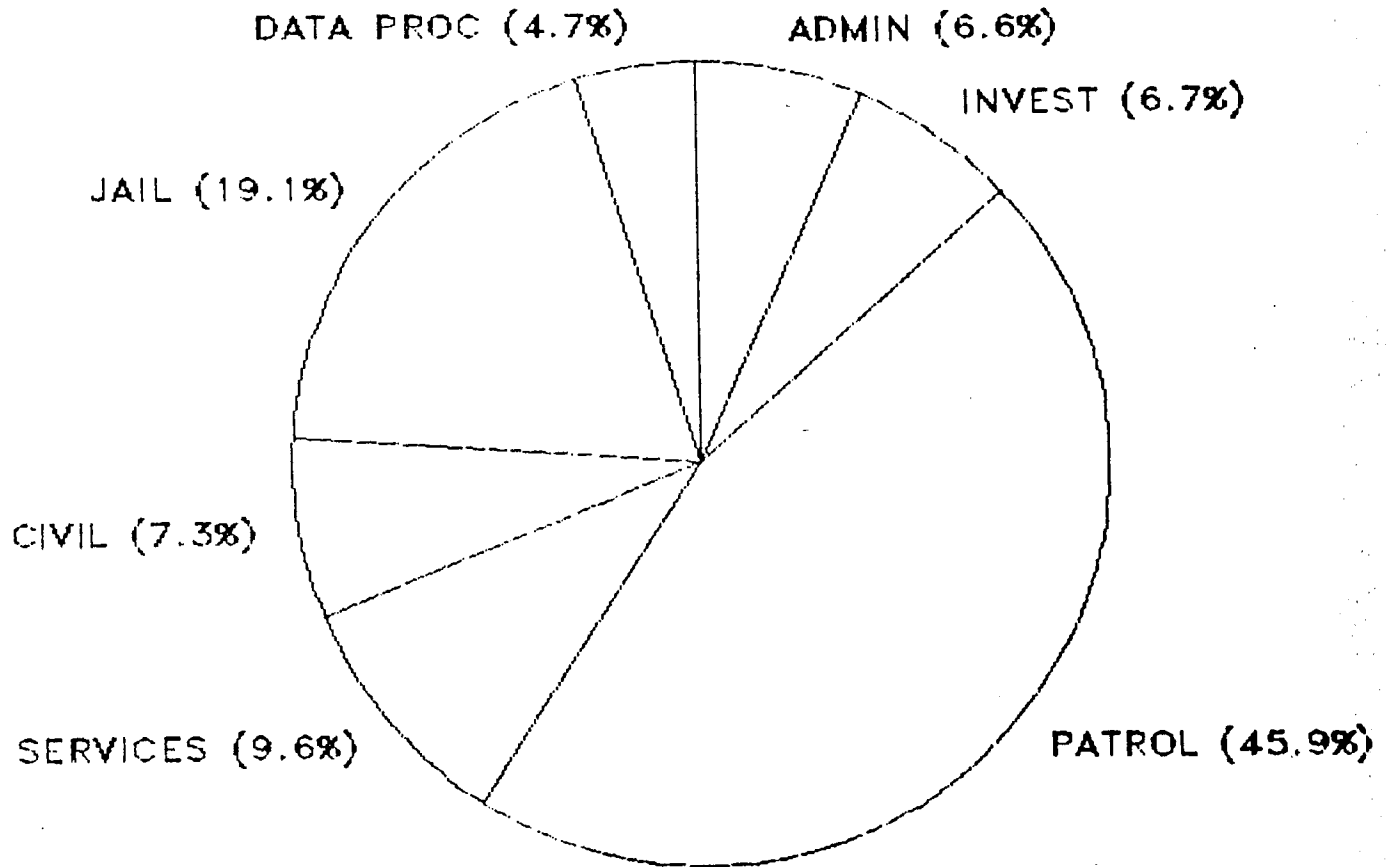
Other than the property tax received through the serial levy, the Sheriff receives revenue from various contracts for service with such entities as the US Forest Service, BLM, some cities, Oregon State Marine Board, ect. There are also fees authorized by statute for some specific functions and

other small amounts of revenue from civil forfeitures from narcotic cases, ect.

The Sheriff's Department receives no revenue from the County General Fund.

CAN THE SHERIFF'S SERIAL LEVY BE USED FOR OTHER PURPOSES?

The Sheriff's Levy can be used only to fund the operations of the Sheriff's Department. The Sheriff's Department has a number of functions including civil process and court enforcement, prisoner transportation, the Jail, patrol and criminal investigations, law enforcement data processing, records keeping, and others. Many of these services provide a benefit to other criminal justice agencies, that is funded by the Serial Levy. Below is a pie-chart that shows in what general areas the revenue is spent.



WHO RECEIVES SERVICES FROM THE SHERIFF'S DEPARTMENT?

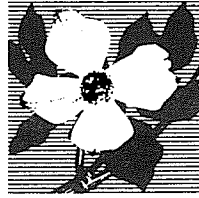
Everyone in Clackamas County receives services from the

Sheriff's Department, either directly or indirectly. The Sheriff provides patrol services throughout the County except in the cities that have their own police department. The Sheriff provides services to the city police departments upon request. Some of those services are on-going while others are on an as-needed basis. Sheriff's services such as the Jail, civil process, and prisoner transportation also benefit all county residents. In addition the Sheriff provides service to people who do not own property in the county, but who come into the county to conduct business or seek recreation opportunities.

1985-1986 TAX INFORMATION
 October 14, 1986

<u>City</u>	<u>Population</u>	<u>Assessed Valuation</u>	<u>Sheriff's Levy Tax/Yr</u>
Lake Oswego	22,930	\$1,088,532,120	\$1,306,238
Milwaukie	17,375	580,126,300	696,151
Oregon City	14,500	428,672,460	514,406
West Linn	12,950	447,482,970	536,978
Gladstone	9,570	243,444,740	292,132
Canby	<u>7,750</u>	<u>191,869,740</u>	<u>230,242</u>
	85,075	\$2,980,128,330	\$3,576,147
Sandy	3,530	104,238,970	125,085
Molalla	<u>3,100</u>	<u>84,113,850</u>	<u>100,935</u>
	6,630	\$188,352,820	\$226,020
	<hr/>	<hr/>	<hr/>
TOTALS:	91,705	\$3,168,481,390	\$3,802,167
Clackamas County	246,300	\$8,271,256,120	\$9,974,890

CITY OF MILWAUKIE



MEMORANDUM

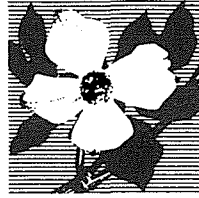
Reference: HHB-601

TO: MAYOR AND CITY COUNCIL
FROM: HUGH H. BROWN, CITY MANAGER
SUBJECT: ADDITIONAL MATERIAL FOR TUESDAY AND WEDNESDAY
DATE: FEBRUARY 2, 1987

Enclosed are three additional items:

1. Suggested topics for discussion for the work session with the Planning Commission.
2. New resolutions and background material for the King/Linwood annexations. Please note the shopping center and the mobile home park are being annexed by different methods with a separate resolution for each.
3. Recent newspaper articles are included as background for the Wednesday morning (9:00 a.m. work session at the Senior Center).


Hugh H. Brown
City Manager



MEMORANDUM

TO: Hugh Brown, City Manager
City Council

FROM: *WBA* William B. Adams, Comm. Dev. Director

DATE: February 2, 1987

SUBJ: Planning Commission - Council Discussions

The Planning Commission agreed to meet and talk with the City Council on February 3, 1987, at 5:15 p.m. The Commission suggested the following topics:

- o City Council Goals
- o Riverfront Development
- o Interpretation of "rules" (in land use hearings - decision making)
- o Developers Agreements
- o Comprehensive Plan Update

WBA/ckn

REAL ESTATE

Experts see brisk retail activity in '87

Commercial real estate will see a soft year for land sales, a busy year for retail projects and leasing, and some new Class A office structures in the suburbs in 1987, according to Grubb & Ellis' Portland office.

Mark A. New, a retail properties specialist, projected \$2.3 million in new retail projects — 16 shopping centers — under construction through 1988. New also said retail leasing activity should be brisk in 1987 as many tenants move from older retail centers without large anchor stores to newer centers that have such anchors.

New predicted an increase in retail vacancies in 1987 and 1988, particularly in "strip" centers, small retail developments along major streets that do not have large, anchor stores.

Mike Ragsdale, Grubb & Ellis vice president, said most categories of land sales in the metro area should be "soft" in 1987, the notable exception being single-family home lots on the west side.

Ragsdale predicted that there would be little significant new construction of office space in 1987, because the overall office vacancy rate is about 20 percent. Any construction that does occur, he said, will be in the suburban commercial corridors, most likely the Oregon 217 corridor on the west side and unincorporated areas of Washington County.

He also predicted a continued

trend of moving offices toward the suburbs, where parking availability is better and lease rates are competitive with downtown Portland.

Gardner L. Williams, of Grubb & Ellis' office properties division, predicted fewer so-called "free rent" leases, in which the building management tries to induce a commercial tenant to move into a building by charging no rent for a period of time.

Instead, he said, managers will offer realistic, flat rates. He also said that for new office developments to be successful, all aspects of the projects — location, quality, amenities, design and timing of construction — would have to be "absolutely right."

Williams said he thought plans would be in place for a Class A office building in the Sunset corridor at the Tanasbourne Corporate Center by the end of the year.

Bob Metcalfe, a real estate investment specialist, said the Tax Reform Act of 1986 would not be as devastating to commercial real estate as predicted, because the loss of tax shelter provisions has been offset by lower interest rates. Because financing costs less, the cash flow in many real estate investments remains positive, despite loss of sheltering, he said.

Metcalfe said the yield on real estate remains competitive with other forms of investment in 1987.

The Business Journal

Serving Greater Portland

PUBLISHED EVERY WEEK

WEEK OF FEBRUARY 2-8, 1987

'New city' on the rise near Clackamas mall

By STEVE MAYES

The area around Clackamas Town Center will see a burst of Class A office construction this year, in marked contrast to the rest of the Portland area.

As much as 250,000 square feet of new office space—almost as much as One Financial Center, downtown Portland's newest office building—is slated to break ground as four developers prepare to announce projects in coming weeks.

The Town Center office boom is especially significant for two reasons: it is the first Class A space ever built in Clackamas County except for Lake Oswego, and it comes at a time when local suburban office construction has slowed.

"You're going to see dynamic activity in 1987," said Bob Bocci, a Clackamas real estate agent and president of the Sun-

nyside-205 Corridor Association. "We have a new city coming out of the ground."

Initially tenants are expected to come from other east side locations, said Coldwell Banker office leasing specialist Rich Sabel. County officials say they also see regional and branch offices of companies with predominantly east side customers moving in.

Heritage Development Co., a subsidiary of Far West Federal Bank, already has an anchor tenant for the 88,000-square-foot first phase of its Mount Scott Office Park. Sources say Automatic Data Processing (ADP) will lease around 53,000 square feet in the building.

Roger Sybrowsky, ADP vice president and regional general manager of its dealer service division, confirmed that the com-

pany plans to relocate three of its local divisions now located at 8101-3 N.E. Killingsworth St. But he would not say where the dealer services, employer services and hardware engineering divisions would be moved.

Sources said the company has been looking in the vicinity of the Clackamas Town Center shopping mall for more than a year. "We knew sooner or later (ADP was) going to locate out there," said a real estate source.

Heritage president Edward Borst would not comment on whether ADP will be a tenant. However, he said his company planned to announce the signing of a tenant that will take up a large portion of the brick, glass and steel structure to be built on Southeast Sunnyside Road.

Please turn to page 15

Office, retail construction surge at Town Center

Continued from page 1

Heritage has a 15½-acre site just north of the access road to the Kaiser Sunnyside Medical Center. The company plans ultimately to build 291,500 square feet of Class A office space there plus around 35,000 square feet of retail space, including two restaurants, Borst said. Asking rates for the office space will be in the \$14-a-square-foot range, which include operating expenses.

"We've been interested in the area for about two years," he said. "We think the area is really ripe for development."

Coldwell Banker's Sabel said initially most of the Town Center office tenants will look for 2,000 square feet or less, but once the first round of office construction is through, the area will be more attractive to larger users. "I think once the product is up and out of the ground and people can see what it is, the whole area is going to change."

Another Portland developer, Columbia Equities Inc., may undertake a Class A office building in the 40,000-square-foot range on Southeast 97th Avenue south of the Sunnyside Inn restaurant and motel, said real estate sources. Columbia's 205 Corporate Center is expected to break ground in April and may be close to signing a tenant who would occupy 35,000 square feet of the project, said a source familiar with the company's plans.

Columbia Equities president Paul Bartholemy said the company has the project "under study" and plans to move cautiously into the Clackamas market. "We feel there is good vitality there."

Also bullish on the Clackamas office market is Schurgin Development Co. of Los Angeles. The company's latest development calls for 407,000 square feet of retail space, including theaters and restaurants, and 370,000 square feet of office space, said Ron Stangel, Clackamas County public services manager. The developer indicated it soon will submit a conditional use request that will outline the project in more detail, Stangel said.

This year Schurgin will build between 50,000 square feet and 100,000 square feet in its first phase of office development. It is negotiating with a local developer who will oversee the project.

Gramor Development Inc., a subsidiary of The Graham Companies of Calgary, Alberta, will jump into the picture with a 45,000-square-foot, office-retail complex at Southeast Stevens and Sunnyside roads. Local Gramor officials could not be reached for comment. Sources familiar with Gramore's plans said the company will build a Class B building.

Suburban Class A office buildings use brick and steel construction rather than a

wood frame, and usually are larger, in more prestigious locations, and of better quality than Class B space.

The flowering of a Class A office market in Clackamas comes as no surprise, said David Seigneur, Clackamas County Development Agency director.

"Everybody underestimates the east side," he said. "There are a lot of people in the market for quality office space but they won't pay the price . . . unless it has a quality address," which the Town Center offers, he said.

Traditionally, large suburban malls such as Clackamas Town Center become a hub for other real estate activity, spawning office, retail and residential construction, Seigneur noted.

Development around the 6-year-old Town Center is occurring more quickly than it did around comparably sized malls

such as Washington Square and Lloyd Center, said the Sunnyside-205 Corridor Association's Bocci. "It's taken five years for the Town Center vs. 10 years for Washington Square."

Seigneur said the office boom is fueled by several factors: nearby Interstate 205, access to Portland International Airport, and the availability of services at the Town Center, which acts as a central business district and stimulates growth.

"We've never had an identity on the east side," said Bocci. He noted the Gresham, Milwaukie and Parkrose areas never developed burgeoning downtown areas but the Town Center has a fresh opportunity to change the trend.

Aside from the office boom, the Town Center area also is witnessing a surge in retail development. Besides Schurgin, the Atlanta-based Oxford Group has an-

nounced plans for a 250,000-square-foot shopping center across from Ross Center, a retail center at Southeast 82nd and Causey avenues.

At least one other Clackamas retail project is expected to be announced in 1987, say informed sources.

The area also is seeing some residential development. Bocci noted that about 650 apartment units catering to an upscale clientele have been built nearby in the last several months. Elan Development Corp. of Tucson, Ariz., is finishing its 280-unit "Turn at the Town Center" and may undertake a second phase. Other developers plan at least 500 additional apartment units, Bocci said.

"As some of these office users come on line, that's going to be the catalyst for more apartment development," Seigneur said.

January 12, 1987
Dear Chief Goodpastor

I'm writing to tell you about two of the policemen of Milwaukee. Last week I had a burglary at my home. It was a shattering experience for me; I lost a lot and felt grief and fear.

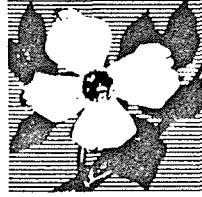
The Officers James Clay and Reinhold Kather were kind, patient, and reassuring. Officer Kather even shared his sandwich with me as I had no food in the house and felt hungry and sad.

Many thanks to all of you for your help but especially to Officer Clay and Officer Kather.

Sincerely,

Lynne D. Loy
11221 S.E. 78th Avenue
Milwaukee, OK

CITY OF MILWAUKIE



RONALD D. GOODPASTER
Chief of Police

January 5, 1987

Dear Resident,

As you are probably aware, on Sunday, 1-4-87, we were handling a situation in your neighborhood that dealt with a man with a gun in a house. The purpose of this letter is to advise you of some of the details of the incident.

On 1-4-87 at 12:58pm we received a call of a possible suicide at 4279 SE Harvey. Upon arrival of the police department and medical personnel, the person in the house was uncooperative and demanded that the responding personnel not enter his residence. He had a rifle at this time. Over the next several hours we evacuated the immediate area and set up a security perimeter. We attempted contact with him unsuccessfully.

While the investigation was continuing the officer in charge determined a need for the Portland Police negotiation and special emergency response teams. Both teams are specifically trained and equipped to handle these types of situations. When concerns arose that the person (Dwight Hibbard) was trying to fill his house with carbon monoxide gas from a jeep parked in his garage, the Portland team broke into his garage and removed him from the front seat of his jeep. He was unconscious and was taken to Providence Hospital by the Emanuel Life Flight helicopter. As I write this to you, his condition is listed as critical.

For those of you who were evacuated from your homes, I want to personally thank you for your cooperation. We also received a tremendous amount of assistance from several of you in the delivery of coffee and allowing us to use your homes, and I also want to pass on the gratitude of all the officers and emergency personnel involved.

If you have any additional questions, feel free to contact me at 659-2389.

Sincerely,

A handwritten signature in cursive script that reads "Ronald D. Goodpaster".

Ronald D. Goodpaster, Chief of Police
Milwaukie Police Department

CITY OF MILWAUKIE



RONALD D. GOODPASTER
Chief of Police

January 5, 1987

Mr. & Mrs. Kaneaster
4203 SE Harvey
Milwaukie, Oregon 97222

Dear Mr. & Mrs. Kaneaster,

I wanted to personally thank you for the assistance you were recently. Many of the officers and other emergency personnel at the scene have brought to my attention the great generosity and tremendous assistance you were to us on January 4, 1987.

Specifically mentioned was the unending supply of coffee you provided to us, which was greatly appreciated, and your allowing us to use your facilities.

When you receive your January telephone bill, be sure to advise me of the toll charges we made so we can reimburse you.

I commend you for your sense of citizenship and the responsibility you took upon yourselves.

Thanks again for helping us make Milwaukie a safer place to live. Your assistance made the situation easier for us to deal with.

Sincerely,

Ronald D. Goodpaster, Chief of Police
Milwaukie Police Department

RDG:ck

CITY OF MILWAUKIE



RONALD D. GOODPASTER
Chief of Police

January 5, 1987

Mr. & Mrs. Tucker
9886 SE 42nd Avenue
Milwaukie, Oregon 97222

Dear Mr. & Mrs. Tucker,

I wanted to personally thank you for the assistance you were recently. Many of the officers and other emergency personnel at the scene have brought to my attention the great generosity and tremendous assistance you were to us on January 4, 1987.

Specifically mentioned was the unending supply of coffee you provided to us, which was greatly appreciated, and your allowing us to use your facilities.

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Thanks again for helping us make Milwaukie a safer place to live. Your assistance made the situation easier for us to deal with.


Sincerely,

Ronald D. Goodpaster, Chief of Police
Milwaukie Police Department

RDG:ck

MEMORANDUM

TO: MAYOR AND CITY COUNCIL

FROM: GREG EADES, CITY ATTORNEY 

SUBJECT: QUESTION RE: TAPE RECORDING MUNICIPAL COURT
PROCEEDINGS

DATE: JANUARY 29, 1987

At the January 6 meeting, you asked me to research whether municipal court sessions should or could be tape recorded. We originally thought there was a State statute prohibiting it, but discovered it wasn't that easy. I've reviewed the statutes and talked to several municipal judges and court clerks. Although there's no rule one way or the other, I couldn't find a single court that records its sessions, and I can't recommend the procedure.

Municipal court procedures are governed by both State law and local charters and ordinances. State law says what kind of cases the court can hear, but it's left to the City to determine the qualifications of the judge and administration of the court. There are no rules of procedure similar to those used by district and circuit courts unless the City adopts them. The public meetings law does not apply to any court proceeding, including municipal court.

Unlike district and circuit courts, municipal court is not a "court of record". There is no requirement for a taped or written record of what goes on. For this reason (among others), an appeal from a municipal court judgment is heard de novo in district court. The case is tried all over again, as if the municipal court trial was never held. A transcript or tape of the municipal court case would be useless for appeal purposes.

A municipal court defendant also has the option of transferring the case before trial, if the case involves a state offense (most of our cases do). If the defendant elects to transfer, the citation and all reports and records are transferred to district court (where a record is made) and municipal court has nothing more to do with the case. So a defendant is protected in two ways from an arbitrary decision by a municipal judge: he can have the case transferred to a court of record or get a new trial before a court of record on appeal.

I told you at the meeting that some municipal courts do record their sessions. That may be true, but I couldn't find any. I called most of the cities with their own courts in the metro area and none of them use tape recordings. The President of the Oregon Municipal Judges Association says none of the courts record their sessions on a regular basis. Most of the judges and clerks feel that the de novo appeal is sufficient to make tape recording unnecessary.

Re: Tape Recording Municipal Court Proceedings
Page 2

There are some advantages to taping court sessions, other than providing a record for appeals. You could use the tapes to "monitor" the performance in court of the judge, prosecutor or police officers (as Mr. Backenstos suggested), although only an audio record of what goes on might not provide an accurate picture. A tape recording could also be used as a record of the disposition of the cases. The only records we have now are notes made on the citations.

