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MILWAUKIE  
CITY COUNCIL MEETING  
OCTOBER 15, 1985

COUNCIL CHAMBERS

1490th MEETING

The one thousand four hundred ninetieth meeting of the Milwaukie City Council was called to order at 7:04 p.m. on October 15, 1985, with the following councilors present:

Ron Kinsella, Mayor  
Craig Lomnicki  
Mike Richmond

Roger Hall  
Chere' Sandusky

Also present:

Hugh Brown,  
City Manager  
Topaz Faulkner,  
Planning Director

Sandra Miller,  
Asst. to City Manager  
Joy Brookhouse,  
Executive Secretary

AUDIENCE PARTICIPATION

GOOD NEWS - Mayor Kinsella announced that a letter had been received from Mr. Mastbrook of Loaves & Fishes thanking all those involved in developing the by-laws for Loaves & Fishes at the Milwaukie Center. Mr. Mastbrook also requested that copies of his letter be placed in the personnel file of each person named.

Councilmember Lomnicki reported that grass had been seeded at Dogwood Park and that the park was looking very good. He expressed appreciation on behalf of the City Council for student and citizen participation.

Mayor Kinsella explained that 'baskets for needy families' would be placed at all City Council meetings, all Board/Commission meetings and in designated areas throughout City Hall. He further explained that from this date on there would be admission requested to each of these meetings, the minimum charge to be one can of food for the basket, and that donations collected will be distributed through existing holiday programs to Milwaukie families.

OTHER BUSINESS

CONSIDERATION OF CONDITIONS AND FINDINGS REGARDING APPROVAL OF REQUEST BY KING BELL HOUSING, INC. - Mayor Kinsella announced that a decision had been made at the October 1st Council meeting to approve the King Bell Housing facility and that the matter at hand was now to determine the conditions and findings attached to that decision. He explained that there would be an opportunity for audience comments after Council discussion. As there was no additional staff report to be presented, Mayor Kinsella reviewed the recommendation made by the City Attorney regarding the proposed review period and proceeded to outline the nine conditions proposed in the packet. He then explained that the only condition that might require additional time to accomplish was the paving of the parking area which was contingent on good weather.

Topaz Faulkner stated that the condition regarding the review period required a change: i.e., a community service overlay is a conditional use and does not require a zone change. She then reaffirmed the planning department policy providing for the continual monitoring of compliance with a conditional use and the consideration of neighbor concerns. Topaz stressed that, although King Bell Housing counsel had offered a review period without standards, standards were considered necessary to that review process.

Councilmember Lomnicki indicated his concern with screening of potential clients being done on the premises in emergency situations and recommended that the conditions not include a provision for on-site screening. Mayor Kinsella expressed concern that this would not allow an opportunity for emergency housing over a weekend and Councilmember Sandusky stressed that the caretakers would be trained to provide preliminary screening in emergency situations. Councilmember Lomnicki stated that his concern was that the facility would become an attraction to people seeking convenient, rather than necessary, lodging and asked if Council would be given the ability to make policy changes rather than rescinding the conditional use at the time of review. Staff indicated that policy changes would be an option at that time.

AUDIENCE COMMENT

Fairy Mills, residing in the neighborhood, asked for justification for the omission of several of the conditions contained in the staff report and the definition of 'unreasonably disruptive', which was referred to in condition #10. Mayor Kinsella responded that each of the initial 15 conditions had been considered thoroughly to determine whether it was substantiated by the testimony and evidence that had been presented before including it in the final recommendation. He then explained that 'unreasonably disruptive' was a term that differed in each situation and would be determined based on the neighborhood's normal activities and resident's concerns.

Ms. Mills directed questions to Council regarding the criteria to be used by the caretakers when screening potential clients, the people or agency to whom King Bell Housing and staff at the facility would report, and her concern that clients would not be able to obtain a job in the specified time frame, recommending that the facility be required to maintain a 50% success rate in finding jobs for their clients and that there be a continuing review process by the City.

Councilmember Hall asked if the City had the right to review on a continuous basis, expressing concern that the phrasing of condition #10 would limit the review process to a one-year time frame and Mayor Kinsella stated that he was in favor of a continuing, rather than a limited, process. Staff then provided information that reaffirmed the City's ability to review on a continuing basis and defining the review process in condition #10 as an intensified process. Councilmember Richmond explained that the City has ordi-

nances and restrictions that govern compliance and provide for citizen recourse.

Ms. Mills requested Council's response to the suggested 50% job success rate and clarification of the perceived benefits to the community. Mayor Kinsella responded that the City was not funding the project and, therefore, was not in a position to impose such restrictions and that the benefit to be derived was in having a shelter available in our community.

Councilmember Lomnicki stressed that the facility was for temporary housing to enable people to focus on finding employment.

Bob Gudgel, residing in the neighborhood, indicated his concern that a portion of the conditions had not been adopted and that there would be no provision for specific operating rules. He pointed out that the conditions at the Hillsboro facility included the adoption of operating rules. Mayor Kinsella stated that it was not the City's role to govern the operation of city businesses.

Mr. Gudgel addressed specific requests to the Council regarding the possibility of a member of the neighborhood sitting on the steering committee, elimination of the proposed basketball court due to the potential to do harm to adjacent property, maintenance of area around the proposed fence to be the responsibility of King Bell Housing, and the relinquishment of rights of easement to access driveway by King Bell Housing. Councilmember Hall stated that, as a resident of a city, each of us is asked to contend with potential problems such as those mentioned by Mr. Gudgel and it was the consensus of the Council that the concerns expressed by Mr. Gudgel could be addressed individually on an informal basis rather than be made a part of the conditions.