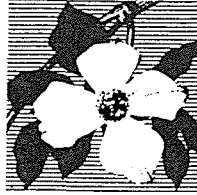
But these advantages are outweighed by the disadvantages. Making complete and accurate tape recordings could be time-consuming and expensive. Some courts have to use two machines to avoid "gaps" created by changing tapes. The court would have to begin using the sound system in the Council Chambers (it's not used currently for court). We'd have to do a better job than we currently do using the recording equipment. The microphones and equipment might be somewhat intimidating for first-time traffic offenders and others who aren't used to a "formal" court process. Even City witnesses might feel the need to be more guarded in their testimony because of the fact that every word was being recorded. Whether it could be used on appeal or not, we'd probably have to deal with defendant requests for copies of the tapes or transcripts. The judge may object to tape recording the sessions if it's distracting or otherwise interferes with the business of the court. Finally, it would require at least as much time to review the tapes as it took to make them. This doesn't seem to be an efficient use of the court clerk's time.

There are other methods of reviewing the judge's performance if that's what you want. You could conduct an annual or semi-annual performance appraisal similar to those for the Attorney and Manager. The Municipal Judges Association is in the process of developing performance standards for this purpose. You could review court reports showing the disposition of all municipal court cases. You could appoint Councilmembers or others to regularly attend court and get first hand information on what the judge and other City officers do. Finally, some cities use a citizen committee to review and make recommendations on municipal court. Any of these alternatives would be more useful than trying to assess the judge's performance from a tape.

For all these reasons, I can't recommend the use of tape recordings. However, if you still want to pursue the idea, I suggest you solicit comments from the judge, Police Chief and Finance Director regarding the costs and other impacts of the proposal. Please let me know if I can provide any further information.

Reference: GE-05

CITY OF MILWAUKIE



December 11, 1986

Mr. Dave Callantine
Traffic Manager
Knappton Corporation
9030 NW St. Helens Rd.
P.O. Box 03018
Portland, OR 97203

Re: Milwaukie Boat Ramp

Dear Mr. Callantine:

Thank you for meeting with Don Robertson, Parks and Recreation Coordinator, and me to discuss the City of Milwaukie's boat ramp and our concerns over the problems caused by log dumping and storage. The purpose of this letter is to confirm our understanding of Knappton Corporations intentions regarding log storage and your agreement to reduce the extent to which the logs block the usage of the City's boat ramp.

At our meeting you indicated that the number of logs dumped and stored at this facility would decrease after February 1987. Prior to the spring of 1987 you agreed to change the log storage configuration so that the logs are stored 70 feet further west in front of the boat ramp. This will help ensure that the boat ramp is not blocked.

Because the number of logs dumped and stored at the Milwaukie site will decrease after February you are planning to store most of the logs to the south of the boat ramp. You indicated that the Milwaukie site will be used as overflow storage for the Oregon City site which will greatly reduce the number of logs dumped here. At this meeting you also agreed to keep the City informed of any major changes in the volume of logs to be dumped or stored at this site, particularly if there will be a traffic impact or impact on the boat ramp. We agreed to keep you informed of the progress of any waterfront development plans which would affect the log dump site.

Dave Callantine
December 11, 1986
Page 2

We appreciate your willingness to work with us on this issue and voluntarily remove the logs from in front of the boat ramp.

Sincerely,

A handwritten signature in cursive script that reads "Sandra K. Miller". The signature is written in black ink and is positioned above the typed name and title.

Sandra K. Miller
Assistant to the City Manager

cc: Hugh H. Brown, City Manager

Reference: SM-355

CITY OF MILWAUKIE
CITY COUNCIL AGENDA

FEBRUARY 3, 1987

COUNCIL CHAMBERS

1521ST MEETING

WORK SESSION

5:00 - 5:15 p.m. - Cable Commission Dissolution
5:15 - 6:00 p.m. - Planning Commission
6:00 - 6:30 p.m. - Commission Interviews:
Civil Service Commission
Center/Community Advisory Board

REGULAR SESSION

7:00 P.M.

I. CALL TO ORDER

II. AUDIENCE PARTICIPATION

III. PUBLIC HEARING

Annexation File No. AN-86-06, Properties West and South of
King-Linwood Intersection - Resolution 6-1987
7-1987

IV. OTHER BUSINESS

- A. Adoption of 1987-88 City Council Goals
- B. Dissolution of Cable Commission - Ordinance 1617
(City Attorney Greg Eades)
- C. Appropriation of Contingency to 1986-87 Adopted
Budget Resolution (Finance Director Jerri L. Widner) 8-1987
- D. Bid Award - Asphalt Roller (Public Works Director
Steve Hall)

V. CONSENT AGENDA

City Council Minutes of January 20, 1987

VI. INFORMATION

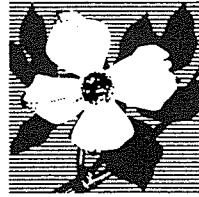
- A. Bills
- B. Planning Commission Minutes of December 9, 1987

VII. ADJOURNMENT

February 4 - 9:00 a.m. - Milwaukie Senior Center

Work session - Discussion of market in Milwaukie for
commercial and industrial development

CITY OF MILWAUKIE



MEMORANDUM

Reference: HHB-600

TO: MAYOR AND CITY COUNCIL
FROM: HUGH H. BROWN, CITY MANAGER
SUBJECT: STATUS UPDATE
DATE: JANUARY 29, 1987

Budget Committee Schedule

Enclosed is a letter to the citizen members of the Budget Committee as well as yourselves which describes the schedule for Budget Committee meetings. The background material to be distributed next week is primarily a copy of the goals and results from City surveys from the last couple of years.

Recording of Municipal Court

Enclosed is a memo from Greg Eades describing the results of research he has done and includes his recommendation against recording municipal court activities.

Work Session Schedule

In addition to the February 4 work session, please mark February 11 and 25 for Wednesday morning sessions. Subjects to be covered in these work sessions include the street and storm drain utility, urban renewal, and the sheriff's levy. Also, please note Thursday evening, February 12 for a work session to review the specific rezoning proposal for Oak/224. As we anticipate a number of neighborhood people attending this, it will be held at the Senior Center, as will the City Council meeting of February 17.

Milwaukie Boat Ramp and Log Boom

Council has asked about the status of staff discussions regarding the log boom, and I am enclosing a December 11 to the Knapton Corp. which describes our current understanding.

Reference: HHB-600
January 29, 1987
Page 2

Fire Truck Status

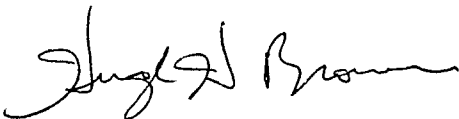
The men with the fire truck are expected to arrive in Appleton, Wisconsin, on Friday after having experienced their share of winter weather. As of Thursday afternoon in Wisconsin, they were experiencing wind, blowing snow, and 9 degree below-zero weather. They have also been slowed by different regulations in several of the states concerning overweight vehicles, with some states more cooperative than others. The only state we have not been able to make arrangements with is Nebraska where they were stopped and required to pay a \$510 fine before proceeding. This action was contrary to our experience two years ago and to the advice given to us by the Pierce factory. The men stopped at the first port of entry going into the state as were their instructions and also were not told at that time of the weight limitations. Chief Bailey and I have been in contact with State of Nebraska to complain about the difficulties we have encountered and to retrieve the City's \$510. Otherwise, it appears that the truck and the men will arrive safely, and the men hope to return home either Friday evening or Saturday.

Correspondence

Several letters are included regarding Police Department activities.

February and March are going to be very busy and probably very important months for us. I hope we can communicate often to help us get through this busy period. I welcome your phone calls or opportunities to join you for a cup of coffee. I and the rest of staff are appreciative to Council for the time you spent at the gathering of staff as well as in goal setting. We are eager to help you make those goals become a reality.

See you at the party and have a good week end.



Hugh H. Brown
City Manager

January 12, 1987
Dear Chief Goodpastor,

I'm writing to tell you about two of the policemen of Milwaukee. Last week I had a burglary at my home. It was a shattering experience for me; I lost a lot and felt grief and fear.

The Officers James Clay and Reinhold Kather were kind, patient, and reassuring. Officer Kather even shared his sandwich with me as I had no food in the house and felt hungry and sad.

Many thanks to all of you for your help but especially to Officer Clay and Officer Kather.

Sincerely,

Lynne D. Roy
11221 S.E. 78th Avenue
Milwaukee, OK

CITY OF MILWAUKIE



RONALD D. GOODPASTER
Chief of Police

January 5, 1987

Dear Resident,

As you are probably aware, on Sunday, 1-4-87, we were handling a situation in your neighborhood that dealt with a man with a gun in a house. The purpose of this letter is to advise you of some of the details of the incident.

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For those of you who were evacuated from your homes, I want to personally thank you for your cooperation. We also received a tremendous amount of assistance from several of you in the delivery of coffee and allowing us to use your homes, and I also want to pass on the gratitude of all the officers and emergency personnel involved.

If you have any additional questions, feel free to contact me at 659-2389.

Sincerely,

A handwritten signature in cursive script that reads "Ronald D. Goodpaster".

Ronald D. Goodpaster, Chief of Police
Milwaukie Police Department

CITY OF MILWAUKIE



RONALD D. GOODPASTER
Chief of Police

January 5, 1987

Mr. & Mrs. Kaneaster
4203 SE Harvey
Milwaukie, Oregon 97222

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Specifically mentioned was the unending supply of coffee you provided to us, which was greatly appreciated, and your allowing us to use your facilities.

When you receive your January telephone bill, be sure to advise me of the toll charges we made so we can reimburse you.

I commend you for your sense of citizenship and the responsibility you took upon yourselves.

Thanks again for helping us make Milwaukie a safer place to live. Your assistance made the situation easier for us to deal with.

Sincerely,

Ronald D. Goodpaster, Chief of Police
Milwaukie Police Department

RDG:ck

CITY OF MILWAUKIE



RONALD D. GOODPASTER
Chief of Police

January 5, 1987

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9886 SE 42nd Avenue
Milwaukie, Oregon 97222

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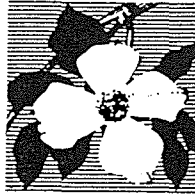
Thanks again for helping us make Milwaukie a safer place to live. Your assistance made the situation easier for us to deal with.

Sincerely,

Ronald D. Goodpaster, Chief of Police
Milwaukie Police Department

RDG:ck

CITY OF MILWAUKIE



December 11, 1986

Mr. Dave Callantine
Traffic Manager
Knappton Corporation
9030 NW St. Helens Rd.
P.O. Box 03018
Portland, OR 97203

Re: Milwaukie Boat Ramp

Dear Mr. Callantine:

Thank you for meeting with Don Robertson, Parks and Recreation Coordinator, and me to discuss the City of Milwaukie's boat ramp and our concerns over the problems caused by log dumping and storage. The purpose of this letter is to confirm our understanding of Knappton Corporations intentions regarding log storage and your agreement to reduce the extent to which the logs block the usage of the City's boat ramp.

At our meeting you indicated that the number of logs dumped and stored at this facility would decrease after February 1987. Prior to the spring of 1987 you agreed to change the log storage configuration so that the logs are stored 70 feet further west in front of the boat ramp. This will help ensure that the boat ramp is not blocked.

Because the number of logs dumped and stored at the Milwaukie site will decrease after February you are planning to store most of the logs to the south of the boat ramp. You indicated that the Milwaukie site will be used as overflow storage for the Oregon City site which will greatly reduce the number of logs dumped here. At this meeting you also agreed to keep the City informed of any major changes in the volume of logs to be dumped or stored at this site, particularly if there will be a traffic impact or impact on the boat ramp. We agreed to keep you informed of the progress of any waterfront development plans which would affect the log dump site.

Dave Callantine
December 11, 1986
Page 2

We appreciate your willingness to work with us on this issue and voluntarily remove the logs from in front of the boat ramp.

Sincerely,

A handwritten signature in cursive script that reads "Sandra K. Miller". The signature is written in black ink and is positioned above the typed name.

Sandra K. Miller
Assistant to the City Manager

cc: Hugh H. Brown, City Manager

Reference: SM-355

Pat



CITY OF MILWAUKIE

MEMORANDUM

Reference: HHB-599

TO: MAYOR AND CITY COUNCIL

FROM: HUGH H. BROWN, CITY MANAGER

SUBJECT: CITY COUNCIL MEETING - FEBRUARY 3, 1987

DATE: JANUARY 29, 1987

During the work session, the Planning Commission is scheduled to meet City Council to begin the regular meetings that City Council would like to have during the year with the Boards and Commissions. Because of the many planning issues that will be before the City during the next few months, I thought it appropriate to start with the Planning Commission. Time is also allotted during the work session for interviews of Civil Service Commission candidates and one for the Senior Commission.

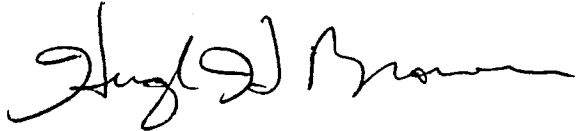
The public hearing is for the annexation of properties around the intersection of King and Linwood. The material in the packet is for primarily the trailer park area. It is anticipated the application from the shopping center on that corner will also be completed in time for action on Tuesday. Background material on that property will be made available either Monday or Tuesday.

Also on the agenda is the expanded version of the goal statement for your consideration and official adoption. Please let me know if there are any further concerns.

The work session this Wednesday morning is for the purpose of gaining further background on the real estate market in the area for commercial and industrial development. Council has had questions about the amount and type of development going on in and around the community in relation to what should be encouraged in the future especially in relation to the shopping center proposal. I have asked representatives of commercial real estate firms to address these questions and be available for questions from City Council. Also present will be a representative from Albertson's and probably one other retail firm to speak to what they consider in selecting a site for a new store. I have asked them to avoid speaking about a specific proposal which they might have in the future, but speak to commercial development generally.

Reference: HHB-599
January 29, 1987
Page 2

Finally, we are all certainly looking forward to the party. I am enclosing copies of material from the "Review" which further supports attendance by area residents. I suspect it will be a night we will remember, and one that many folks will enjoy.

A handwritten signature in cursive script, appearing to read "Hugh H. Brown".

Hugh H. Brown
City Manager

Work Session Information



CITY HALL - 10722 S.E. MAIN STREET
MILWAUKIE, OREGON 97222
TELEPHONE 659-5171

Sent to
CH
Nov 3, 1986

Application for Appointment to City Advisory Bodies

NAME Gail Roach

ADDRESS 3500 S.E. Concord Rd #7

PHONE H) 654-8992 W) _____ - _____ MILWAUKIE RESIDENT YES _____ NO X

PREVIOUS CITY APPOINTMENTS OR OFFICES Senior Advisory Commission,
Twice on Interview boards for City department heads.

EMPLOYMENT OR PROFESSIONAL ACTIVITIES (Retired) - _____

OTHER COMMUNITY AFFILIATIONS OR ACTIVITIES YOU FEEL WOULD BE A
BENEFIT TO THIS POSITION County committee on Transportation,
Budget committee for Clackamas Comm. Coll., North Clackamas
School District Commission on excellence.

ARE YOU ABLE TO ATTEND MEETINGS DURING THE EVENING? _____ DAY? X

WHAT ARE YOUR SPECIAL INTERESTS AND GOALS FOR THE CITY OF MILWAUKIE?
Encourage use of Sr. Center by entire community,
within budget restrictions.

Gail Roach _____ Oct. 31, 1986
SIGNATURE DATE

A LIST OF CURRENT COMMISSIONS HAS BEEN PROVIDED ON THE BACK. PLEASE INDICATE BELOW THE ONE(S) OF INTEREST TO YOU. BECAUSE IT IS AT TIMES NECESSARY TO FORM ADDITIONAL COMMISSIONS, PLEASE INDICATE ALSO YOUR INTERESTS IN OTHER AREAS.
Center/Community
Advisory Board

FOR OFFICE USE ONLY
DATE RECEIVED 11/3/86
DATE INFO SENT 11/4/86
INTERVIEW DATE _____
DATE APPOINTED _____
DATE TERM EXP _____

8 JAN 87 7:47

-MILWAUKIE-OR

CITY HALL - 10722 S.E. MAIN STREET
MILWAUKIE, OREGON 97222
TELEPHONE 659-5171



Application for Appointment to City Advisory Bodies

NAME Dan A. Hunker

ADDRESS 9145 SE Rainbow Circle Milwaukie 97222

PHONE H) 653-5782 W) 654-3764 MILWAUKIE RESIDENT YES NO

PREVIOUS CITY APPOINTMENTS OR OFFICES none

EMPLOYMENT OR PROFESSIONAL ACTIVITIES Owner/Operator - Dan's Chimney Service
(Previously served as Committeeman (3 years) and President (3 years) U.S.W.A. Local 63

OTHER COMMUNITY AFFILIATIONS OR ACTIVITIES YOU FEEL WOULD BE A
BENEFIT TO THIS POSITION _____

ARE YOU ABLE TO ATTEND MEETINGS DURING THE EVENING? yes DAY? possibly

WHAT ARE YOUR SPECIAL INTERESTS AND GOALS FOR THE CITY OF MILWAUKIE?
To see the city function efficiently and to the benefit of the
residents it serves.

Dan A. Hunker
SIGNATURE

12-30-86
DATE

A LIST OF CURRENT COMMISSIONS HAS BEEN PROVIDED ON THE BACK. PLEASE INDICATE BELOW THE ONE(S) OF INTEREST TO YOU. BECAUSE IT IS AT TIMES NECESSARY TO FORM ADDITIONAL COMMISSIONS, PLEASE INDICATE ALSO YOUR INTERESTS IN OTHER AREAS.

Civil Service Commission

FOR OFFICE USE ONLY

DATE RECEIVED _____

DATE INFO SENT _____

INTERVIEW DATE _____

DATE APPOINTED _____

DATE TERM EXP _____



CITY HALL - 10722 S.E. MAIN STREET
MILWAUKIE, OREGON 97222
TELEPHONE 659-5171

Application for Appointment to City Advisory Bodies

NAME Donald C. Wattenbarger

ADDRESS 11959 SE. 67th

PHONE H) 654-1838 W) 230-2992 MILWAUKIE RESIDENT YES NO

PREVIOUS CITY APPOINTMENTS OR OFFICES _____

EMPLOYMENT OR PROFESSIONAL ACTIVITIES Portland Fire Bureau
Supt. of Fire Alarm Dispatch Center

OTHER COMMUNITY AFFILIATIONS OR ACTIVITIES YOU FEEL WOULD BE A
BENEFIT TO THIS POSITION PFB Civil Service exam
revision committee

ARE YOU ABLE TO ATTEND MEETINGS DURING THE EVENING? DAY? possibly

WHAT ARE YOUR SPECIAL INTERESTS AND GOALS FOR THE CITY OF MILWAUKIE?
maintain a fair system.

Donald C. Wattenbarger
SIGNATURE

10-15-86
DATE

A LIST OF CURRENT COMMISSIONS HAS BEEN PROVIDED ON THE BACK. PLEASE INDICATE BELOW THE ONE(S) OF INTEREST TO YOU. BECAUSE IT IS AT TIMES NECESSARY TO FORM ADDITIONAL COMMISSIONS, PLEASE INDICATE ALSO YOUR INTERESTS IN OTHER AREAS.

FOR OFFICE USE ONLY

DATE RECEIVED _____
DATE INFO SENT _____
INTERVIEW DATE _____

DATE APPOINTED _____
DATE TERM EXP _____

248-0203

October 15, 1986

Sandra Miller, Ass't. to the City Mgr.
City of Milwaukie
10722 S.E. Main
Milwaukie, Or 97222

Dear Sandra:

The Milwaukie Firefighters bargaining unit of the International Association of Firefighters, Local # 1159, hereby nominates DONALD C. WATTENBARGER for the position of Civil Service Commissioner.

Mr. Wattenbarger, presently a Captain with the Portland Fire Bureau, meets all of the qualifications mandated for the vacant position. In addition his expertise in Fire Department and dispatch (Police Department function) operations would be of benefit to two of the three bargaining units.

We feel Mr. Wattenbarger would continue the fine service rendered by past Commission Chairman Morterud as well as being a "bona fide representative of labor".

Again, we offer our highest recommendation to this nominee.

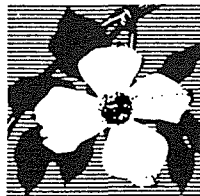
Sincerely,



William R. Laird
Milwaukie Shop Steward
IAFF Local # 1159

Attachments

CITY OF MILWAUKIE



September 29, 1986

Bill Laird, Union Representative
IAFF Local 1159

Re: Vacancy on Civil Service Commission

Dear Bill:

Gordon Morterud, Chairman of the Civil Service Commission, has resigned. The position he was in is considered a bona fide representative of labor. Therefore, the City's three bargaining units are being asked to submit two names each to be interviewed by the City Council for appointment to this position.

Please submit your nominations by October 15 so that we can schedule interviews and the Council can make an appointment as soon as possible. Please have whomever you nominate complete one of the attached applications and return it with your letter of nomination.

If you have any questions about this process, please contact me.

Sincerely,

Sandra Miller
Sandra Miller

Assistant to the City Manager

Attachments

Ref: SM-319

CIVIL SERVICE COMMISSION

FUNCTION To develop and maintain for the City a system of personnel administration which governs the appointment, promotion, demotion, transfer, layoff, removal, reclassification, reinstatement and discipline of its employees under Chapter X of the Milwaukie City Charter.

MEMBERSHIP This Commission consists of five members.

TERM OF OFFICE Appointments are for a term of four years, with the appointment expiring the last day of February. No more than two consecutive terms may be served.

MEETINGS The Commission meets at least once every 90 days.

QUALIFICATIONS Mandated: All members must be registered voters and residents of the City. Two members, because of vocation, employment, occupation or affiliation must be classified as bona fide representatives of labor and recommended by one of the City bargaining groups. Desirable: Previous volunteer experience on committees serving the public interest and work experience involving some aspect of organizational development would be helpful.

TYPICAL TASKS (1) Become familiar with Civil Service Chapter of the City Charter and with the Civil Service Rules; (2) rule on appeals by employees from personnel actions taken by the City Manager; and (3) establish and/or revise rules which interpret the Civil Service Chapter of the Charter and govern the City's personnel system.



CITY HALL - 10722 S.E. MAIN STREET
MILWAUKIE, OREGON 97222
TELEPHONE 659-5171

Application for Appointment to City Advisory Bodies

NAME Thomas Hall

ADDRESS 4520 SE Roswell

PHONE H) 659-9439 W) _____ MILWAUKIE RESIDENT YES NO _____

PREVIOUS CITY APPOINTMENTS OR OFFICES None

EMPLOYMENT OR PROFESSIONAL ACTIVITIES Employee of Key Pacific Bank Services

OTHER COMMUNITY AFFILIATIONS OR ACTIVITIES YOU FEEL WOULD BE A BENEFIT TO THIS POSITION _____

ARE YOU ABLE TO ATTEND MEETINGS DURING THE EVENING? Yes DAY? Yes

WHAT ARE YOUR SPECIAL INTERESTS AND GOALS FOR THE CITY OF MILWAUKIE?

I would like to help preserve some of the small town qualities of Milwaukie. The best way to do this is through the city parks.

Thomas Hall 1-12-86
SIGNATURE DATE

A LIST OF CURRENT COMMISSIONS HAS BEEN PROVIDED ON THE BACK. PLEASE INDICATE BELOW THE ONE(S) OF INTEREST TO YOU. BECAUSE IT IS AT TIMES NECESSARY TO FORM ADDITIONAL COMMISSIONS, PLEASE INDICATE ALSO YOUR INTERESTS IN OTHER AREAS.

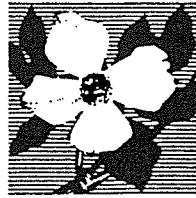
Park & Recreation
Planning Commission
Civil Service Commission

FOR OFFICE USE ONLY

DATE RECEIVED _____
DATE INFO SENT _____
INTERVIEW DATE _____

DATE APPOINTED _____
DATE TERM EXP _____

CITY OF MILWAUKIE

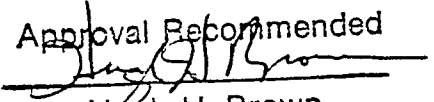


COMMUNITY DEVELOPMENT
in the City Hall • phone 659-5171

MEMORANDUM

TO: HUGH BROWN, CITY MANAGER
WILLIAM B. ADAMS, COMM. DEV. DIRECTOR

FROM: ANNE NICKEL, ^{an} DEVELOPMENT COORDINATOR

Approval Recommended

Hugh H. Brown
City Manager

DATE: JANUARY 26, 1987

SUBJ: ANNEXATION REQUEST AN-86-06

ACTION REQUESTED

To approve the annexation request AN-86-06.

BACKGROUND

In July of 1986, the City received a request for sewer service to property on Linwood Avenue. The owners were interested in developing a mobile home trailer park. The Applicant also owns the adjacent MKM Kings Court Mobile City, which fronts King Road. The new mobile home park will be a similar density. In order to receive water and sewer for the project, annexation to the City is required. The consent petition was signed and construction began in November. The Applicant also signed a consent petition for the existing trailer park.

A second property owner on Monroe Street was also interested in subdividing his property and asked to be included. As a result of a letter sent to surrounding properties concerning the annexation requests, owners of a single-family residence also requested inclusion in the request.

Although several other property owners are considering inclusion, the deadline to have the properties within the City for tax year 1987-88 dictates action on existing requests this month. This will allow time for the Boundary Commission to hear the matter within the required time frame.

RECOMMENDATION

It is recommended that the City Council approve the resolution requesting annexation and forward it to the Boundary Commission for approval.

CITY OF MILWAUKIE COMMUNITY DEVELOPMENT DEPT. STAFF REPORT

DATE: Feb. 3, 1987
FILE NO: AN-86-06

APPLICATION : City Council Resolution Method of Annexation
APPLICANT : Paul & Miriam Mueller/Robert Louden
David & Bonnie Clement
PROPERTY OWNER: Same as above
LOCATION : North of Monroe, South of King, East of Linwood and
West of Stanley.

PROPOSAL:

This is a request to annex 7.48 acres through City Council Resolution method, as allowed under ORS 199.490(2). The request involves one mobile home park. It also involves a small section of Harrison Street. There are 3 owners (all have signed consent, see Exhibit A- petitions), a current population of 72, and an assessed value of \$689,320. The area is located on the eastern boundary of the City as represented on Tax Map 12E 31AA, Tax Lots 501, 600, 700, 800, 1600, 2300, and 4200. (see Exhibit B - notice and map).

BACKGROUND:

In July, 1985, the City was first approached by a developer about access to sewers for lots along Linwood. The developer was informed that in order to receive sewer service, a consent to annex the properties to the City was required. Numerous conversations between the City and developers took place concerning these tax lots.

Four Tax Lots, 501, 600, 700, and 800 were consolidated into one ownership in 1986. Plans to develop a trailer park were submitted to Clackamas County. The County requires access to sewers in order to develop and referred the Applicant back to the City. The required consent-to-annex was signed in July, 1986.

This project is also located in the old Wichita Water District, now being serviced by the City of Milwaukie. This means the City will provide both water and sewer services to the property. Both services require annexation.

In Milwaukie's "time run" studies done for the Fire Department, Milwaukie Engine 55 reaches property at this corner at about the same time as RFD #1, Engine 21 (actually 10 seconds sooner). The King Linwood route is also part of an established patrol for Milwaukie Police Department.

Given that this area is well within the logical service area for Milwaukie, a non-contiguous annexation could be proposed. The Boundary Commission staff recommended extending a street to make it contiguous, Harrison is that street. One lot, #1600, is contiguous to the City limits. Only one lot separates 1600 from the other properties. Triple majority statutes do allow the City to include nonconsenting properties and if the City did, the entirety of the annexation would be contiguous. However, including any nonconsenting property may open the action to court challenge. Until the court or legislature settles the triple majority issue, Staff prefers to utilize the City Council resolution method.

Tax Lot 1600 also needs water and sewer to develop. Because the City policy requires annexation to receive water or sewer services, both 1600 and the developing mobile home lots 501, 600, 700, and 800, are in the annexation request. The owner of the developing park also owns adjacent MKM Kings Court Mobile City. The owner included this site (Tax Lot 2300) and his private residence in the annexation request. The owners of Tax Lot 4200 responded with a petition when the City first informed the neighborhood of the annexation request on the developing properties. They don't want to be islanded and want full city services.

SITE CONDITIONS AND PUBLIC FACILITIES:

The area is predominantly developed except for the vacant land involved in this annexation request.

The main streets fronting these properties are King Road and Linwood Avenue. Both are asphaltic overlay. Harrison, 59th, and Monroe are all oil mat roads. The City will not assume responsibility for these sections until both sides of the street are within the City.

CITY OF MILWAUKIE COMMUNITY DEVELOPMENT DEPARTMENT
STAFF REPORT - AN-86-06 Mueller/Clement/Louden
February 3, 1987 Page Three

Milwaukie provides water to this area by its assumption of Wichita Water District. The City has a 12" water line in Linwood, a 10" line and a 6" line (old Wichita) in King Road. Harrison and 59th both have 6" water lines. Milwaukie obtains its water from 7 wells and has a pumping capacity of 6.9 MGD. Average daily demand is 2.32 MGD with peak demand 6.4 MGD. Milwaukie can easily accommodate the added development. It already serves water to the developed sites.

Sewer service is available to these properties through the east Milwaukie Island Station sewer LID. Milwaukie has 8" sewer lines in all streets affected by this request. Milwaukie maintains its own sewage collector system but joins Clackamas County Service District #1 in sewage treatment at the Kellogg Treatment plant. Milwaukie has contracted for treatment of up to 4000 MGD. Its average daily usage is only 3000 MGD. The City can accommodate the increased need involved with this request.

Clackamas County has a storm drain running from King/Linwood corner north along Linwood to Johnson Creek. The rest of the area has only drywells to handle storm drainage.

Fire: This territory is within County RFPD #1, but located at the eastern edge of Milwaukie City limits. It is on the west side of Linwood, in an area that the City told RFPD #1, annexation would have to take place before the March 31, '87 deadline. The Fire District acknowledges this in its proposal to the City, dated 12/2/86 (see Exhibit C). The City of Milwaukie submitted a counter proposal to the Fire District on 1/21/87 (See Exhibit D, City/District letter). Negotiations continue and the City hopes to arrive at a resolution to this issue soon.

The territory in this area is in an area that Milwaukie is expected to be first-in. Because the agreement arrived at in September recommended reimbursement to the district where they are first in, this action should have little impact in the final settlement.

Police: Upon annexation, responsibility for police protection will transfer from Clackamas County Sheriff's Department to Milwaukie Police. The City operates 3 to 5 patrol cars in the 4.5 square miles of the City, employs 22 full time police officers. The average non-emergency response time is 3.5 to 5 minutes. Since this area is in an established patrol area, this territory can be readily served.

SURROUNDING ZONING AND COMPREHENSIVE PLAN DESIGNATION:

Two zoning designations are represented in this proposal - Low Density Residential, County R-10 and Medium Density Residential, County MR-1. North and east is County R-10, northeast is County R-7. Both are Low Density designations. West and south is City Low Density Residential, City R-7. Adjacent at the NE section is a Commercial Zone, County C-2.

This proposal does not involve a request for a Zone Change.

This territory is within the City/County Dual Interest Area Agreement.

CRITERIA:

Resolution 5 - 1985
requires annexation to receive city services

Comprehensive Plan:

Public Facilities and Services Element pp. 73-84

Objective #2 - Coordination p. 77
". . . to maximize the efficient provisions of all services."

Objective #4 - Water Service p. 77
"To develop and maintain water services and cooperate with other agencies to provide an adequate and efficient provision of water services."

Objective #5 - Sanitary Sewer services "to p. 77
continue to provide adequate wastewater collection and treatment to all Milwaukie residents."

City Growth and Governmental Relationships pp. 84-90

Goal Statement p. 85

Objective #3 - Area Land Use Coordination p. 86
and Planning. "To coordinate land use actions within the Coordination Area."

Objective #4 - Dual Interest Area Plan Compatibility. "To ensure compatibility of City/County Comprehensive Plan land use designations...." p. 88

Objective #5 - Coordination Area Service Studies. ". . . to study alternatives for the future provision of full range of urban services within the coordination area and the City." p. 88

Objective #6 - Annexation. "To ensure that City expansion results in advantages to both the annexed area and the City as a whole." p. 90

Urban Services Policy

ANALYSIS:

This request appears to be in compliance with the above stated criteria:

Resolution 5-1985 is satisfied in that those properties already receiving Milwaukie water and sewer will be brought into the City. Those developing properties needing both water and sewer will be annexed before receiving them.

The Comprehensive Plan criteria has been complied with. This action allows for the creation of more logical service boundaries. Given the role Milwaukie now plays in providing both sewer and water to the area, this action will allow for better coordination of all urban services.

Land use and Zoning designations will remain the same meeting the objectives stated in the City/County Dual Interest Area Agreement.

No major cost will be incurred by this action. It appears to be mutually advantageous.

Milwaukie recognizes its role as logical provider of Urban Services. This action complies with the City's Urban Services Policy. The City currently provides sewer and water services. It can easily provide services without significant impact on costs. The City initiated and maintains a public information process whereby residents are

informed of the need, benefits and costs of the City delivering Urban Services to their area. (See Exhibit E-Letter to neighborhood)

FINDINGS:

1. Provisions for City Council Resolution annexation, as allowable under 199.450(2), have been met. All three property owners involved have signed petition to annex.
2. The territory contains 7.48 acres, one developed mobile home park, a developing mobile home park, 2 single-family homes, with an estimated population of 72 and an assessed value of \$689,320. A small section of Harrison Street is also included.
3. The City of Milwaukie currently provides both water and sewer services to this area. Milwaukie city policy requires annexation to the city in order to receive water and sewer services. Milwaukie currently has both sewer and water capacity to serve the properties.
4. The City of Milwaukie Police Department currently drives King Road to Linwood Avenue, in established patrol districts. Police services can readily and efficiently be provided.
5. Milwaukie's "time-run" studies indicate that Fire Engine 55, housed at 40th and Harvey, can arrive at this corner within 2.38 minutes, well within the established 4 minute response time. Fire services can efficiently and effectively be provided with existing personnel and equipment. Milwaukie has 1.5 sworn personnel/1000 population as compared with 1.0 sworn personnel/1000 population of Clackamas County RFPD #1.
6. Milwaukie can immediately provide for all urban services to this area.
7. This annexation is compatible with the Comprehensive Plan in that it allows for the logical extension of services without added costs, for more efficient delivery of services, and for better coordination of all urban services.
8. This area is within the City/County Dual Interest Area Agreement. The action is compatible with this agreement because land use designations are not altered.

9. The City's Urban Services Policy has been satisfied by the following:

- a. Milwaukie acknowledges its role as primary provider of urban services in this area by currently serving both sewer and water needs.
- b. Milwaukie can readily and efficiently deliver all urban services without increased costs to the City.
- c. The City initiated a public information process informing residents of the needs, benefits and costs of the City delivering services to them.
- d. It is mutually advantageous to both the property owners and the City.

CONCLUSION:

This request complies with the Comprehensive Plan, Resolution 5-1985 and the Urban Services Policy.

RECOMMENDATION:

The Staff recommends that the City approve this annexation request and forward the request to the Boundary Commission.

EXHIBITS:

- A. Petition to annex
- B. Public Notice & Map
- C. Fire District 12/2/86 Proposal
- D. City of Milwaukie District Letter 1/21/87
- E. Letter to Neighborhood 7/24/86
- F. Department Comments
- G. Resolution

PETITION FOR ANNEXATION TO THE CITY OF MILWAUKIE, OREGON

9

TO: The Council of the City of Milwaukie, Oregon

We, the undersigned property owners of the area described below, hereby petition for, and give our consent to, annexation of the area to the City of Milwaukie. If approved by the City, we further request that this petition be forwarded to the Portland Metropolitan Area Local Government Boundary Commission for the necessary procedures as prescribed by ORS 199.490 (2). We each specifically waive the one year effective period for statements of consent found in ORS 222.173 and this petition is effective until such time as our property is annexed by the City.

Print, then sign name as Legal Owner	Address of Annexing Property	Legal Description: can be provided by Cit
MKM	KINGS COURT MOBILE	Tax Lot 2300
CITY AN OREGON PARTNERSHIP	5990 S.E. KING RD, MILWAUKIE, OREGON 97222	MAP # 12E 31AA
<i>Paul G. Mueller</i>		
<i>Miriam M. Mueller</i>		

INSTRUCTIONS FOR FILING MINOR BOUNDARY CHANGE PROPOSALS

Annexations to CITIES - Triple Majority Method
ORS 199.490 (2)

RECEIVED

JUL 24 1986

Step 1. Petition

PLANNING

The property owner(s) consent to annex is given by signing the attached petition. Supply all appropriate information as requested by blanks. To give consent for a particular piece of property, persons who own an interest in the property or who are purchasers of property on a contract sale that is recorded with the county must sign the annexation petition. If more than one person is shown as the recorded owner or contract purchaser, all must sign. In the case of a corporation or business, the person who is authorized to sign legal documents for the firm may sign the annexation petition. After completing the petition, return it to City Hall, Planning Office, 10722 SE Main St. Milwaukie, OR 97222.

Step 2. Application.

Complete the information requested on the reverse side.

AN/ckn
1/86

EXHIBIT #	<u>A</u>
DATE	_____
SUBMITTED BY	<u>4 pp Applicant</u>
RECEIVED	_____

10 PETITION FOR ANNEXATION TO THE CITY OF MILWAUKIE, OREGON

TO: The Council of the City of Milwaukie, Oregon

We, the undersigned property owners of the area described below, hereby petition for, and give our consent to, annexation of the area to the City of Milwaukie. If approved by the City, we further request that this petition be forwarded to the Portland Metropolitan Area Local Government Boundary Commission for the necessary procedures as prescribed by ORS 199.490 (2). We each specifically waive the one year effective period for statements of consent found in ORS 222.173 and this petition is effective until such time as our property is annexed by the City.

Print, then sign name as Legal Owner Address of Annexing Property Legal Description: can be provided by City

LINWOOD MOBILE ESTATES, AN OREGON PARTNERSHIP 10523 S.E. LINWOOD MILWAUKIE, ORE. 97222 ATTACHED-EXHIBIT A MAP 1 25 31 AA 1,2 LOTS 501 & 600 700 & 800 NET 800

Paul G. Mueller

Miriam M. Mueller

PAUL G. & MIRIAM M. MUELLER

ATTACHED-EXHIBIT B

10535 S.E. LINWOOD MILWAUKIE, ORE. 97222

10535 S.E. LINWOOD MILWAUKIE, ORE. 97222

***** Paul G. Mueller Miriam M. Mueller *****

INSTRUCTIONS FOR FILING MINOR BOUNDARY CHANGE PROPOSALS

Annexations to CITIES - Triple Majority Method ORS 199.490 (2)

Step 1. Petition

The property owner(s) consent to annex is given by signing the attached petition. Supply all appropriate information as requested by blanks. To give consent for a particular piece of property, persons who own an interest in the property or who are purchasers of property on a contract sale that is recorded with the county must sign the annexation petition. If more than one person is shown as the recorded owner or contract purchaser, all must sign. In the case of a corporation or business, the person who is authorized to sign legal documents for the firm may sign the annexation petition. After completing the petition, return it to City Hall, Planning Office, 10722 SE Main St. Milwaukie, OR 97222.

Step 2. Application

Complete the information requested on the reverse side.

RECEIVED APR 24 1986 PLANNING

PETITION FOR ANNEXATION TO THE CITY OF MILWAUKIE, OREGON

(H)

TO: The Council of the City of Milwaukie, Oregon

We, the undersigned property owners of the area described below, hereby petition for, and give our consent to, annexation of the area to the City of Milwaukie. If approved by the City, we further request that this petition be forwarded to the Portland Metropolitan Area Local Government Boundary Commission for the necessary procedures as prescribed by ORS 199.490 (2). We each specifically waive the one year effective period for statements of consent found in ORS 222.173 and this petition is effective until such time as our property is annexed by the City.

Print, then sign name as Legal Owner	Address of Annexing Property	Legal Description: can be provided by City
ROBERT L. LOUDEN <i>Robert L. Loudon</i>	6001 S.E. MONROE ST.	TAX MAP 12E 31AA MILW. TAX LOT # 1600

INSTRUCTIONS FOR FILING MINOR BOUNDARY CHANGE PROPOSALS

Annexations to CITIES - Triple Majority Method
ORS 199.490 (2)

Step 1. Petition

The property owner(s) consent to annex is given by signing the attached petition. Supply all appropriate information as requested by blanks. To give consent for a particular piece of property, persons who own an interest in the property or who are purchasers of property on a contract sale that is recorded with the county must sign the annexation petition. If more than one person is shown as the recorded owner or contract purchaser, all must sign. In the case of a corporation or business, the person who is authorized to sign legal documents for the firm may sign the annexation petition. After completing the petition, return it to City Hall, Planning Office, 10722 SE Main St. Milwaukie, OR 97222.

Step 2. Application

Complete the information requested on the reverse side.

12

PETITION FOR ANNEXATION TO THE CITY OF MILWAUKIE, OREGON

TO: The Council of the City of Milwaukie, Oregon

We, the undersigned property owners of the area described below, hereby petition for, and give our consent to, annexation of the area to the City of Milwaukie. If approved by the City, we further request that this petition be forwarded to the Portland Metropolitan Area Local Government Boundary Commission for the necessary procedures as prescribed by ORS 199.490 (2). We each specifically waive the one year effective period for statements of consent found in ORS 222.173 and this petition is effective until such time as our property is annexed by the City.

Print, then sign name as Legal Owner	Address of Annexing Property	Legal Description: can be provided by City
David H. Clement	10606 S.E. 59 th	1 2E 31AA
David H. Clement		# 4200
Bonnie I. Clement	10606 S.E. 59 th	1 2E 31AA
Bonnie I. Clement		# 4200

INSTRUCTIONS FOR FILING MINOR BOUNDARY CHANGE PROPOSALS

Annexations to CITIES - Triple Majority Method
ORS 199.490 (2)

Step 1. Petition

The property owner(s) consent to annex is given by signing the attached petition. Supply all appropriate information as requested by blanks. To give consent for a particular piece of property, persons who own an interest in the property or who are purchasers of property on a contract sale that is recorded with the county must sign the annexation petition. If more than one person is shown as the recorded owner or contract purchaser, all must sign. In the case of a corporation or business, the person who is authorized to sign legal documents for the firm may sign the annexation petition. After completing the petition, return it to City Hall, Planning Office, 10722 SE Main St. Milwaukie, OR 97222.

Step 2. Application.

Complete the information requested on the reverse side.



CITY OF MILWAUKIE

COMMUNITY DEVELOPMENT
in the City Hall • phone 659-5171

January 23, 1987

FILE # AN-86-06

NOTICE OF PUBLIC HEARING

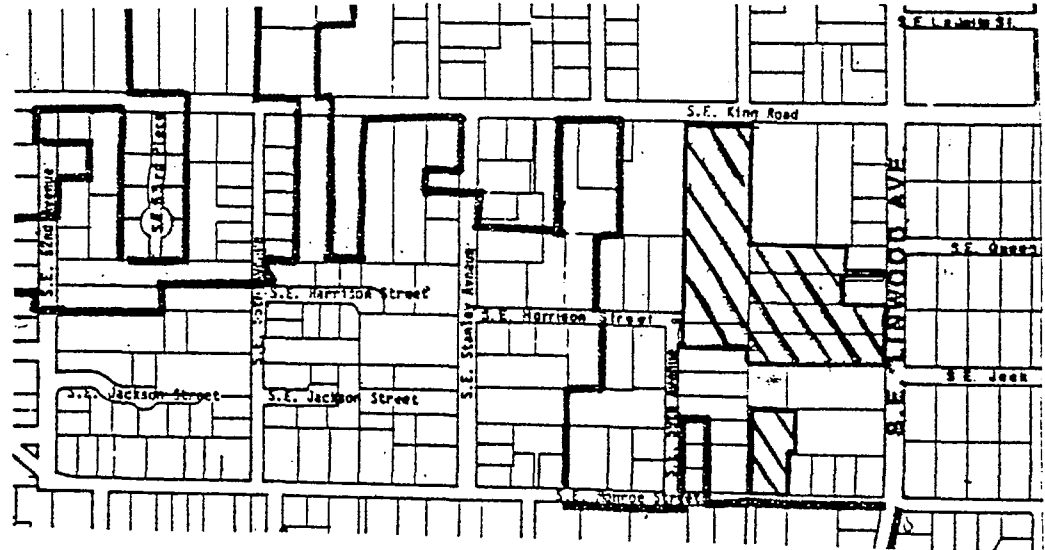
TO: PROPERTY OWNERS AND RESIDENTS

ON: TUESDAY, FEBRUARY 3, 1987, AT 7:00 P.M.

AT: MILWAUKIE CITY HALL, COUNCIL CHAMBERS
10722 SE MAIN STREET

RE: TRIPLE MAJORITY ANNEXATION (100% PARTICIPATION)

The Milwaukie City Council will consider a request to annex property into the City of Milwaukie. The properties are generally located north of Monroe Street, south of King Rd., east of Stanley, and west of Linwood Ave. This action involves Tax Map 1 2E 31AA, Tax Lots 501, 600, 700, 800, 1600, 2300, and 4200.



Interested citizens are invited to attend this hearing or to submit comments in writing prior to the meeting time. A Community Development Staff Report will be available for public review at the Ledding Library, local information shelf, and at the City Hall Administration Office, Monday, February 2, 1987, at 8:00 a.m.

If you have any questions, please call the Community Office at 659-5171, extension 30.

EXHIBIT #	<u>B</u>
DATE	_____
SUBMITTED BY	<u>Staff</u>
RECEIVED	_____

SECOND ADDENDUM

CLACKAMAS COUNTY R.F.P.D. No. 1-CITY OF MILWAUKIE INTERGOVERNMENTAL AGREEMENT

This Second Addendum amends and modified that certain Agreement entered into between the City of Milwaukie and Clackamas County R.F.P.D. No. 1 dated September 2, 1986, as amended to date.

WHEREAS, the City of Milwaukie (City) and Clackamas County R.F.P.D. No. 1 (District) did previously enter into Intergovernmental Agreement relating to matters of mutual concern with respect to providing fire protection services to the areas annexed or to be annexed by the City previously within the District, which in turn was amended to define and clarify certain provisions relating thereto including provision that a separate Agreement would be prepared and executed within sixty (60) days thereof relating to City payment for first-in fire suppression services to annexed areas and other transition matters brought about by said annexations; and

WHEREAS, City and District, although engaged in meaningful negotiations relating thereto, have not as yet reached such agreement within the sixty (60) day time frame stated, but believe that additional time for negotiation will permit such agreement to be consummated;

NOW, THEREFORE, in accordance with ^{Paragraph 8} ~~Amendment 2C(8)~~ of the aforesaid Agreement as amended to date, the parties hereto agree to the further following amendments:

1. That upon advice by the City that certain annexations are pending and it would be in the public interest to complete the same at this time in spite of agreement of City to not submit or seek additional annexations pending preparation of the anticipated agreement District agrees that City may proceed with the following annexations without violating the terms and intent of this Agreement, namely:

- a. King and Logus Road annexation
- b. Linwood Avenue and King Road annexation
- c. Johnson Creek, single lot annexation

2. That in furtherance of efforts between the parties hereto to reach an appropriate agreement concerning first-in fire suppression services to annexed or other areas and pertinent transition matters, consideration will be given to the following: (a) a designation of "Linwood Avenue" as a dividing or demarkation line for first response by City or the

*not done
find what
it means altogether*

EXHIBIT #	<u> C </u>
DATE	_____
SUBMITTED BY	<u> 2 pp </u>
RECEIVED	_____

District, as the case may be; (b) to the creation of "trade-areas" within the District or the City, which would be presently better served by the other, i.e. District or City, in spite of the fact that such territory be within the City or within the District only, giving due consideration to the assessed valuations thereof; (c) costs incurred by the District or the City to provide such fire suppression services as well as existing mutual aid/response procedures that might be pertinent thereto.

Paragraph 2 of

3. That the Intergovernmental Agreement ~~(2.a.2)~~ between the City and the District dated September 2, 1986 as amended to date shall be further amended to provide as follows *read*

"Unless mutually agreed otherwise, the City and the District shall execute a separate agreement within ninety (90) days of the effective date of this Agreement providing for City payment to District for limited first-in suppression services to areas annexed to the City and for the orderly transition of service responsibilities and facilities as annexations occur."

4. That in all other respects the above-referred Intergovernmental Agreement, as amended to date, is reaffirmed and shall remain in full force and effect.

IN WITNESS WHEREOF the parties hereto have executed this Second Addendum effective as of the last signature date hereinbelow indicated.

CITY OF MILWAUKIE

CLACKAMAS RFPD No. 1

By _____
Mayor

BY *Robert L. Lott*
President, Board of Commissioners

ATTEST:

ATTEST:

City Recorder

Blanche Parks
Secretary, Board of Commissioners

Date of Signing: _____

Date of Signing: 12/2/86

January 21, 1987

Reference: HHB-594

Ralph "Tiny" Lidstrom, Chairman
Board of Directors
Clackamas County R.F.P.D. #1
11300 SE Fuller Rd.
Milwaukie, OR 97222

Dear Chairman Lidstrom:

I appreciate receiving the District's proposal for a second addendum in December and regret we could not reply sooner. However, it was important that we have an opportunity to discuss it with the City Council and then prepare a response.

I am sure that you are as concerned as we that we have explored all alternatives which might meet the needs of both the City and the District. We feel that we have now done this and are prepared to offer the District what we feel is a suitable solution to our mutual problems.

First of all, we do not feel that the development of arbitrary demarcation lines for the purpose of establishing a pay-for-service agreement is to the long-term advantage of either the City or the District and, accordingly, cannot accept the December proposal.

We believe that it is in the mutual interest of the City and the District to address the continuing provision of fire service through a service transition agreement. The transitioning of service responsibilities, in phases, to the City of Milwaukie can be beneficial to both the District and the City. Such an agreement would not only describe the transition of service responsibility, but also of facilities, apparatus and equipment and the maintenance of the financial integrity of the District as annexations occur. Also of importance in such an agreement would be the maintenance of the high standard of service historically provided by the District.

We believe that a mutually advantageous agreement is possible and stand ready and willing to discuss these possibilities with you at any time convenient.

EXHIBIT #	D
DATE	
SUBMITTED BY	2pp
RECEIVED	

Reference: HHB-594
January 21, 19897
Page 2

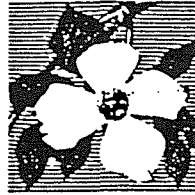
Should you have any questions or concerns, please do not hesitate to give me a call. I welcome an opportunity to continue the progress the City and the District have already made toward long-term solutions for fire service to the area.

Sincerely,

Hugh H. Brown
City Manager

c: Fire Chief Dick Bailey
City Council

CITY OF MILWAUKIE



PLANNING DEPARTMENT
in the City Hall • phone 659-5171

July 24, 1986

Dear Resident:

You are invited to join with your neighbors in their request to annex to the City of Milwaukie. As you know, there has been a great deal of annexation activity recently, both north and south of King Road. Reasons given in annexing have had to do with the need for sewers, upgrading water lines, police services, street lights, adequate fire hydrants, a sense of belonging to a community. Whatever the reason, annexations reflect the major changes taking place.

In the last few months, Wichita Water District was dissolved by a vote of its patrons. Milwaukie has taken over the water provision responsibility for your neighborhood. Fire District #1 now contracts with the City of Portland for fire protection services. The District is also negotiating with Milwaukie on how services and facilities will be transferred as Milwaukie continues to grow. Milwaukie already provides sewer. Milwaukie will soon be the major urban services provider in your area.

Property owners on King Road and Linwood Avenue have already submitted annexation petitions.

You are invited to join them. Both the residents and the City are interested in eliminating confusion in service delivery as well as City boundaries. (See map on reverse side.)

Enclosed is an annexation petition which the City hopes you will review and sign. You will also find a cost comparison sheet based on last year's figures. The County Assessor will publish the new costs in October. The fire service costs you now pay are projected to decrease with the City of Portland contract. Although it makes taxes look higher in the City, total service cost may decrease because City water rates are lower.

If you have any questions, please feel free to call me at 659-5171. Milwaukie is interested in serving you and we look forward to working with you as we move through this process.

Sincerely,

Anne Nickel

Anne Nickel
Development Coordinator

AN/mgh
Enclosures

CITY HALL • 10722 S.E. MAIN STREET • MILWAUKIE, OREGON 97222 • TELEPHONE (503) 659-5171

EXHIBIT #	<u> E </u>
DATE	_____
SUBMITTED BY	<u> 2 pp </u>
RECEIVED	_____

TAXES PER \$1,000 ASSESSED VALUE

Clackamas County
 Clackamas Elementary ESD
 Clackamas High School ESD
 Clackamas Community College
 School District #12
 Vector Control
 Metro Service District #2
 Port of Portland

Sub total

County Fire District 1
 City of Milwaukie

TOTAL

CITY

COUNTY

19

Same costs whether
 in Milwaukie or
 County

\$18.40

\$18.40

-0-

3.96

4.65

-0-

\$23.05

\$22.36

ANNUAL USER FEES

Garbage
 Cable
 Street Lights
 NOTE: City rates often applied
 in error to this area.

Monthly Yearly Monthly Yearly

\$ 6.60 \$ 79.20 \$ 8.00 \$ 96.00

9.50 114.00 9.39 112.68

-0- 35.00

ANNUAL UTILITY COSTS

Sewer

-SANE-

Milwaukie serves both

Water

Milwaukie

First 400 cu ft 600 cu ft \$6.65

Add .66/100 cu ft 600 cu ft 3.96

1200 cu ft \$10.61 \$63.66

Wichita

First 400 cu ft 400 cu ft \$ 8.00

Add .90/100 cu ft 800 cu ft 7.20

1200 cu ft \$15.20 \$91.20

EXAMPLE OF TOTAL COSTS

This example is based on a house assessed at \$60,000 in your general area. The City is willing to help individual homeowners to determine their actual costs.

Taxes
 Water
 Street Lights
 Garbage

Sub total

Cable Television

TOTAL

CITY

COUNTY

\$1383.00

\$1341.60

63.66

91.20

-0-

35.00

79.20

96.00

\$1525.86

\$1563.80

114.00

112.68

\$1639.86

\$1676.48

TO: PLANNING

FROM: Paul Roeger *PHR*
Office Engineer

RE: AN-86-06
King/Linwood

DATE: January 26, 1987

The City serves all properties with sanitary sewer and water facilities. The City has a 10" waterline and an 8" sanitary sewer in King Road, a 12" waterline and an 8" sanitary sewer in Linwood Avenue, and a 6" waterline and an 8" sanitary sewer in Monroe Street.

Clackamas County provides storm drainage at Linwood and King Road.

King Road is a four-lane, 48 foot wide curbed street with sidewalks on both sides. Linwood Avenue is a four-lane 42 foot wide curbed street with partial sidewalk on the west side from King Road south 380 feet and then tapers to two lanes 36 feet wide with bike paths on both sides. Monroe Street is an oil mat street about 19 feet wide with no curb or sidewalk. The City currently maintains Monroe Street to Linwood Avenue. Clackamas County currently maintains Linwood Avenue and King Road adjacent to the proposed properties to be annexed.

PHR/cjl

RECEIVED

JAN 26 1987

PLANNING

EXHIBIT #	<u>F</u>
DATE	_____
SUBMITTED BY	<u>RW/Police/Fire</u>
	<u>3 pp.</u>
RECEIVED	_____

PHR

M E M O R A N D U M

TO: Anne Nickel, Development Coordinator

FROM: Ronald D. Goodpaster, Chief of Police *RJ*

DATE: January 23, 1987

SUBJECT: ANNEXATION AN-86-06
"KING/LINWOOD"

I have reviewed the area proposed for annexation and have determined we can serve the area with existing personnel.

If you have any further questions, feel free to contact me.

RECEIVED

JAN 23 1987

PLANNING

Memorandum

Date: January 26, 1987

TO: Planning Department

FROM: Structural Safety Division, Milwaukie Fire Department

SUBJECT: AN-86-06 Proposed Annexation (King and Linwood)

In regard to the above reference requested action the Fire Department finds as follows:

- 1) All applications shall conform to the requirements of currently adopted codes and ordinances.

Jim Mishler

 For Structural Safety Division
 Milwaukie Fire Department

RECEIVED

JAN 27 1987

PLANNING

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE APPROVING A REQUEST FOR ANNEXATION TO THE CITY OF MILWAUKIE (AN-86-06).

WHEREAS, a request has been made for annexation of the territory described below; and

WHEREAS, annexation to the City of the territory so bounded would constitute a "minor boundary change" under the Boundary Commission law, ORS 199.410 to 199.510; and

WHEREAS, 3 of the 3 property owners have formally petitioned for annexation; and

WHEREAS, the part of the territory that lies in the Clackamas Fire District No. 1 would, by operation of ORS 199.510(1), be automatically withdrawn from that district immediately upon consummation of the annexation,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Milwaukie that the Council approves annexation of the property described on Exhibit A (attached), adopts the findings listed on Exhibit B (attached) and requests the Boundary Commission to approve it and effect it as soon as possible;

EXHIBIT #	<u> 6 </u>
DATE	_____
SUBMITTED BY	_____
RECEIVED	_____

Resolution No. _____
Page 2

BE IT FURTHER RESOLVED that the City Recorder is directed to file certified copies of the statement of consent and of this Resolution with the Portland Metropolitan Area Local Government Boundary Commission at once.

Introduced and adopted by the City Council on _____.

Roger Hall, Mayor

ATTEST:

Jerri Widner, City Recorder

Approved as to form:

Greg Eades, City Attorney

EXHIBIT B ATTACHMENT

ANNEXATION FILE NO. AN-86-06

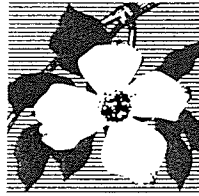
FINDINGS:

1. Provisions for City Council Resolution annexation, as allowable under 199.450(2), have been met. All three property owners involved have signed petition to annex.
2. The territory contains 7.48 acres, one developed mobile home park, a developing mobile home park, 2 single-family homes, with an estimated population of 72 and an assessed value of \$689,320. A small section of Harrison Street is also included.
3. The City of Milwaukie currently provides both water and sewer services to this area. Milwaukie city policy requires annexation to the city in order to receive water and sewer services. Milwaukie currently has both sewer and water capacity to serve the properties.
4. The City of Milwaukie Police Department currently drives King Road to Linwood Avenue, in established patrol districts. Police services can readily and efficiently be provided.
5. Milwaukie's "time-run" studies indicate that Fire Engine 55, housed at 40th and Harvey, can arrive at this corner within 2.38 minutes, well within the established 4 minute response time. Fire services can efficiently and effectively be provided with existing personnel and equipment. Milwaukie has 1.5 sworn personnel/1000 population as compared with 1.0 sworn personnel/1000 population of Clackamas County RFPD #1.
6. Milwaukie can immediately provide for all urban services to this area.
7. This annexation is compatible with the Comprehensive Plan in that it allows for the logical extension of services without added costs, for more efficient delivery of services, and for better coordination of all urban services.
8. This area is within the City/County Dual Interest Area Agreement. The action is compatible with this agreement because land use designations are not altered.

9. The City's Urban Services Policy has been satisfied by the following:

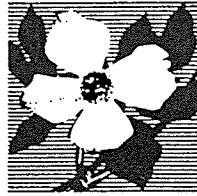
- a. Milwaukie acknowledges its role as primary provider of urban services in this area by currently serving both sewer and water needs.
- b. Milwaukie can readily and efficiently deliver all urban services without increased costs to the City.
- c. The City initiated a public information process informing residents of the needs, benefits and costs of the City delivering services to them.
- d. It is mutually advantageous to both the property owners and the City.

CITY OF MILWAUKIE



**SECTION
III
PUBLIC
HEARING**

CITY OF MILWAUKIE



MEMORANDUM

COMMUNITY DEVELOPMENT
in the City Hall • phone 659-5171

TO: HUGH BROWN, CITY MANAGER
 FROM: ANNE NICKEL, DEVELOPMENT COORDINATOR
 SUBJ: ADDITION TO AN-86-06
 DATE: FEBRUARY 2, 1987

Approval Recommended
[Signature]
 Hugh H. Brown
 City Manager

REQUEST FOR ACTION

To allow 4 lots to be added to the AN-86-06 annexation request and submit it as a Triple Majority. To separate out one lot, a mobile home park, and submit the annexation request separately as AN-87-01 and by City Council Resolution.

BACKGROUND

The State has set March 31, 1987 as the deadline for including annexed property in determining the City's tax base and taxable base. In order to meet this deadline, a triple majority annexation method must be used. This method provides for decisions being effective immediately. Since the earliest this action can be heard is March 12, 1987, the March 31 deadline becomes important.

The courts have made it clear that property involving renters or non-owners are at this time considered ineligible for triple majority annexation methods. One property, a mobile home park, involves 65 renters. That property, if included in this action, would require a annexation method allowing a 45 day appeal period. The effective date moves into April with these methods.

When this proposal was first drafted, several properties were not included. Consents petitions had not been received. Late last week, a major property owner submitted petitions and asked to be included., Since the assessed value involved is significant, the City staff took steps to meet the March 31st deadline. The only property that would disqualify a triple majority request is the mobile home park. All other properties involve owner-occupied property, vacant land, or commercial property.

This request provides 2 separate actions. Both actions are permissible according to Boundary Commission criteria.

2

Cover letter to Hugh Brown
Re: Addition to AN-86-06 (AN-87-01)
February 2, 1987 Page Two

New resolutions, findings, and metes and bounds descriptions have been drafted. (See attached)

RECOMMENDATION

Approve both AN-86-06 as changed and AN-87-01. Forward both to the Boundary Commission for approval.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE
APPROVING A REQUEST FOR ANNEXATION TO THE CITY OF MILWAUKIE
(AN-86-06).

WHEREAS, a request has been made for annexation of the
territory described below; and

WHEREAS, annexation to the City of the territory so bounded
would constitute a "minor boundary change" under the Boundary
Commission law, ORS 199.410 to 199.510; and

WHEREAS, 5 of the 5 property owners have formally
petitioned for annexation, thereby constituting a "triple
majority" and meeting requirements set by ORS 199.490(2); and

WHEREAS, the part of the territory that lies in the
Clackamas Fire District No. 1 would, by operation of ORS
199.510(1), be automatically withdrawn from that district
immediately upon consummation of the annexation,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of
Milwaukie that the Council approves annexation of the property
described on Exhibit A (attached), adopts the findings listed on
Exhibit B (attached) and requests the Boundary Commission to
approve it and effect it as soon as possible;

4

AN-86-06

Resolution No. _____

Page 2

BE IT FURTHER RESOLVED that the City Recorder is directed to file certified copies of the statement of consent and of this Resolution with the Portland Metropolitan Area Local Government Boundary Commission at once.

Introduced and adopted by the City Council on _____.

Roger Hall, Mayor

ATTEST:

Jerri Widner, City Recorder

Approved as to form:

Greg Eades, City Attorney

EXHIBIT B ATTACHMENT

ANNEXATION FILE NO. AN-86-06

FINDINGS:

1. Provisions for Triple Majority annexation, as allowable under 199.450(2), have been met. All property owners involved have signed petitions to annex. All properties are owner occupied or vacant lands, thereby addressing recent court concerns.
2. The territory contains approximately 8 acres, a developing mobile home park, 2 single-family homes, 2 commercial properties with an estimated population of 5 and an assessed value of around \$1.5 million. A small section of Harrison Street is also included.
3. The City of Milwaukie currently provides both water and sewer services to this area. Milwaukie city policy requires annexation to the city in order to receive water and sewer services. Milwaukie currently has both sewer and water capacity to serve the properties. This action will bring the properties into compliance with city policies.
4. The City of Milwaukie Police Department currently drives King Road to Linwood Avenue, in established patrol districts. Police services can readily and efficiently be provided.
5. Milwaukie's "time-run" studies indicate that Fire Engine 55, housed at 40th and Harvey, can arrive at this corner within 2.38 minutes, well within the established 4 minute response time. Fire services can efficiently and effectively be provided with existing personnel and equipment. Milwaukie has 1.5 sworn personnel/1000 population as compared with 1.0 sworn personnel/1000 population of Clackamas County RFPD #1.
6. Milwaukie can immediately provide for all urban services to this area.
7. This annexation is compatible with the Comprehensive Plan in that it allows for the logical extension of services without added costs, for more efficient delivery of services, and for better coordination of all urban services. It also allows housing needs to be addressed by precipitating the development of 24 new homes.
8. This area is within the City/County Dual Interest Area Agreement. The action is compatible with this agreement because land use designations are not altered.

6

9. The City's Urban Services Policy has been satisfied by the following:

- a. Milwaukie acknowledges its role as primary provider of urban services in this area by currently serving both sewer and water needs.
- b. Milwaukie can readily and efficiently deliver all urban services without increased costs to the City.
- c. The City initiated a public information process informing residents of the needs, benefits and costs of the City delivering services to them.
- d. It is mutually advantageous to both the property owners and the City.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE
APPROVING A REQUEST FOR ANNEXATION TO THE CITY OF MILWAUKIE
(AN-87-01).

WHEREAS, a request has been made for annexation of the
territory described below; and

WHEREAS, annexation to the City of the territory so bounded
would constitute a "minor boundary change" under the Boundary
Commission law, ORS 199.410 to 199.510; and

WHEREAS, by authority of ORS 199.490(1)(a) the Common
Council of the City of Milwaukie may initiate the annexation; and

WHEREAS, the owner of the property has formally petitioned
for annexation; and

WHEREAS, the part of the territory that lies in the
Clackamas Fire District No. 1 would, by operation of ORS
199.510(1), be automatically withdrawn from that district
immediately upon consummation of the annexation,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of
Milwaukie that the Council approves annexation of the property
described on Exhibit A (attached), adopts the findings listed on
Exhibit B (attached) and requests the Boundary Commission to
approve it and effect it as soon as possible;

8

AN-87-01
Resolution No _____
Page Two

BE IT FURTHER RESOLVED that the City Recorder is directed to file certified copies of the statement of consent and of this Resolution with the Portland Metropolitan Area Local Government Boundary Commission at once.

Introduced and adopted by the City Council on _____.

Roger Hall, Mayor

ATTEST:

Jeri Widner, Finance Director/City Recorder

Approved as to form:

Greg Eades, City Attorney

EXHIBIT B ATTACHMENT

ANNEXATION FILE NO. AN-87-01

FINDINGS:

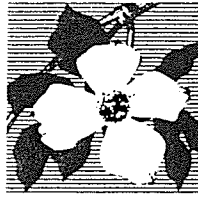
1. Under ORS 199.450(2) a City Council may initiate an annexation request. The property owner signed a petition requesting annexation.
2. The territory contains 3.11 acres, with one developed mobile home park. It has an estimated population of 65 and an assessed value of \$429,020.
3. This property is contiguous to property being annexed to the City (See AN-86-06).
4. The City of Milwaukie currently provides both water and sewer services to this property. Milwaukie city policy requires annexation to the city in order to receive water and sewer services. Annexation will bring property into compliance with City policies.
5. The City of Milwaukie Police Department currently drives King Road to Linwood Avenue, in established patrol districts. Police services can readily and efficiently be provided.
6. Milwaukie's "time-run" studies indicate that Fire Engine 55, housed at 40th and Harvey, can arrive at this corner within 2.38 minutes, well within the established 4 minute response time. Fire services can efficiently and effectively be provided with existing personnel and equipment. Milwaukie has 1.5 sworn personnel/1000 population as compared with 1.0 sworn personnel/1000 population of Clackamas County RFPD #1.
7. Milwaukie can immediately provide for all urban services to this area.
8. This annexation is compatible with the Comprehensive Plan in that it allows for the logical extension of services without added costs, for more efficient delivery of services, and for better coordination of all urban services.
9. This area is within the City/County Dual Interest Area Agreements. The action is compatible with this agreement because land use designations are not altered.

10

AN-87-01
Exhibit B Attachment
Page Two

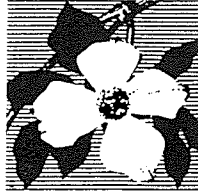
10. The City's Urban Services Policy has been satisfied by the following:
 - a. Milwaukie acknowledges its role as primary provider of urban services by currently serving both sewer and water needs to this property.
 - b. Milwaukie can readily and efficiently deliver all urban services without increased costs to the City.
 - c. The City initiated a public information process informing residents of the needs, benefits and costs of the City delivering services to them.
 - d. It is mutually advantageous to both the property owners and the City.

CITY OF MILWAUKIE



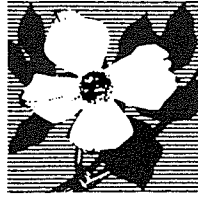
**SECTION
IV
OTHER
BUSINESS**

CITY OF MILWAUKIE



A

CITY OF MILWAUKIE



CITY COUNCIL GOALS 1987 - 88

MISSION STATEMENT

It is the mission of the City of Milwaukie to provide services for its citizens which maintain and perpetuate safety and the quality of life.

GOALS

During 1987 - 88, the City shall accomplish the following goals:

1. **Street and storm drainage utility**
Establish a rate for the street and storm drainage utility. The condition of city streets is the most frequently heard concern of the city residents and repeatedly the highest priority in surveys of the community. This goal provides a fair method to accomplish significantly better maintenance of city streets.
2. **Riverfront development**
Adopt a plan for riverfront development to include a timeline and strategies for accomplishment. This will implement the findings and recommendations of the market study completed in 1986.
3. **Urban growth and annexation**
Establish an urban services boundary, obtain agreements with service districts and the County, and develop an annexation strategy and schedule. This will provide for orderly growth and an economically healthy and balanced community. The City will continue to meet its obligation to offer effective and efficient services through annexation to those currently in unincorporated areas.
4. **Community relations**
Strengthen and expand the community relations and volunteer programs. Effective two-way communication between the residents and the City is critical, and a variety of opportunities are necessary to accomplish this communication.

5. **Facilities plan**

Adopt a facilities master plan to meet the current and future needs for space and facilities maintenance. Most of the City's current buildings are inadequate, aging, and costly to maintain. A long-range plan is necessary to consolidate the locations and to provide improved facilities to better serve city residents.

6. **Capital replacement and improvements**

Develop and adopt a capital replacement plan. Long-term planning and budgeting is necessary to meet the replacement needs of capital equipment such as vehicles for police and other City departments, radios, and computer equipment.

Initiate process to review the City's capital improvement needs. This will identify and plan for major capital construction of streets, parks, water, sewer and storm drain facilities, and City buildings.

7. **Police facility**

Develop a contingency plan for relocation of the police department. The current facility in a renovated home does not meet space requirements of the department and has problems with access and parking.

8. **Riverfront property acquisition**

Develop a plan and priorities for acquisition of riverfront properties and initiate action on acquisitions. Pending the implementation of the riverfront development plan, property should be acquired to enhance the City's beautification goals and its position for future development.

9. **Compensation policy**

Adopt and implement a compensation policy for City employees. A philosophy and policy must be established which is consistent for all employees and appropriately recognizes the relationship between represented and non-represented employees.

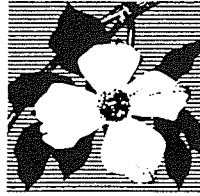
10. **Parks maintenance**

Plan and implement a program to improve maintenance in our parks. The parks are one of the City's excellent assets, and additional resources must be provided to continue to make them as attractive and useful as possible to the community.

11. **Code enforcement**

Implement a stronger code enforcement program. This responds to common neighborhood concerns such as abandoned vehicles, zoning violations, tall grass, noise, yard litter and debris, unsafe buildings, and intersections with poor visibility.

CITY OF MILWAUKIE



B

TO: CITY COUNCIL
FROM: GREG EADES *GE*
SUBJECT: CABLE COMMISSION
DATE: JANUARY 14, 1987

Reference: GE-273

Approval Recommended
Hugh H. Brown
Hugh H. Brown
City Manager

As you know, the duties of the Cable Commission have been reduced over the last few years. Since the cable system construction was completed, the Commission has confined itself to review of the marketing efforts of the company, considering complaints and reviewing rate increase requests. The number of annual regular meetings was reduced from 12 to 4 and now it appears there is not enough work to fill quarterly meetings.

Effective January 1, all cable rates are deregulated, so the City (and therefore, the Commission) will no longer approve rate adjustments. Cable complaints are almost non-existent. Even the latest project, the City promotional tape, can probably best be handled by staff. There's just nothing much left for the Commission to do.

This is a good time to consider disbanding the Commission, since two of the seven members have moved out of the County and cannot regularly attend the meetings. A third member has missed several meetings due to work demands. The four members present at the meeting on January 12 acknowledged that the Commission had very little to do and that may account for the apparent lack of interest. They approved my recommendation to the Council to repeal Ordinance No. 1543 establishing the Cable Communications Commission.

If you disband the Commission, this will not affect our relations with Jones Intercable or impact cable service in any way. Jones will still be bound by its obligations under the franchise (those that we can still enforce) and we still have the right to require a franchise of any other company seeking to serve the City under Ordinance No. 1443. Complaints and coordination with Jones can be handled by staff. Any problems that staff cannot resolve could be referred to Council, although this doesn't happen often.

For all these reasons, I recommend you adopt the attached ordinance.

2

ORDINANCE NUMBER _____

AN ORDINANCE OF THE CITY OF MILWAUKIE, OREGON, REPEALING ORDINANCE NO. 1543 (CABLE COMMUNICATIONS COMMISSION).

WHEREAS, a Cable Communications Commission was established in 1983 to oversee construction and regulation of the City cable franchise, and

WHEREAS, the Commission has fulfilled its function and the remaining regulatory duties can be assumed by staff, therefore

The City of Milwaukie does ordain as follows:

Section 1. Ordinance No. 1543, establishing the Cable Communications Commission is repealed.

Section 2. Commission members are immediately relieved of their duties and discharged.

Read the first time on _____, 1987, and moved to second reading by _____ vote of the City Council.

Read the second time and adopted by the City Council on _____, 1987.

Signed by the Mayor on _____, 1987.

Roger A. Hall, Mayor

ATTEST:

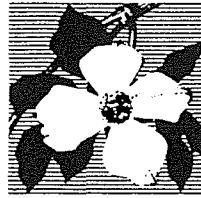
Jerri L. Widner, Recorder

Approved as to form:



Greg Eades, City Attorney

CITY OF MILWAUKIE



C

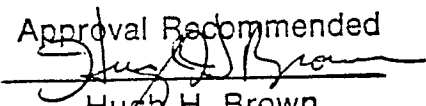
MEMORANDUM

1

TO: Hugh Brown, City Manager
FROM: Jerri L. Widner, Finance Director
SUBJECT: APPROPRIATION OF CONTINGENCY

DATE: Jan. 28, 1987

Approval Recommended


Hugh H. Brown
City Manager

ACTION REQUESTED: Passage of the attached resolution appropriating contingency for fiscal year 1986-87.

BACKGROUND: The City Council approved a 1½% cost of living adjustment for non-represented staff in July and recently negotiated a 3% cost of living adjustment for represented general employees. These adjustments were not included in the adopted budget.

In addition, medical benefit premiums were increased after the budget was adopted in June. Liability insurance premium bids were higher than adopted in the budget as well.

In accepting the Ardenwald Center into the City, the City Council committed \$20,000 for improvements.

All of these events, require an adjustment in the adopted budget. This is done by appropriating contingency.

In the general fund, sewer fund and water fund the contingency will become zero after this action.

A supplemental budget for recognition of beginning fund balance and appropriation of funds for the items that were budgeted in 1985-86 that were not received until 1986-87 will be presented to the budget committee in February. The supplemental budget will also include the recognition of the library trust and appropriation of the earnings for furnishings in the new addition.

RECOMMENDATION: Passage of the attached resolution.

RESOLUTION NO. 8-1987

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE, OREGON, APPROPRIATING CONTINGENCY FOR FISCAL YEAR 1986-87.

WHEREAS, the City Council entered employment agreements increasing salaries, and

WHEREAS, the insurance carrier for medical benefits increased its premiums, and

WHEREAS, the liability insurance premiums have increased, and

WHEREAS, the City Council authorized improvements to the Ardenwald Center.

NOW THEREFORE THE CITY OF MILWAUKIE RESOLVES THAT:

Contingency to be appropriated and revisions to be made in the fiscal year 1986-87 budget as follows:

GENERAL FUND

	Adopted 6/86	Revision 2/3/87	Revised 2/3/87
Department			
City Council	13225		13225
City Administration	850723	15882	866605
Finance	601358	8044	609402
General Government	569000	31798	600798
Community Development	228114	4363	232477
Police	1415015	12228	1427243
Fire	1289777	10016	1299793
Public Works	245505	25917	271422
Contingency	108248	(108248)	-0-
Transfers	20000		20000
Total General Fund	<u>5340965</u>	<u>-0-</u>	<u>5340965</u>

STATE TAX STREET FUND

Personnel Services	183747	13024	196777
Materials & Services	147477		147477
Capital Outlay	163950		163950
Contingency	28632	(13024)	15608
Transfers	53984		53984
Total State Tax Street Fund	<u>577790</u>	<u>-0-</u>	<u>577790</u>

SEWER FUND

Personnel Services	136682	5141	141823
Materials & Services	607550	(466)	607084
Capital Outlay	435431		435431
Contingency	4675	(4675)	-0-
Transfers	350362		350362
Total Sewer Fund	<u>1534700</u>	<u>-0-</u>	<u>1534700</u>

WATER FUND

Personnel Services	201658	8763	210421
Materials & Services	189200	(1172)	188028
Capital Outlay	485785		485785
Contingency	7591	(7591)	-0-
Transfers	281041		281041
Total Water Fund	<u>1165275</u>	<u>-0-</u>	<u>1165275</u>

Introduced and adopted by the City Council of the City of Milwaukie on Feb. 3, 1987.

Roger A. Hall, Mayor

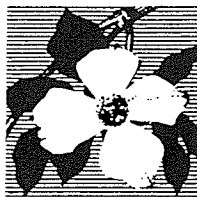
ATTEST:

Jerri L. Widner, City Recorder

Approved as to form:

Greg Eades, City Attorney

CITY OF MILWAUKIE



D

TO: Hugh Brown
City Manager

FROM: Steven Hall
Public Works Director *J.M.H.*

RE: Bid Award
Vibratory compactor

DATE: January 27, 1987

Approval Recommended

Hugh H. Brown
Hugh H. Brown
City Manager

ACTION REQUESTED

City Council award the bid for a double drum tandem vibratory compactor to Halton Tractor Company for a Caterpillar CB-214 Vibratory Compactor in the net bid of \$15,504. The bid recommendation includes the trade-in of a 1966 Huber 5 ton roller and a 1978 Brutus ½ ton roller.

BACKGROUND

The 1986/87 budget includes a 4 to 6 ton roller in the amount of \$28,000 and a one-ton patching roller in the amount of \$2,200.

The City rented a 6 ton vibratory compactor during the summer of 1986. The versatility of that unit has caused us to re-evaluate the need for purchase of the two proposed items. It was found that the 6 ton roller with the vibratory compaction option will fit the needs of the two proposed rollers in a majority of needs. The unit, as proposed and bid, is fairly compact and can be used for medium to large patches, and also can be used as a paving and chip seal compactor with the vibratory option which increases the effective tonnage of the roller.

The cost of that particular roller was \$1,200 per month or \$3,600 for the three month paving season. Based on the low net bid of \$15,504 and a three month rental cost of \$3,600, the payback period for this particular unit is approximately 4½ years. A reasonable economic life span for this particular unit would be ten years. Thus, the cost effectiveness of purchase versus rental becomes apparent.

On Thursday, 22 January 1987 at 2:00 pm, bids were opened in the City Council Chambers. Seven sealed bids were received with one from Pacific Pioneer indicating "No Bid". Attached for your reference is Cliff's tabulation of those bids and his evaluation.

SUMMARY

- 1. Item as bid replaces two units indicated within original budget.
- 2. Bid is net lowest of six bids and meets specifications.
- 3. Budgeted amount for two units = \$30,200.
- 4. Trade-in values of low net bid are reasonable for value for equipment.
- 5. Proposed unit meets specifications.
- 6. Staff recommends award of contract to Halton Tractor Company for a Cat CB-214 Vibratory Compactor.

cc: Jerri Widner
 Finance Director

Cliff Harshman
 Public Works Superintendent

enclosure: memo/Harshman

SMH/cjl

MEMO

TO: STEVE HALL, DIR. OF PUBLIC WORKS

FROM: CLIFFORD E HARSHMAN, SUPT, OF PUBLIC WORKS

RE: ROLLER BIDS EVALUATION

I have evaluated the bids opened January 22, 1987, and extended the totals and they are all correct. They are as follows:

	base	- trade1	- trade2	= net
1. Halton Tractor Co. Cat CB-214	17,754.00	1,750.00	500.00	15,504.00
2. Ingersoll-Rand I-R DA-28	17,196.00	600.00	200.00	16,396.00
3. Case Power and Equip Case 252	19,500.00	1,800.00	500.00	17,200.00
4. Hessel Tractor Bomag BW1004D	21,100.00	800.00	300.00	20,000.00
5. Clyde Equipment DynapacCC10 ser.II	26,103.00	2,000.00	1,500.00	22,603.00
6. Columbia Equip. DuoPactSAR 1200	25,775.00	750.00	400.00	24,650.00
7. Pacific Pioneer	NO BID			

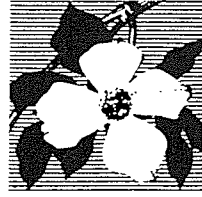
The net low bid is that of Halton Tractor and they met or exceeded the specifications except that I specified a larger hydraulic cooling reservoir . I discussed this with Mike Misovetz of Halton Tractor and he has assured me that The Cat design with the smaller reservoir will cool the hydraulic system and that he will write a letter attesting to this.

Other than this exception they met all the other specifications and I recommend that we award the bid to them.

They can deliver the machine after the Council accepts the bids and awards on 2-16-87.

One other note I sent the certified Check from Clyde Equipment to Roy in Finance Friday, 1-23-87. All the rest bid bonds are bonds.

CITY OF MILWAUKIE



**SECTION
V
CONSENT
AGENDA**

1

MILWAUKIE
CITY COUNCIL MEETING
JANUARY 20, 1987

COUNCIL CHAMBERS

1520TH MEETING

The one thousand five hundred and twentieth meeting of the Milwaukie City Council was called to order at 7:03 p.m. on January 20, 1987, with the following Councilors present:

Roger A. Hall,
Mayor
Donald W. Graf

William Fitzgerald
Chere' Sandusky
Mike Richmond

Also present:

Hugh H. Brown,
City Manager
Greg Eades,
City Attorney
Sandra Miller
Assistant to the
City Manager
Jerri L. Widner,
Finance Director

William B. Adams,
Community Development Dir.
Steve Hall,
Public Works Director
Dick Bailey,
Fire Chief
Ron Goodpaster,
Police Chief
Pat DuVal
Executive Secretary

AUDIENCE PARTICIPATION

Mayor Hall reminded the residents of Milwaukie of the City-wide celebration to be held on January 30 at the Milwaukie Senior Center. Betty Roholt, Chairwoman of the Milwaukie Celebration, spoke on the great response she had received from local businesses supporting the event through contributions and noted some of the highlights of the party.

Public Works Director Steve Hall thanked Dick Samuels and his company for his contribution of the traffic warning device installed at the trestle at the south end of Main. Mr. Samuels stated as a long-time Milwaukie resident, he had been aware of the problem and was glad to be in the position to assist.

Fred Linn, Friends of the Center, announced to Council the beginning of the VITA program on Monday, January 26. It is a tax form preparation service available to low income and the elderly.

Sharon Hanson, 11441 SE 56th, told Council of the deteriorating condition of Waymire St. and 56th Ave. She said large vehicles were not able to pass, and citizens were paying through their taxes for the maintenance. Ms. Hanson went on to discuss the need for a stop sign at the intersection of 43rd and King Rd. Mayor Hall responded that because of plans pending with the County and lack of cooperation from the store owner, no changes had been made to date at the intersection. Public Works Director

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January 20, 1987
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Steve Hall noted that a pedestrian crosswalk already existed on the east side of the intersection.

Irv Kriegel, residing at 37th and Harrison, requested consideration of a 4-way stop at that intersection because of poor visibility. Dick Samuels, Traffic Safety Commissioner, urged that all concerned residents fill out the form available in the Public Works Department and attend the Traffic Safety Commission meetings. Mr. Kriegel then asked the City provide an exhaust brake ordinance, and Councilmember Graf said there was already one in effect.

Al Liane, 4809 SE Monroe, expressed his concern with the handling of the Council vacancy and what he cited as a breach of faith. Mayor Hall said the City Attorney had followed proper channels in seeking the opinion of the County Elections Clerk, but that information had proved inadequate. He said the needs of the situation had been better met by the interim appointment of Mr. Graf and an early election. All applicants had been notified of the changes. Mr. Liane went on to express his ongoing concern with the City's purchase of Engine 55, particularly in light of the recent accident.

Jim Backenstos, 3626 SE Harrison, speaking on behalf of Concerned Citizens, referred to the 1980 "Review" article in which Mr. Graf suggested the re-routing of the railroad track. He asked if the recent accident involving Engine 55 was a routine training mission. Fire Chief Dick Bailey stated that the apparatus sustained damage at the South Main trestle. The engine would go back to the factory for damage assessment, and the insurance carrier would pay all but \$1000 deductible. Agreements had been entered into with neighboring jurisdictions for adequate interim fire protection. Mr. Backenstos requested a full report, and Chief Bailey replied that one would be available as soon as all pertinent information was available.

Councilmember Sandusky stated that an incidents can happen, and employees should not be prejudged before review is complete.

Mark Hughes, 3006 SE Washington, told Council that he and others were organizing neighborhood associations. Among the main concerns of residents were traffic speed and volume, and noise problems; annexation was the concern of non-residents. They feel residents need an effective advocate before legislative and judiciary bodies. Mayor Hall said these concerns would be addressed later in the agenda during discussions of 1987-88 goals.

Brent Wisniewski, 2008 SE Sparrow, asked Council about the proposed use of Elk Rock Island. City Manager Brown stated it was an integral portion of the riverfront development plan, but the property is still owned by the City of Portland. Mr. Wisniewski asked about plans for the residence at 1818 SE Lark and stated his feeling that it is a potential liability to the City. Councilmember Richmond answered it was intended to leave it as part of the park property. Mr. Wisniewski asked about the option of the land being turned over to a developer, and Mayor Hall answered the intention at this time was to maintain it as an open space. Mr. Wisniewski then addressed the hazard of the intersection at River Rd. and McLoughlin Blvd. Councilmember Richmond directed staff to prepare a letter of recommendation concerning this intersection to be sent to the State.

Richard Holme, 4026 SE Washington, spoke to Council about his concern with the noise level from Murphy Plywood Company generated by the high speed fans. City Attorney Eades said it was now either a matter of compliance or citation and that part of the difficulty was centered around DEQ and their guidelines. Police Chief Ron Goodpaster said the Murphy Co. did exceed permissible noise levels, and the department was waiting for information from a complainant to continue with the case. Mr. Holmes agreed to work with the Police Department to develop this information. Mr. Holmes also asked whom to contact regarding long-range traffic plans for the City, particularly the Koll/Omark industrial area.

PUBLIC HEARING

Withdrawal of Certain Annexed Properties from the Clackamas Water District (Stanley & Logus) - Ordinance

Mayor Hall opened the hearing at 8:40 p.m. Public Works Director Steve Hall presented the staff report in which Council was requested to adopt an ordinance withdrawing certain properties form the Clackamas Water District upon approval of annexation by the Boundary Commission.

No testimony was offered either in favor or in opposition to the request.

The public hearing was closed at 8:45 p.m.

It was moved by Councilmember Richmond and seconded by Councilmember Graf to read the ordinance for the first time by title only. Motion passed 5 - 0. The ordinance was read the first time. It was moved by Councilmember Graf and seconded by Councilmember Sandusky to read the ordinance the second time by

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January 20, 1987
Page 4

title only. Motion passed 5 - 0. The ordinance was read for the second time. It was moved by Councilmember Richmond and seconded by Councilmember Graf to adopt the ordinance. Motion passed with following vote: Graf, Fitzgerald, Hall, Sandusky, Richmond, aye.

Ordinance Number 1616:

AN ORDINANCE OF THE CITY OF MILWAUKIE, OREGON, WITHDRAWING PORTIONS OF CLACKAMAS WATER DISTRICT FROM THE DISTRICT.

Consideration of Ardenwald Community Club Building

Mayor Hall opened the public hearing at 8:45 p.m.

Acceptance of Property from Ardenwald Community Club - Sandra Miller, Assistant to the City Manager presented the staff report in which Council was requested to accept the property at 3667 SE Roswell which is being donated by the Ardenwald Community Club and direct staff to record the deed. Formal acceptance of the deed is required before Portland will approve the transfer.

It was moved by Councilmember Sandusky and seconded by Councilmember Richmond to accept the property. The motion passed 4 - 0, with Councilmember Graf abstaining.

Request for Transfer of Property from City of Portland to the City of Milwaukie - Community Development Director Bill Adams told Council this proposal met the City's criteria for action in all three areas: Resolution 5-1985, the Comp Plan, and the Urban Services Policy. Staff recommended approval of this request of transfer and its being forwarded to the City of Portland and the Boundary Commission.

Testimony in Favor: Curtis Rickers, 3664 SE Van Waters, adjacent property owner to the Community Club expressed his hope the City of Milwaukie would maintain the facility and asked for assurances the property would be used for community functions. Councilmember Richmond said the City would be a reliable and accessible landlord.

Jim Backenstos questioned the cash outlay for improvements and the setting of a precedent.

Georgia Brakeman expressed concern over the use of the community club.

The public hearing was closed at 9:00 p.m.

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January 20, 1987
Page 5

It was moved by Councilmember Richmond and seconded by Councilmember Sandusky to request the transfer of property. The motion passed 5 - 0.

Resolution No. 3-1987

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE, OREGON, APPROVING A REQUEST FOR TRANSFER OF TERRITORY FROM THE CITY OF PORTLAND TO MILWAUKIE (AN-86-04).

OTHER BUSINESS

Franchise for Rogers Cablesystems and Approval to Serve Hanna Industries - Resolution.

City Attorney Greg Eades presented the staff report in which he explained Rogers Cable had requested a franchise to provide non-entertainment voice, data and video service to two Hanna Industries locations within the Milwaukie City limits. Mr. Eades explained there was additional clarifying language suggested by both Rogers and himself.

Charles Hickman of Hanna Industries told Council this would help meet the needs of Hanna Industries to allow the international headquarters to transmit voice/video systems and to provide security training and quality control procedures. He believes this will be an improvement for Hanna Industries and a technological advance for the City of Milwaukie.

John Rivenberg of Rogers Cablevision said this initiates a new type of system and advances Milwaukie in the telecommunications technology. He stated none of Jones' Intercable franchise rights were being usurped.

It was moved by Councilmember Richmond and seconded by Councilmember Graf to adopt the resolution with the changes requested by Rogers and Eades. The motion passed by a vote of 5 - 0.

Resolution No. 4-1987:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE, OREGON, GRANTING A NON-EXCLUSIVE FRANCHISE TO ROGERS CABLE SYSTEMS OF PORTLAND FOR CABLE COMMUNICATIONS SERVICE.

Consideration of Purchasing Procedure

Establishment of Local Contract Review Board - Ordinance
Finance Director Jerri L. Widner presented the staff report in which she explained the ordinance reinstates the City Council as Local Contract Review Board and detail duties and responsibilities of the City Manager and of other employees. The City Manager is authorized to sign a purchase order up to \$15,000 and the Finance Director up to \$5,000. Councilmember Sandusky asked about the revision process of the manual, and Ms. Widner said that OAR guidelines would be followed. Councilmember Sandusky asked who the purchasing agent was, and Ms. Widner said she would be the purchasing agent until such time as one was appointed. Councilmember Graf asked about any changes, and City Attorney Eades replied that there were many different levels of changes, depending on whether it was a change required by the state or if it were an internal streamlining of the system. Councilmember Fitzgerald asked about the amount that the City Manager was able to spend, and Ms. Widner said it was presupposed that other portions of the ordinance were followed and that the item was in the approved budget.

Bill Hupp asked if the City Charter did not limit the dollar amount. City Attorney Eades said it had been reviewed, and no conflict existed.

It was moved by Councilmember Graf and seconded by Councilmember Fitzgerald to read the ordinance for the first time by title only. The motion passed 5 - 0. The ordinance was read the first time. It was moved by Councilmember Graf and seconded by Councilmember Fitzgerald to read the ordinance a second time by title only. The motion passed 5 - 0. The ordinance was read a second time. It was moved by Councilmember Graf and seconded by Councilmember Sandusky to adopt the ordinance. Motion passed with following vote: Graf, Fitzgerald, Hall, Sandusky, Richmond: aye.

Ordinance No. 1617:

AN ORDINANCE OF THE CITY OF MILWAUKIE, OREGON, RELATING TO PUBLIC CONTRACTS AND PURCHASING, REPEALING ORDINANCE NO. 1357, ADOPTING REVISED PROVISIONS RELATING TO THE LOCAL CONTRACT REVIEW BOARD.

Establishment of Purchasing Rules Regarding Contract Review Board - Resolution.

It was moved by Councilmember Richmond and seconded by Councilmember Graf to adopt the resolution. The motion passed 5 - 0.

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Resolution No. 5-1987:

A RESOLUTION ADOPTING RULES OF THE CITY OF MILWAUKIE LOCAL CONTRACT REVIEW BOARD FOR THE AWARING OF PUBLIC CONTRACTS.

Request of Increase of Senior Accounting Clerk Position from Part-time to Full-time. Finance Director Jerri L. Widner said this increase would provide a continuity of operations and improve staff effectiveness. It was moved by Councilmember Richmond and seconded by Councilmember Sandusky to approve the increase of hours for the Senior Account Clerk Position. The motion passed 5 - 0.

Consideration of Intergovernmental Agreement between Clackamas County and City of Milwaukie Regarding Forfeiture of Property Related to Drug Trafficking or Gambling. Police Chief Goodpaster told Council under the existing state law, the City is able only to recover investigation costs. Currently negotiations to obtain monies is lengthy and expensive. This Intergovernmental Agreement with the County streamlines the process.

It was moved by Councilmember Richmond and seconded by Councilmember Sandusky to approve the agreement and forward it to Clackamas County. The motion passed 5 - 0.

Councilmember Graf requested an update on the Sheriff's Levy. City Manager Brown said that although no conclusions had been drawn at this time. A proposal to review funding of law enforcement will soon be before City Council and it is hoped the sheriff will plan to describe the levy request to City Council, but he was optimistic that the lines of communication were open. Councilmember Richmond suggested City Council decide on their position.

Councilmember Richmond announced "Pioneer Days" at Milwaukie Elementary on February 6th and invited all residents to participate.

Goal Setting - Mayor Hall said the session had been held on January 15 and 16 to determine the goals for 1987-88. A draft had been prepared which considered the needs of the citizens. Item #1 of the draft regarding street utilities and the setting of rates was of most importance, and Mayor Hall asked that staff have prepared within one month specific suggestions. Councilmember Graf asked that it be stressed that the utility has already been established, but the rate had not. Councilmember Richmond asked for a more indepth description of each of the eleven goals. City Manager Brown said that for ease of distribution and reading that a shorter document was desirable. He suggested a situation-type document be prepared.

City Council Minute
January 20, 1987
Page 8

Mayor Hall took the opportunity to thank Judge Robert J. Morgan for his work in the Municipal Court and Bob Knudson for his camera work at City Council meetings.

CONSENT AGENDA

It was moved by Councilmember Richmond and seconded by Councilmember Graf to approve the Consent Agenda which consisted of the City Council minutes of January 6, 1987. The motion passed 5 - 0.

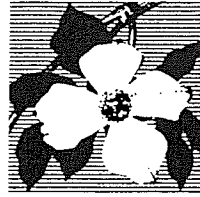
ADJOURNMENT

It was moved by Mayor Hall and seconded by Councilmember Richmond to adjourn the meeting.

The meeting was adjourned at 10:00 p.m.

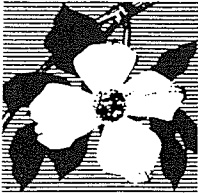
Pat DuVal, Executive Secretary

CITY OF MILWAUKIE



SECTION VI INFORMATION

CITY OF MILWAUKIE



A

CHART OF ACCOUNTS
FUNDS & DEPARTMENTS

01	General Fund	09	Bike Path Fund
10	City Council	10	Fixed Asset Account Gro
21	City Administration	12	Federal Rev. Sharing Fu
22	City Attorney	13	Comm. Development Fund
23	Finance	20	Sewer Fund
26	Court	30	Water Fund
28	Personnel	50	Library Fund
31	Community Services Administration	80	Koll/Omark Constr. Fund
32	Milwaukie Center		
34	Library		
35	Planning		
36	Parks & Recreation		
37	City Hall		
41	General Government		
51	Police Administration		
52	Field Services		
53	Support Services		
61	Fire Administration		
62	Fire Suppression		
63	Fire Prevention		
91	Public Works Administration		
92	Public Works Engineering		
03	Equipment Reserve Fund		
04	State Tax Street Fund		
05	Improvement Bond Sinking Fund		
06	Street Improvement Fund		

K #	VENDOR	TOTAL	ACCOUNT	DETAIL
12372	#205 CARDIOLOGY GROUP, PC	120.00	01-00-52-322-00	120.0
12379	ARSISTOCRAFTS	59.70	01-00-62-323-00	59.7
12380	B S RENTAL CENTER	45.00	04-00-00-323-00	45.0
12370	BARRON'S EDUCATIONAL	2.42	01-00-34-322-06	2.4
12382	BOISE CASCADE	69.53	01-00-52-321-00	69.5
12368	BUILDING TECH BOOKSTORE INC	95.50	01-00-34-322-06	95.5
12418	CALIBRE PRESS INC	37.95	01-00-51-322-06	37.9
12383	CASCADE-PHILLIPS	149.00	01-00-36-322-00	149.0
12384	CESSCO INC	1,342.38	04-00-00-364-00	225.0
			20-00-00-364-00	225.0
			30-00-00-364-00	225.0
			20-00-00-364-00	586.0
			20-00-00-364-00	11.7
			20-00-00-364-00	95.0
			20-00-00-364-00	1.9
097	CITY OF MILWAUKIE	148.76	01-00-10-334-00	3.5
			01-00-21-343-00	30.0
			01-00-32-321-00	9.4
			01-00-34-321-00	8.2
			01-00-52-321-00	2.9
			01-00-61-322-00	11.9
			01-00-61-334-00	4.8
			01-00-62-323-00	45.8
			01-00-62-333-01	1.1
			01-00-62-334-00	5.9
			01-00-63-323-00	19.9
			30-00-00-322-00	4.5
			30-00-00-345-00	.2
12385	CITY RUBBER STAMP CO.	60.92	01-00-52-321-00	20.9
			01-00-23-321-00	39.9
12387	CLACKAMAS COUNTY PRINTING	35.52	01-00-52-336-00	35.5
12386	COPY VAN - PM PRINTING INC	17.50	01-00-35-336-00	17.5
12417	DICTAPHONE	47.40	01-00-53-322-00	47.4
12388	E C DISTRIBUTING CO	180.00	04-00-00-323-03	180.0
366	ECONOMY TIRE CENTERS	129.71	01-00-52-339-03	107.2
			01-00-52-339-03	22.5

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K #	VENDOR	TOTAL	ACCOUNT	DETAIL
12420	EDEN SYSTEMS	2,750.00	01-00-23-332-00	2,750.00
12389	EL-CO CONTRACTORS INC	3,149.00	30-00-00-365-00	3,149.00
12421	EMPIRE UNIFORM CO	285.30	01-00-62-217-00 01-00-62-217-00	25.8 259.5
12390	EXHAUST SPECIALTIES & PARTS	138.12	01-00-62-339-02	138.12
12364	FRIBERG ELECTRIC	295.00	01-00-37-339-00	295.00
12393	G K HALL & CO	34.95	01-00-34-322-06	34.95
12391	GALE RESEARCH CO	64.29	01-00-34-322-06	64.29
12374	GEORGE R ROACH	500.00	01-00-00-073-00	500.00
12392	GOODYEAR	1,068.12	01-00-62-339-02	1,068.12
12419	GRACE T FONTANA	11.60	01-00-32-334-00	11.60
12376	HANS PEDERSEN	21.60	01-00-32-334-00	21.60
12369	HOME SAFETY EQUIPT CO	164.85	01-00-52-322-00	164.85
12394	HORTON ELECTRIC	60.00	30-00-00-339-00	60.00
12365	JOHNSON HEATING SUPPLY CO	93.25	01-00-62-339-01	93.25
12416	K & K COLOR LAB	221.04	01-00-52-322-00 01-00-52-322-00	155.8 65.2
12415	L R OHLSON	110.00	01-00-23-332-00	110.00
12371	LENSEN-CALLAS CATERING	21.40	01-00-10-334-00	21.40
12395	MAACO AUTO PAINTING	1,470.98	04-00-00-339-03 04-00-00-339-02	1,070.9 400.0
12396	METER BOX EQUIPMENT CO	516.00	30-00-00-025-00	516.00
12412	METRO BOUNDARY COMMISSION	600.00	01-00-35-344-00	600.00
12367	MR SAW	149.00	01-00-36-323-00	149.00
12378	MULTIGRAPHICS	74.50	01-00-23-322-00	74.50
12422	NORTHWEST SAND & GRAVEL	48.00	04-00-00-323-00	48.00
398	ORE ASSN CHIEFS OF POLICE	40.00	01-00-51-342-00	40.00

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CHK #	VENDOR	TOTAL	ACCOUNT	DETAIL
12399	PACIFIC NORTHWEST BELL	351.25	30-00-00-333-00 01-00-37-333-00 01-00-37-333-00	36.4 259.4 55.3
12400	PACIFIC STATIONERY	78.93	01-00-23-321-00	78.9
12401	PACIFIC WATER WORKS SUPPLY	138.58	30-00-00-025-00	138.5
12404	PAUL H ROEGER	133.00	01-00-92-343-00	133.0
12402	PORTLAND OBSERVER	45.00	01-00-35-335-00	45.0
12413	QUALITY BOOKS, INC	385.60	01-00-34-322-06 01-00-34-322-06 01-00-34-322-06	18.6 245.3 121.6
12381	RICHARD BAILEY	37.25	01-00-62-322-00	37.2
12403	ROBBEN OIL CO	308.54	01-00-62-338-01	308.5
12373	ROBERT F MCCRUM &	460.28	01-00-52-322-00	460.2
12405	SAFETY-KLEEN CORP	48.50	04-00-00-323-00 20-00-00-323-00 30-00-00-323-00	16.1 16.1 16.1
12407	SANDERSON SAFETY SUPPLY	5.50	01-00-52-322-00	5.5
12408	SHELL OIL CO	13.49	01-00-61-334-00	13.4
12406	ST MARTINS PRESS INC	46.65	01-00-34-322-06	46.6
12423	SUPER MAINTENANCE SYSTEMS INC	838.00	01-00-37-332-00	838.0
12377	TIMOTHY D W WILLIAMS	100.00	01-00-28-331-00	100.0
12409	TRAFFIC SAFETY SUPPLY CO	135.00	04-00-00-323-00	135.0
12410	VALLEY COMMUNICATIONS INC	91.00	04-00-00-364-00 20-00-00-364-00 30-00-00-364-00 04-00-00-364-00 20-00-00-364-00 30-00-00-364-00	5.3 5.3 5.3 25.0 25.0 25.0
12411	VALLEY LOCK & KEY SERVICE	25.00	30-00-00-323-00	25.0
12414	VERN TALCOTT	14.80	01-00-32-334-00	14.8
12375	VISION HOMES	200.00	04-00-00-073-00	200.0
0060	CHECKS	TOTAL	17,884.66	17,884.6

#	VENDOR	TOTAL	ACCOUNT	DETAIL
12447	3M PMT9136 (RL)	682.50	04-00-00-323-00 04-00-00-323-00	195.0 487.5
12439	ALPINE GLASS SERVICE	62.51	01-00-62-339-02	62.5
12484	AT&T CONSUMER SALES & SERVICE	795.00	01-00-52-364-00	795.0
12474	AT&T INFORMATICN SYSTEMS	154.68	01-00-37-333-00 01-00-37-333-00	40.4 114.2
12448	BAKER & TAYLOR CO	309.35	01-00-34-322-06 01-00-34-322-06	58.3 250.9
12487	BEN-MAR AUTO PARTS	15.95	01-00-62-339-02	15.9
12449	BOISE CASCADE	26.24	01-00-34-321-00	26.2
12433	BUCANEER BOOKS INC	18.96	01-00-34-322-06	18.9
12450	BUREAU OF GOVT RESEARCH	60.00	01-00-22-322-06	60.0
12427	CHERE SANDUSKY	100.00	01-00-10-345-00	100.0
12459	CITY OF MILWAUKIE	209.61	01-00-23-323-00 01-00-23-333-01 01-00-31-334-00 01-00-32-323-00 01-00-34-322-06 01-00-35-322-00 01-00-23-333-01 01-00-51-332-00 01-00-52-322-00 01-00-61-323-00 01-00-62-322-00 01-00-62-323-00 01-00-62-339-02 01-00-63-322-00	5.0 .5 3.2 18.9 2.0 1.9 .1 6.0 .6 29.1 16.9 37.9 9.0 78.1
12460	CITY OF MILWAUKIE	18.81	04-00-00-323-07	18.8
12453	CLACK CNTY SERVICE DIST #1	110,682.11	20-00-00-332-00	110,682.1
12475	CLACKAMAS COUNTY FINANCE	2,926.77	03-00-00-367-09 01-00-34-344-00 01-00-34-336-00 01-00-00-190-00	1,853.1 508.0 319.1 246.4
12452	CLACKAMAS COUNTY RECORDER	32.00	04-00-00-345-00 04-00-00-345-00 30-00-00-345-00	12.0 12.0 8.0

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K #	VENDOR	TOTAL	ACCOUNT	DETAIL
12451	COPY VAN - PM PRINTING INC	242.75	01-00-10-322-00 01-00-23-322-00 01-00-37-322-00 01-00-91-322-00	35. 17. 172. 17.
12432	CUMMINS NORTHWEST INC	500.00	20-00-00-364-00	500.0
12482	DEPT OF GENERAL SERVICES	3,121.00	20-00-00-364-00 30-00-00-364-00	440.0 2,681.0
12442	DON BARNEY & ASSOC	3,282.02	20-00-00-331-00 30-00-00-331-00	1,094.0 2,188.0
12454	EASTSIDE HEATING &	45.00	01-00-32-339-02	45.0
12435	ECONOMY TIRE CENTERS	50.00	01-00-52-339-03	50.0
12430	G I JOE'S	69.99	01-00-62-322-04	69.0
12455	GALE RESEARCH CO	89.40	01-00-34-322-06	89.0
12480	GFOA	90.00	01-00-23-343-00	90.0
12472	H D FOWLER CO	2,868.00	30-00-00-025-00 30-00-00-025-00 04-00-00-323-00 20-00-00-323-00 30-00-00-323-00 30-00-00-025-00	1,925.0 275.0 39.0 39.0 39.0 550.0
12434	HALL SIGN COMPANY	102.81	04-00-00-323-00	102.0
12431	HARCOURT BRACE	68.32	01-00-34-322-06	68.0
12438	HARCOURT BRACE	11.35	01-00-34-322-06	11.0
12437	HATCH & KIRK INC	571.40	04-00-00-339-02	571.0
12441	INDUSTRIAL CONTROL CO	668.98	04-00-00-339-02	668.0
12440	INLAND CHEMICAL CO, INC	70.20	04-00-00-323-00	70.0
12457	LEAGUE OF OREGON CITIES	25.00	01-00-35-343-00	25.0
12476	LUMBERMEN'S	136.04	01-00-36-323-00 04-00-00-323-00	2.0 133.0
12479	MACMILLAN PUBLISHING CO	8.90	01-00-34-322-06	8.0
458	METER BOX EQUIPMENT CO	268.90	30-00-00-025-00 30-00-00-025-00	138.0 130.0

CHK #	VENDOR	TOTAL	ACCOUNT	DETAIL
12428	MIKE RICHMOND	100.00	01-00-10-345-00	100.00
12491	MULTNOMAH COUNTY	242.05	01-00-23-321-00 01-00-52-321-00 01-00-23-321-00	176.4 16.7 48.9
12446	NEWPORT HILTON	30.06	01-00-61-343-00 01-00-61-343-00	5.7 24.3
12445	OREGON STATE BAR	228.50	01-00-21-343-00	228.5
12473	OREGON STATE POLICE	46.23	01-00-52-339-02	46.2
12462	PACIFIC STATIONERY	123.36	01-00-52-321-00 01-00-23-321-00 01-00-23-321-00	55.2 62.7 5.4
12463	PACIFIC WATER WORKS SUPPLY	958.00	30-00-00-365-00	958.0
12444	PORTLAND CHAMBER OF COMMERCE	10.00	01-00-34-322-06	10.0
12464	PORTLAND GENERAL ELECTRIC	27,123.07	01-00-41-338-02 01-00-53-338-01 01-00-37-338-02 01-00-41-338-02 04-00-00-338-02 20-00-00-338-02 30-00-00-338-02	20,003.4 373.7 1,872.0 9.1 1,015.3 325.8 3,523.4
12465	PORTLAND ROAD & DRIVEWAY CO	2,596.58	04-00-00-073-99 04-00-00-365-00	2,596.5 .0
12488	R & R UNIFORMS	124.00	01-00-52-217-00	124.0
12443	RAINTREE PUBLISHERS INC	428.79	01-00-34-322-06	428.7
12481	RICE SAFETY EQUIPMENT	72.00	04-00-00-323-00 20-00-00-323-00 30-00-00-323-00	24.0 24.0 24.0
12424	ROGER HALL	150.00	01-00-10-345-00	150.0
12436	RONALD D GOODPASTER	30.50	01-00-51-334-00 01-00-51-334-00	15.2 15.2
12489	ROSE CITY BUSINESS SUPPLY	56.35	01-00-91-321-00	56.3
12483	SAIF CORPORATION OF OREGON	34,734.46	01-00-41-215-00 01-00-41-215-00	19,456.8 15,277.6

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#	VENDOR	TOTAL	ACCOUNT	DETAIL
12466	SANDERSON SAFETY SUPPLY	11.75	01-00-52-322-00	11.7
12478	SAVIN NW	73.50	01-00-35-339-00 01-00-91-339-00	36.7 36.7
12467	SOUTHERN PACIFIC	100.00	01-00-41-342-00	100.0
12468	SPARKS WAGNER INC	1,436.80	04-00-00-323-07	1,436.8
12461	ST OF ORE DEPT OF COMMERCE	882.68	01-00-00-064-00	882.6
12456	THE HIGHSMITH CO INC	61.22	01-00-34-321-00	61.2
12490	U S WEST PAGING	178.50	01-00-53-333-00 04-00-00-333-00 20-00-00-333-00 30-00-00-333-00	101.0 25.8 25.8 25.8
12469	WEILER CHEVROLET	202.90	04-00-00-323-07 04-00-00-323-07 01-00-52-323-02 01-00-52-323-02	12.6 10.6 61.3 118.1
12486	WESTERN IMAGE SYSTEMS	47.76	01-00-92-322-00	47.7
12470	WESTERN-PACIFIC CONSTR MATLS	795.65	04-00-00-323-05 04-00-00-323-05 04-00-00-323-05 04-00-00-323-05 04-00-00-323-05 04-00-00-323-04 30-00-00-323-04 04-00-00-323-05 04-00-00-323-04	127.2 103.2 54.0 62.4 84.6 84.5 85.5 47.4 146.7
12485	WILLIAM MORROW & CO INC	356.65	01-00-34-322-06	356.6
12426	WILLIAM N FITZGERALD	100.00	01-00-10-345-00	100.0
12477	XEROX CORPORATION	154.64	01-00-53-366-00	154.6
12471	ZELLERBACH PAPER CO	82.36	01-00-32-321-00	82.3
0066	CHECKS	TOTAL	199,922.91	199,922.9

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#	VENDOR	TOTAL	ACCOUNT	DETAIL
12509	ABLE RADIATOR REPAIR	422.61	04-00-00-339-02	422.61
12538	ADAMSON INDUSTRIES INC	55.00	01-00-52-322-00	55.00
12540	AMERICAN SECURITY PRODUCTS INT	70.00	01-00-53-322-00	70.00
12539	AT&T CONSUMER SALES & SERVICE	23.73	01-00-37-333-00 01-00-37-333-00	14.6 9.1
12510	BAILEY TOOL	42.25	04-00-00-323-03	42.25
12512	BAKER & TAYLOR	673.94	01-00-34-322-06	673.94
12511	BAKER & TAYLOR CO	17.50	01-00-34-322-06	17.50
12505	BRIAN DEAN REYNOLDS	41.00	01-00-00-060-00 01-00-00-131-00 01-00-00-061-00	82.0 35.0 6.0
12508	CALIBRE PRESS INC	770.00	01-00-52-343-00	770.00
12496	CARR ASSOCIATES	789.87	30-00-00-339-04	789.87
03	CHERYL ILENE PUTMAN	46.00	01-00-00-060-00 01-00-00-131-00 01-00-00-061-00	82.0 30.0 6.0
12520	CITY OF MILWAUKIE	200.32	01-00-21-334-00 01-00-28-322-00 01-00-23-343-00 01-00-34-321-00 01-00-35-343-00 01-00-35-334-00 01-00-34-339-00 01-00-37-339-00 01-00-37-322-00 01-00-52-322-00 01-00-52-343-00 01-00-61-323-00 01-00-62-322-00 01-00-62-323-00	18.0 2.8 6.9 4.8 11.4 6.3 1.7 .9 2.5 15.8 5.7 25.2 16.7 80.9
12521	CITY OF MILWAUKIE	12.72	01-00-63-322-00	12.72
12513	CLACKAMAS WATER DISTRICT	117.59	01-00-37-338-03 01-00-37-338-03	86.3 31.2
12502	COFFMAN EXCAVATION	300.00	04-00-00-073-00	300.00
014	COLUMBIA BATTERY MFG CO	114.12	04-00-00-025-00	114.12

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#	VENDOR	TOTAL	ACCOUNT	DETAIL
12547	DAVE'S AUTO & MACHINE	285.00	01-00-52-339-03 01-00-52-339-03	131.0 154.0
12506	DEAN FOWLER MAYFIELD	75.00	01-00-00-060-00 01-00-00-131-00 01-00-00-061-00	158.0 71.0 12.0
12497	DSU PETERBILT &	26.64	04-00-00-323-04	26.0
12504	DUANE MICHAEL SHOEMAKER	10.00	01-00-00-060-00 01-00-00-131-00 01-00-00-061-00	41.0 25.0 6.0
12515	ENVIRONMENTAL SERVICES	372.24	01-00-52-322-00	372.0
12537	ERICKSEN PUMP CO	11,671.37	30-00-00-363-00	11,671.0
12516	GIBBENS COMPANY	248.55	01-00-41-213-00	248.5
12517	GRAHAMS BOOK & STATIONERY	204.35	01-00-36-321-00 01-00-51-321-00 01-00-52-321-00 01-00-53-321-00 01-00-61-321-00 01-00-62-322-07 01-00-62-321-00 04-00-00-323-00 01-00-10-345-00 01-00-35-322-00	7.0 42.0 5.4 61.5 1.5 8.5 1.7 33.1 25.1 17.9
12500	HALIFAX CORP	500.00	30-00-00-073-00	500.0
12518	HOME LAUNDRY	214.97	01-00-62-332-03	214.9
12507	JAONNE MARIE MILLER	10.00	01-00-00-060-00 01-00-00-131-00 01-00-00-061-00	41.0 25.0 6.0
12492	LEAGUE OF OREGON CITIES	4.17	01-00-23-214-00	4.1
12536	LUMBERMEN'S	129.59	01-00-37-323-00 01-00-32-323-00	60.6 68.9
12519	METER BOX EQUIPMENT CO	75.00	30-00-00-025-00	75.0
12493	MICHAEL BRUCE TAYLOR	.15	01-00-00-019-01	.1
12522	NORTHWEST NATURAL GAS CO	1,214.83	01-00-37-338-01 04-00-00-338-01 30-00-00-338-01 01-00-37-338-01 30-00-00-338-01	3.5 382.3 5.2 481.2 342.5

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#	VENDOR	TOTAL	ACCOUNT	DETAIL
12545	NORTHWEST OUTDOOR	70.15	01-00-36-323-00	35.
			01-00-36-323-00	74.
			01-00-36-323-00	56.
			01-00-36-323-00	47.
			01-00-36-323-00	5.
12543	NORTHWEST SAND & GRAVEL	248.00	04-00-00-323-04	248.
12535	OREGON STATE POLICE	72.91	04-00-00-323-07	72.
12524	PARKROSE MACHINE & FAB	126.00	04-00-00-323-07	90.
			04-00-00-339-02	36.
12501	PINE RIDGE DEVELOPEMENT	500.00	30-00-00-073-00	500.
12525	PORTLAND GENERAL ELECTRIC	3,161.45	01-00-37-338-02	799.
			01-00-41-338-04	11.
			04-00-00-338-02	89.
			04-00-00-338-04	118.
			20-00-00-338-02	194.
			30-00-00-338-02	1,383.
			30-00-00-338-02	553.
			01-00-37-338-02	10.
12546	PROVIDENCE MILWAUKIE	36.72	01-00-52-322-00	36.
12544	R & R UNIFORMS	187.00	01-00-52-217-00	119.
			01-00-52-217-00	68.
12526	ROBBEN OIL CO	462.50	01-00-37-338-01	260.
			01-00-62-338-01	201.
12534	SARA HITE	16.00	01-00-32-334-00	16.
12542	SNC DISTRIBUTORS	22.95	01-00-52-322-00	22.
12527	STANDARD INSURANCE CO	951.96	01-00-21-214-00	33.
			01-00-22-214-00	22.
			01-00-23-214-00	102.
			01-00-26-214-00	20.
			01-00-28-214-00	27.
			01-00-32-214-00	40.
			01-00-34-214-00	84.
			01-00-35-214-00	64.
			01-00-36-214-00	37.
			01-00-37-214-00	10.
			01-00-51-214-00	48.
			01-00-52-214-00	369.
			01-00-53-214-00	57.
			01-00-61-214-00	32.

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COUNCIL REPORT

#	VENDOR	TOTAL	ACCOUNT	DETAIL
12528	STANDARD INSURANCE CO	699.40	01-00-62-214-00	351.00
			01-00-63-214-00	61.00
			01-00-91-214-00	69.80
			01-00-92-214-00	40.00
			04-00-00-214-00	69.80
			20-00-00-214-00	48.00
			30-00-00-214-00	58.40
12523	STATE OF OREGON	25.00	01-00-26-345-00	25.00
12498	TIM HOLDER	16.48	30-00-00-011-03	16.48
12499	TRAFFIC SAFETY SUPPLY	64.48	04-00-00-323-00	64.48
12529	TRI-COUNTY OFFICE MACHINE	39.50	01-00-32-339-02	39.50
12530	U S PIPE & FOUNDRY CO	2,535.45	30-00-00-365-00	2,535.45
12531	U S POSTAL SERVICE	490.10	01-00-23-333-01	100.00
			30-00-00-333-01	390.10
12494	WESTERN LIFE INSURANCE	32.20	01-00-51-214-00	.70
			01-00-52-214-00	16.10
			01-00-61-214-00	.70
			01-00-62-214-00	14.00
			01-00-63-214-00	.70
12532	WESTERN-PACIFIC CONSTR MATLS	507.88	04-00-00-323-04	312.20
			04-00-00-323-05	195.68
12533	WICHITA FEED & HARDWARE	297.76	30-00-00-323-00	142.20
			04-00-00-323-00	68.40
			01-00-36-323-00	67.50
			01-00-52-323-00	5.80
			01-00-62-323-00	13.70
12541	YVONNE HADDIX	34.40	01-00-32-334-00	34.40
0055	CHECKS	TOTAL	29,336.80	29,336.80

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PK #	VENDOR	TOTAL	ACCOUNT	DETAIL
12554	A & A DRILLING SERVICE	341.00	30-00-00-323-00	341.
12588	ABE'S MAIN STREET CLEANERS	494.80	01-00-52-332-03	494.
12578	ALDER STREET CLOCK SHOP	58.21	01-00-34-339-00	58.
12579	ALEXANDERS	320.30	01-00-52-339-03	320.
12570	ANTHONY FRANK GOLIK	10.00	01-00-00-060-00 01-00-00-131-00 01-00-00-061-00	41. 25. 6.
12575	ARVEY PAPER & SUPPLIES CO	72.21	01-00-32-321-00	72.
12610	BAXTER AUTO PARTS	488.53	04-00-00-323-02	488.
12574	CARLSON TESTING INC	213.50	50-00-00-332-00	213.
12569	CHRIS MALONE	212.00	01-00-00-060-00 01-00-00-131-00 01-00-00-061-00 01-00-00-190-00	247. 14. 6. 15.
12592	CITY OF MILWAUKIE	257.42	01-00-10-334-00 01-00-21-334-00 01-00-22-334-00 01-00-23-345-00 01-00-32-322-00 01-00-32-322-00 01-00-35-321-00 01-00-51-343-00 01-00-62-323-00 01-00-62-322-00 01-00-62-339-02	36. 37. 7. 4. 25. 7. 15. 13. 98. 11. .
12555	CITY OF PORTLAND	8,423.03	30-00-00-338-00	8,423.
12581	CLACKAMAS COMMUNICATIONS INC	818.37	01-00-62-333-00	818.
12548	CLACKAMAS COUNTY	535.40	01-00-00-021-00	535.
12583	CLACKAMAS COUNTY RECORDER	12.00	30-00-00-345-00	12.
12551	CLACKAMAS TOWING	31.50	01-00-52-339-03	31.
12582	COPY VAN - PM PRINTING INC	398.35	01-00-52-322-00 01-00-91-336-00	380. 17.
12553	CRAFTSMAN BOOK CO	40.19	30-00-00-323-00	40.

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PK #	VENDOR	TOTAL	ACCOUNT	DETAIL
12563	DARRELL FELTMAN	500.00	30-00-00-073-00	500.00
12566	DARRELL FELTMAN	500.00	30-00-00-073-00	500.00
12584	DEMCO	37.11	01-00-34-321-00	37.11
12561	DIVISION OF AUDITS	40.00	30-00-00-071-00	40.00
12612	DON GRAF	100.00	01-00-10-345-00	100.00
12585	EASTSIDE HEATING &	45.00	01-00-32-339-02	45.00
12611	EMPIRE UNIFORM CO	147.85	01-00-62-217-00	147.85
12562	EXPLORER POST #960	50.00	01-00-52-343-00	50.00
12586	GOODALL RUBBER COMPANY	160.65	04-00-00-323-00 20-00-00-323-00 30-00-00-323-00	53.00 53.00 53.00
12587	HORTON ELECTRIC	59.90	01-00-37-339-00	59.90
12576	HUBERT TAMERIUS	131.25	01-00-00-019-01	131.25
12550	IDENTI-KIT CO, INC	102.00	01-00-52-322-00	102.00
12567	JULIE E MAYES	6.00	01-00-00-073-00	6.00
12558	LENSEN-CALLAS CATERING	48.25	01-00-10-334-00	48.25
12571	LEONARD HENRY FORD	24.00	01-00-00-060-00 01-00-00-131-00 01-00-00-061-00 01-00-00-131-00	56.00 11.00 6.00 15.00
12589	METER BOX EQUIPMENT CO	175.00	30-00-00-339-03	175.00
12590	MILWAUKIE GLASS CO	12.50	01-00-36-322-00	12.50
12591	MILWAUKIE LUMBER CO	170.22	04-00-00-323-00 01-00-62-322-07 30-00-00-323-00 01-00-52-339-01	132.00 8.00 15.00 13.00
12606	MOTOR VEHICLES DIVISION	1.60	01-00-26-345-00	1.60
12573	OREGON CITY ATTORNEYS ASSOC	25.00	01-00-22-343-00	25.00
12593	PACIFIC NORTHWEST BELL	2,105.59	01-00-41-342-00 01-00-41-333-00 04-00-00-333-00 04-00-00-333-00 30-00-00-333-00 30-00-00-333-00	52.00 1,574.00 64.00 64.00 64.00 24.00

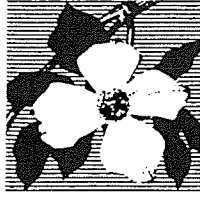
K #	VENDOR	TOTAL	ACCOUNT	DETAIL
12593	PACIFIC NORTHWEST BELL		30-00-00-333-00	12.
			01-00-41-333-00	41.
			01-00-41-333-00	28.
			01-00-41-333-00	28.
			01-00-41-333-00	41.
			20-00-00-333-00	107.
12594	PACIFIC PIONEER EQUIPMENT CO	223.20	04-00-00-323-00	74.
			20-00-00-323-00	74.
			30-00-00-323-00	74.
12595	PARKROSE MACHINE & FAB	18.50	04-00-00-339-02	18.
12596	PLATT ELECTRIC SUPPLY	44.96	04-00-00-323-07	44.
12597	PORTLAND METRO AREA	868.50	01-00-41-344-02	868.
12598	QUEEN PUMP COMPANY	50.00	30-00-00-322-00	50.
12560	R S S / CHARLIE GREEN	10.00	01-00-36-322-00	10.
12580	RICHARD BAILEY	2,100.00	01-00-00-019-01	2,100.
12600	ROBBEN OIL CO	271.82	01-00-62-338-01	271.
12572	RONALD E NELSON	131.25	01-00-00-019-01	131.
12556	SCHWAB INC	47.70	01-00-51-321-00	47.
12557	SLATER COMMUNICATIONS	429.95	01-00-52-366-00	429.
12601	SOUTHGATE ANIMAL CLINIC	36.00	01-00-52-332-01	36.
12607	STAFFORD OIL CO INC	2,836.11	01-00-00-023-00	889.
			01-00-00-023-00	1,946.
12605	SYSTEMS SUPPLYWARE INC	131.14	01-00-23-321-00	131.
12564	TIM KOTZ	500.00	30-00-00-073-00	500.
12568	TIMBERLINE DEVELOPMENT CO	300.00	04-00-00-073-00	300.
12609	TOWER RECORDS	207.40	01-00-34-322-06	207.
12577	TRAFFIC CONTROL PRODUCTS	292.50	04-00-00-323-00	292.
12559	UTILITY EQUIPMENT INC	72.91	04-00-00-323-07	72.
12565	VISION HOMES	500.00	30-00-00-073-00	500.

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K #	VENDOR	TOTAL	ACCOUNT	DETAIL
12608	W W GRAINGER INC	7.46	01-00-36-323-00	7.
12602	WAJAX PACIFIC FIRE EQUIP INC	86.36	01-00-62-339-02 01-00-62-339-02	50. 35.
12603	WEILER CHEVROLET	38.14	01-00-52-339-03	38.
12552	WESTERN TITLE #232837	57.86	30-00-00-011-01 20-00-00-010-01 30-00-00-011-03	15. 18. 23.
12604	WESTERN-PACIFIC CONSTR MATLS	53.40	04-00-00-323-05	53.
12599	YVONNE RECKER	16.80	01-00-32-334-00	16.
0064	CHECKS	TOTAL	26,500.69	26,500.

CITY OF MILWAUKIE



B

MILWAUKIE PLANNING COMMISSION
REGULAR MEETING
TUESDAY, DECEMBER 9, 1986

MEMBERS PRESENT

John Littlehales, Chairman
Robert Knudson
Don Trotter
Pamela Wiley
Jan Fitzgerald

STAFF PRESENT

Jane Heisler, Associate Planner
Steve Hall, Public Works Director
Cheryl Noegel, Hearings Reporter

EXCUSED ABSENCES

Gregg Newstrand, Jr.
Patricia Wolter

1.0 CALL TO ORDER

Chm. Littlehales called the meeting to order at 6:35 p.m.

2.0 PROCEDURAL QUESTIONS

None.

3.0 CONSENT AGENDA

3.1 PLANNING COMMISSION MINUTES - NOVEMBER 25, 1986

Knudson moved to approve the Minutes of November 25, 1986, as amended. Wiley seconded. MOTION PASSED UNANIMOUSLY, 5-0. Chm. Littlehales wanted to read the amended Minutes before signing them.

4.0 PUBLIC COMMENT

None.

CITY OF MILWAUKIE PLANNING COMMISSION
REGULAR MEETING OF TUESDAY, DECEMBER 9, 1986

5.0 PUBLIC HEARINGS

5.1 APPLICANT: Mrs. Priscilla Adams and Mr. Irwin (Scott) Adams
PROPERTY OWNER: Same

LOCATION: Near 10466 S.E. Main St., (Tax Lots 700 and 800 of Tax Map T1S, R1E, 25CC, and Tax Lot 2000 of Tax Map T1S, R1E, 36BB, W.M.)

PROPOSAL: The Applicants request approval of a Conditional Use to allow construction of four racquetball courts, a relaxation area and a covered tennis court in a C-G zone and office space and training and workshop space for community health programs, and to upgrade the parking area of the adjacent Milwaukie Athletic Club; a Variance to the required number of parking spaces; and a Variance to the minimum access requirement for Tax Lot 800 on which the racquetball and tennis courts are proposed (CU-86-08, VR-86-16, and VR-86-17).

No conflicts of interest were declared among the Commissioners. Jane presented the slide presentation and the Staff Reports.

Jane went over the Recommendations in CU-86-08. She suggested adding that a sign or arrow should be required to indicate where the entrance to the underground parking is located. She also suggested that lighting should be required for the underground parking area.

Jane said in VR-86-16, page 4, the first paragraph under the chart should read, "Currently, Tax Lot 2000....", rather than Tax Lot 800.

Jane said Conclusion No. 2 in VR-86-16 is not a true statement and should be deleted.

Jane said Staff has added an additional Conclusion to VR-86-17 which read, "That Applicants provide an agreement between the property owners to the north of Tax Lot 800 and the Applicants indicating preservation of emergency access as described in Exhibit No. 5. This shall be reviewed by Staff and the City Attorney prior to issuance of any building permits."

CITY OF MILWAUKIE PLANNING COMMISSION
REGULAR MEETING OF TUESDAY, DECEMBER 9, 1986

APPLICANT'S PRESENTATION

SPEAKING: Mr. Irwin (Scott) Adams, 2453 S.E. Lake Rd., Milwaukie

Mr. Adams gave a brief history of the subject property and how it relates to his family.

Mr. Adams said one of his major concerns regarding this development is that the stream will be incorporated into the design.

Mr. Adams said he is going to move his own office into the multi-use office structure. He said it is Applicant's intention to develop the property and utilize it in the area of "Community Wellness."

SPEAKING: Mr. Marvin Witt, Witt-Spencer Assoc. A.I.A.,
2892 N.W. Upshur, Portland

Mr. Witt thanked the Planning Commission for the opportunity to speak to them and expressed his appreciation for the help he received from Jane.

Mr. Witt introduced Claudia Cameron, the person in charge of this proposal.

SPEAKING: Claudia Cameron, Witt-Spencer Assoc. A.I.A.,
2892 N.W. Upshur, Portland

Ms. Cameron said the firm had first started working on this project last spring. At that time, the firm looked at the parking situation and was considering a lease arrangement with the bowling alley, and then withdrew their application because of the legal processes involved with finding the owners of the property. She said Mr. Adams had done a lot of work with Mr. Champ Husted, and it was their recommendation to apply for the Variance.

Ms. Cameron commented that the rear lot was in need of improvement. She said the impact to the surrounding areas can only be positive because the intended use will be contained and because of the revitalizing the Applicants will be doing.

QUESTIONS OF THE APPLICANT BY THE COMMISSIONERS

Trotter wanted to know if the tennis courts will be totally enclosed or if they will be covered. Ms. Cameron said they will be totally enclosed.

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CITY OF MILWAUKIE PLANNING COMMISSION
REGULAR MEETING OF TUESDAY, DECEMBER 9, 1986

Trotter wanted to know, in the multi-use, two-story commercial structure, what percentage Mr. Adams' office will be occupying. Mr. Adams said his office will occupy approximately 50 percent of the total space.

Trotter asked Mr. Adams to expand on what kinds of activities he would envision on the lower floor. Mr. Adams said Mr. Jim Fick could better answer Trotter's question.

SPEAKING: Jim Fick, manager of the health spa.

Mr. Fick said he has put some packages together with Providence Hospital, and they will be providing some wellness testing such as E.K.G. stress testing, blood-cholesterol level testing, and several other wellness checks.

Mr. Fick said there also will be an aerobics-type floor with mats for wrestling, gymnastics, and tumbling for the youth of Milwaukie.

QUESTIONS OF THE APPLICANT BY THE COMMISSIONERS (Contd.)

Trotter wanted to know about the management of the facility as a whole. He asked if the facility would be under one management team or a number of them. Mr. Adams said the management of Tax Lots 700 and 800 and half of Tax Lot 2000 will be controlled by the health spa; namely, Jim Fick. He said because of financial arrangements, the back portion will be under long-term leases.

Trotter wanted to know how many lockers and showers are intended for each new locker room. Mr. Witt said that there would be showers and lockers in each area.

Mr. Fick said the spa currently has a membership of 1000 and it does not intend to increase its membership. He said the additional lockers will be a convenience only for current members. He said there will be approximately 40 new lockers and 6 additional showers combined for the two locker rooms.

Fitzgerald wanted to know if the spa expects Milwaukie Junior and Senior High students to use the new facilities. Mr. Fick said currently many students do use the spa; however, they have memberships or their parents have memberships.

CITY OF MILWAUKIE PLANNING COMMISSION
REGULAR MEETING OF TUESDAY, DECEMBER 9, 1986

Fitzgerald asked about the wellness offices. She wanted to know if it is the Applicants' intent to allocate a certain number of parking spaces for each office, or exactly how they intend to handle the parking situation. Mr. Adams said he has not thought about this concept. He said the daytime use of the offices, which will be six parking spaces at the maximum, would be minimal during non-pressure hours for the parking from the spa. He said it appears to them at this time that the parking will not be in conflict with the spa. Jane said the Applicants, under the current proposal, will be allocating all of the parking to the spa and related uses by lease agreement.

Wiley asked if Ms. Cameron would elaborate on the parking analysis, which she did. Ms. Cameron said they attempted to go out and count the number of existing parking spaces; however, the parking in this area is quite substandard and they often could not determine where the spaces were. So, they took an aerial-type map, one inch equals fifty, and they laid out the most effective use of the space. They looked only at the bowling alley and found about a 10 percent shortage, which is why they abandoned lease as an option.

Jane said the way Ms. Cameron laid out the parking lot was the correct way. Jane said Staff also attempted to count the spaces and agrees the parking spaces were difficult to find.

Mr. Adams said he has talked to Champ Husted, and the bowling alley has agreed to the emergency access. He said the Commissioners have letters in their packets regarding this.

TESTIMONY IN FAVOR

SPEAKING: Frank Albi, 9878 S.E. King Way, Milwaukie

Mr. Albi said he is currently attending the health spa due to a previous injury. He said the spa has been very helpful and is meeting all of his needs. He said the proposal is an attractive idea.

Mr. Albi said he is an author and has published a book on soccer. He said that other areas in town are trying to attract youngsters to play indoor soccer and feels that this proposal might meet this need.

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CITY OF MILWAUKIE PLANNING COMMISSION
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SPEAKING: Joe Bernard, 3160 S.E. Lake Road, Milwaukie

Mr. Bernard said this is the first time he has seen the completed plans and is very happy with the proposal.

SPEAKING: Loren Lewis, 7195 Monte Verde Drive, Gladstone

Mr. Lewis said it is very disheartening to see what is happening to the core area of Milwaukie. He feels that this proposal will be a tremendous asset to the Community.

SPEAKING: Calvin Alsleben, 4993 S.E. Logus Road, Milwaukie

Mr. Alsleben feels this proposal will be a good enhancement to the club. He feels it is advantageous to work indoors during the winter months.

SPEAKING: Hati Ecklund

Ms. Ecklund feels that this proposal will also enhance the club.

TESTIMONY IN OPPOSITION

None.

APPLICANT'S CLOSING COMMENTS

Ms. Cameron said she feels that Trotter's question about the lockers may be misleading. She said that Mr. Fick had mentioned that the current lockers are inadequate and the actual number of lockers may be reduced. She said if the Planning Commission is looking at parking in terms of lockers, she would like them to consider some of the other factors as well.

DELIBERATIONS AMONG THE COMMISSIONERS CU-86-08

Trotter said that reference had been made during the testimony regarding indoor soccer, and he wanted to know whether this would be held in the facility. Mr. Adams said the enclosed tennis courts could be utilized for indoor soccer if they had the proper equipment.

Trotter wanted to know if there are any other anticipated uses of the tennis courts. Mr. Adams said there could be a few additional uses in the future.

CITY OF MILWAUKIE PLANNING COMMISSION
REGULAR MEETING OF TUESDAY, DECEMBER 9, 1986

Trotter wanted to know if these additional activities will be on a schedule. Mr. Adams said they will be.

Trotter wanted to know if the Applicants have an anticipated time frame for completion of Phase 1 and 2. Mr. Adams said they hope to be well into Phase 1 by early spring and should be completed by summer and Phase 2 completed by summer of 1988.

Trotter said the architect and Mr. Adams and his family deserve a lot of credit for the design of the proposal. He feels that the proposal will enhance the City of Milwaukie.

Trotter said his main concern is parking. He said he asked the question about lockers because Staff has indicated in their Staff Report that locker number is one method of determining parking. And if the Planning Commission followed through with that logic, the addition of 40 lockers will mean an increase of 14 parking spaces.

Trotter disagreed with the Applicant's literature regarding the parking requirements of the tennis courts and racquetball courts. He said figuring one parking spot per racquetball court is not realistic. He said racquetball is a growing sport and that the courts will be full the majority of the time. Trotter said the spa is going to have two people waiting to play while another two are finishing their game. He feels this will cause a doubling up of parking.

Trotter does not feel that a Variance of 58 percent of parking with a 3 month review period after the facility is open is realistic. Trotter feels that the Planning Commission needs to require the additional parking at Phase 2, because it contains the courts, which he feels will increase usage of the facility and will also increase the hours of operation. He feels that the current 60 spaces are adequate for the existing facility, but at the completion of Phase 2 he does not feel that it will be adequate.

Trotter said he would like to propose, for discussion purposes on the Parking Variance, that in lieu of granting the Variance and reviewing it in 3 months, that the Planning Commission require the off-site leased parking to be shown and approved by Staff prior to issuance of building permits for Phase 2, and that within approximately 3 months after completion of Phase 2 the parking will be reviewed.

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CITY OF MILWAUKIE PLANNING COMMISSION
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Chm. Littlehales said parking is also a major concern of his. He supports the lease parking idea. He agreed that the Planning Commission should require lease parking for some period of time. He was not sure that 3 months is an adequate time frame for assessing the needs of the facility. He suggested a review after a year.

Wiley wanted to know if there are any State approvals for the creek relocation. Steve said the creek has not been "meandered" (surveyed).

Chm. Littlehales wanted to know what the tennis court wall will be made of. Mr. Witt said the lower portion will be concrete and the upper part will be glazing to permit natural lighting.

Chm. Littlehales said he is concerned about external noise. Mr. Witt said with a tennis court you have airborne noises which are easy to control.

Trotter asked Jane if Condition No. 11 was necessary. Jane said it was not necessary.

Chm. Littlehales said he is concerned with all the Conditions being complied with. He said if he were to make a motion, he would add a Condition addressing a bond.

Wiley asked how a bond will work.

Chm. Littlehales said it would be something like: "That a bond be provided for review by the Planning Commission and Staff to assure completion of Condition No.s 8, 9, & 10 above."

After discussion among the Commissioners, they agreed to leave Condition No. 8 and not include Condition No.s 9 and 10 in the bond.

Chm. Littlehales moved to approve CU-86-08 with the 10 Conclusions as stated, changing Condition No. 10 to "...Section 6.02...", and the Recommendations as follows: No.s 1 through 6 as proposed, No. 7 adding the phrase, "...and that the lighting plan include the under-building area.", No. 8 amended to read, "That an automatic irrigation system is recommended.", No.s 9 and 10 as stated, deleting No. 11, and adding a new No. 11 that reads, "That a bond be provided for review by the Planning Commission and Staff to assure completion of No. 8 above."
Trotter seconded.

CITY OF MILWAUKIE PLANNING COMMISSION
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Trotter said normally in the past the Staff was required to review the bond and not the Planning Commission.

Chm. Littlehales said it has been Staff, but he would like to see this bond and see what it requires.

Jane asked if Chm. Littlehales proposed to review the bond as a Consideration Item. Chm. Littlehales said that would be fine. MOTION PASSED UNANIMOUSLY, 5-0.

DELIBERATIONS ON VR-86-17

Trotter said because the Fire Department has agreed that an emergency access will satisfy their needs, he feels that there is no need for the lot line adjustment.

Trotter said one of the Planning Commission's functions is to try to promote business. He feels that this development will bring economic development to the Milwaukie area. He is in complete agreement with recommendation of Staff as far as granting the Variance.

Chm. Littlehales said his only concern was if the Planning Commission left Tax Lot 700 and Tax Lot 800 in two separate lots, if the rear lot were to be sold at some future point in time there would be no parking and only, at best, a lease agreement with the bowling alley.

Trotter wanted to know if this property were to be sold, if there will be any requirements regarding the parking situation. Jane said if a use were proposed on the property, whoever owned the property at that time would have to provide emergency access and would have to provide for parking on the site or with surrounding property owners.

Trotter asked if this was for this specific use, and if the use changes or if the requirements of that use are different then they would have to be addressed. Jane said that is right.

Mr. Adams said when the health spa leased the property it was a triple net lease. The tenants did not want to pay the taxes on the back lot. So, the lots were split for the purpose of taxes. He said it is their intention, since ultimately his two sisters and he will own the tax lot, to acquire, before they improve it, the back property from his mother and redo the lease on the whole thing, and to tie the lease of the two lots together for a single use.

CITY OF MILWAUKIE PLANNING COMMISSION
REGULAR MEETING OF TUESDAY, DECEMBER 9, 1986

Trotter concurred, based on Mr. Adams' statement, that the Planning Commission should go to a lot line adjustment. Trotter said if it is the Applicant's intention to have the entire property in one package, why have the Variance and not make it one lot. He saw no need for the Variance.

Mr. Adams said the problem here is that it is their intention to have the income from the front lot go to his mother, Priscilla Adams, as long as she is alive, and to convert the tax cost of the back lot to income from her by Mr. Adams and his sister by buying the lot from their mother. They would like to keep the two lots separate at this time.

Trotter wanted to know what would happen if the property that is leased for the emergency access were to be sold. Jane said the City Attorney would review the lease to make sure these types of possible changes are provided for.

Fitzgerald said if the Applicants do take on a lease for several of the parking spaces for emergency access, that lease will be longer than a year and will have to be recorded against the back property.

Chm. Littlehales said he was concerned about the back piece of property being sold at some future point in time and the new owners could still use the lot as a tennis court but not have any parking.

Jane said that that was the point of requiring a lease agreement for parking: parking would be guaranteed for all of the uses on the lots.

Trotter wanted to know if the Planning Commission could add as a Condition, "That if upon such time as notification is received that the lease between the property owner to the north of Tax Lot 800 and the Applicant for emergency access is to be repealed, that property owners must apply for lot line adjustment."

Mr. Adams said the park is deeded to the City of Milwaukie as a park, and he was wondering if they could get access through the park to the subject property. Jane said as far as the ease of getting a fire truck to the site, the Structural Safety Department prefers to have a northerly access.

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Trotter said he was not sure the proposal he suggested will solve the Fire Department's problem. He said the issue is not the lot line adjustment but the Fire Department being able to reach the back buildings. He said maybe they could add a similar Condition, but instead of applying for a lot line adjustment, the Applicants' proposal will have to be reviewed by the City Community Development Staff to assure adequate access for emergency vehicles to Tax Lot 800. Then, if it happens, a solution would have to be found.

Wiley suggested that the language read, "At such time as the lease expires and is renewed, it must be reviewed by City Staff to insure adequate access by emergency vehicles to Tax Lot 800."

Trotter concurred.

Discussion among the Commissioners agreed that the proposed language should be added to Condition No. 3.

Trotter moved to approve VR-86-17 with the proposed Findings and Conclusions as listed in the Staff report, with Recommendations for Condition No. 1a, deleting the words, "...and a Variance to the minimum access requirement for Tax Lot 800." adding the remainder of Recommendation No. 1b through 1j, deleting No. 1k, and revising Recommendation No. 2 as proposed, by adding the sentence, "At such time as the lease expires and is renewed, it must be reviewed by the City Staff to insure adequate access by emergency vehicles to Tax Lot 800." Chm. Littlehailes seconded. MOTION PASSED UNANIMOUSLY 5-0.

DELIBERATIONS ON VR-86-16

Trotter said because of the testimony received, he feels that the parking requirements will be changed due to the uses anticipated for the tennis courts. He was wondering if Staff and the Applicant would like to confer and come up with what they feel is a reasonable number of parking spaces for both uses. He feels because of the testimony received that 105 parking spaces is the appropriate number to start with. He proposed a short recess.

Jane said she would appreciate some guidance since there is nothing in the Code Requirements as to how many parking spaces are required for this type of development.

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Chm. Littlehales said he was not sure that a starting number of 105 is appropriate either. He feels that 105 is too high. He said his reaction would be somewhere between between 61 spaces, as proposed, and 105.

Jane said she did not see anything under Commercial Recreation that is similar to some of the alternative uses. She said what seemed reasonable to her would be a doubling of the requirements for the racquetball courts and perhaps even tripling them.

Trotter suggested taking a short recess.

Recess taken at 8:05 p.m.

Reconvened at 8:30 p.m.

Jane said the Applicant and Staff discussed a couple of solutions. The first one, going with Phase 1 being the mixed use only on Tax Lot 2000 and going with only the parking required for the existing spa use, which would be 100. And then coming back later for approval of Phase 2, which would be in the rear, and looking at the parking needs.

Secondly, they looked at the proposal as a whole. By using the calculation of 1 parking space per every 3 lockers, by adding the additional lockers they would need 14 new spaces and they doubled the parking requirements for racquetball and came up with 4 additional spaces, for a total of 18 new spaces and a total of 123 spaces.

Thirdly, Jane said the Applicants are willing to go with a phasing that would make them stick to the current Variance request or a little lower. They would be willing to provide 61 spaces to a recognized requirement of 100.

Trotter asked if that would be for the existing facility and the multi-use facility. Jane said it would.

Trotter said he feels this is a great solution but is not sure that it is fair to the Applicants because they will have to pay for the additional hearing.

Trotter said he is not sure that the Applicant will see any change in usage until after Phase 2 is built.

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Jane said right now the Applicant could have come in with a lease agreement for approximately 40 spaces and met the 105.

Trotter said he feels it is important to have a set number of parking spaces required so Staff and the Applicant will know what to look for.

Jane asked the Planning Commission if an additional 23 spaces sounded adequate to them.

Chm. Littlehales said that was fine with him.

Trotter said he agrees with the architect and once the facility is open they may not need the 123 spaces. He said he would rather lean on the side of conservatism because Milwaukie has been criticized for years due to the lack of parking. He said the Planning Commission has the opportunity this time to prevent a problem in the future.

Trotter said the current Phase 1 would stay as it now exists, and at the time of beginning construction of Phase 2 the Applicant will have to submit the lease agreement for the additional parking.

Chm. Littlehales asked if 105 parking spaces is feasible to the Applicants. Ms. Cameron said, according to the Staff Report, they have access to enough spaces off the bowling alley.

After discussion among the Commissioners, they agreed with Trotter's suggestion.

Wiley suggested adding the language, "That upon applying for building permits to begin Phase 2 of the project, the Applicants must demonstrate through lease agreements or documentation and analysis of parking patterns since completion of Phase 1, that adequate spaces are provided."

Trotter suggested adding the language, "That upon applying for building permits to begin Phase 2 of the project, the Applicants must demonstrate through lease agreement that off-street parking is available, and upon request for building permits for Phase 2 the Applicant must provide parking as required by Section 5."

Chm. Littlehales said he was uncomfortable with requiring the Applicant to have to lease all the available parking space. If they could just get free use of them that would be fine with him.

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Trotter said if the Applicant can meet the requirements, they will not have to come before the Planning Commission again.

Chm. Littlehales said these are not exclusive leased spaces, the Applicant will just have to have access to them.

Trotter said he was not sure whether they would assign spaces or not. This would be something that would have to be reviewed when the lease is written.

Jane said the City Attorney reviews the leases thoroughly.

Wiley asked if the number of memberships is anticipated to go up. Mr. Fick said the spa currently has a lot of life-time members who are willing to pay extra for the new facilities. He said they do not anticipate their membership to increase.

Trotter moved to approve VR-86-16 for a 58 percent Variance to the Zoning Ordinance parking requirements for the uses requested for Phase 1, the athletic club and multi-purpose office building, with Condition No. 1a revised to read, "That this approval be contingent upon the Applicant receiving approval of a Variance to the minimum access requirement for Tax Lot 800.", No. 1b through 1j as stated, No. 2 as stated, deleting proposed No. 3, and adding that, "Prior to the approval of the building permits for Phase 2, i.e., construction on Tax Lot 800, the Applicant shall provide a lease agreement indicating that 44 off-site parking spaces within the 200 foot allowable distance are available.", Condition No. 4, "That the parking requirements for the completed project will be reviewed by the Planning Commission one year following completion of Phase 2 and revisions, if any, are to be made on actual parking requirements." Wiley seconded.

Trotter had one proposed change to the motion: "...VR-86-16 for a 58 percent Variance to the Zoning Ordinance parking requirements for the uses requested for Phase 1, the construction of the existing facilities on Tax Lot 700 and the new facilities on Tax Lot 2000...." MOTION CARRIES UNANIMOUSLY, 5-0.

Fitzgerald said she might have a conflict of interest. She said she has a membership at Family Fitness Center but has not gone to the facility for years. She does not feel that is a conflict.

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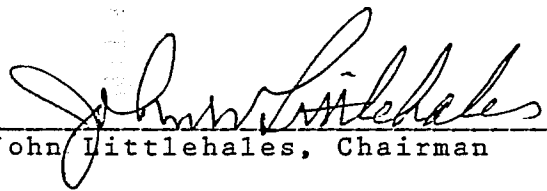
6.0 CONSIDERATION ITEMS

None.

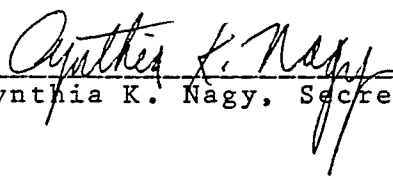
7.0 OLD BUSINESS

None.

Fitzgerald moved to adjourn the meeting of December 9, 1986.
Knudson seconded. MOTION PASSED UNANIMOUSLY 5-0. Meeting
adjourned at 9:25 p.m.



John Littlehales, Chairman



Cynthia K. Nagy, Secretary