Mary Thorson, residing in the neighborhood, urged the use of the review process.

Linda Banks, residing in the neighborhood, stressed that the review process should be very structured and the screening of potential clients should be very specific.

Mayor Kinsella stressed that the decision by the Council had been based on the total view of the impact and benefits and that Council would avail itself of every possible way to ensure that the good of the community and it's citizens is continually considered and upheld.

Frank Josselson, King Bell Housing counsel, addressed Council in response to concerns expressed by residents of the neighborhood. He stated that King Bell Housing is a non-profit, charitable organization to help people and that they would agree to the one-year review, allowing for the possibility of policy changes or revoking of permit for noncompliance during that time. He emphasized that, as previously established, the City would retain the ability to review the facility even after the proposed one-year period. Mr.

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OCTOBER 15, 1985, CITY COUNCIL MINUTES  
PAGE 4

Josselson stated that King Bell Housing welcomed neighborhood participation in the organization and development of the facility and that they were very eager to be a good neighbor.

Mayor Kinsella requested additional clarification of the wording contained in condition #10. Topaz Faulkner indicated that the proposed wording was necessary in order to provide the City with an effective and expedient means of rescinding the conditional use permit, but would not limit the City to one year for the normal review process.

Councilmember Lomnicki stressed that other avenues of recourse would be available if a problem should arise after the one-year review period.

Councilmember Hall moved to find that Objective 3, Neighborhood Element of the Comprehensive Plan does not apply to this proposal; that the Applicant proposes to provide adequate open space to satisfy the needs of residents and to assure an aesthetically pleasing transition to adjacent properties; that the findings in the 9 July 1985 staff report of the Planning Division are adopted as further findings of this Council; and, in conclusion, to find that the establishment of the emergency shelter is in the general public interest and that the substantial benefits of this use to the public outweigh the possible adverse impacts of the use, if any. The Applicants' request for a Community Service Overlay designation is hereby approved with the findings as submitted by staff and subject to the following conditions:

1. A six (6) foot high, sight-obscuring fence shall be located along the east and south property lines of the site. The fence shall adjoin building #2 at the overhang located approximately 35 feet south of Willard Street and follow the property lines. No gates will be installed along the east line or within 40 feet of the east line.
2. The east door of building #2 will be converted into an emergency exit, and equipped with an alarm to sound when the door is opened.
3. Access to parking lot from Willard Street must be widened to comply with Public Works standard of 18-20 feet.
4. Parking lot configuration and paving to be approved by staff.
5. Damaged sidewalk on Willard Street to be replaced.
6. A supervised alarm system shall be installed per NFPA Standard 72-A, and the occupancy limited as required by the Fire Department.
7. Two staff members shall be on duty at all times.
8. Open space development on the site shall meet, or exceed, the amount shown on the plan produced by the applicant at the 1 October 1985 City Council hearing.

9. Absent unusual or emergency conditions, all screening of clients will occur off-site.

10. Within one year from the date of this order, the City Council may hold a public hearing and reconsider the approval granted herein. Such reconsideration shall be based on a recommendation from within the Planning Division or the Police Department that the Applicant's facility is not in compliance with these conditions or the development plan, or is otherwise unreasonably disruptive to the neighborhood. At the conclusion of the public hearing, the Council may rescind the Community Service Overlay designation approval and restore the existing designation.

Councilmember Richmond seconded the motion and the motion carried unanimously.

Councilmember Hall stressed the phrase "general public interest" and Mayor Kinsella urged the neighbors to take the opportunity to review the operating standards of the facility and to be a part of the development process.

BREAK AT 8:45 p.m.

RECONVENE AT 8:57 p.m.

CONSIDERATION OF MERGER OF SENIOR CITIZEN ADVISORY COMMISSION AND CENTER ADVISORY BOARD - Sandra Miller presented a brief summary of the proposal for merger recommended by the Senior Citizen Advisory Commission and Center Advisory Board, which included a recommended procedure for appointing members to the new commission. Councilmember Hall moved to read the ordinance the first time by title only and Councilmember Sandusky seconded the motion. The motion carried unanimously.

Lillie Moore, a member of the Senior Citizen Advisory Commission, addressed Council to reinforce the reason behind the decision to merge and their choice of a name.

Councilmember Hall moved to read the ordinance the second time by title only and Councilmember Sandusky seconded the motion. The motion carried unanimously. Mayor Kinsella moved to adopt the ordinance and Councilmember Sandusky seconded the motion. Council was polled and, by unanimous vote, ordinance 1582 was adopted.

AN ORDINANCE OF THE CITY OF MILWAUKIE, OREGON, ESTABLISHING THE CENTER/COMMUNITY ADVISORY BOARD AND REPEALING ORDINANCE NOS. 1498 AND 1451.

CABLE COMMISSION MEETING - AMENDMENT TO ORDINANCE - Hugh Brown reviewed the request for quarterly meetings as recommended by the Cable Communications Commission. Councilmember Hall moved to read the ordinance the first time by title only and Councilmember Sandusky seconded the motion. The motion

carried unanimously. Councilmember Hall moved to read the ordinance the second time by reference only and Councilmember Sandusky seconded the motion. The motion carried unanimously. Councilmember Hall moved to adopt the ordinance and Councilmember Sandusky seconded the motion. Council was polled and, by unanimous vote, ordinance 1583 was adopted.

AN ORDINANCE OF THE CITY OF MILWAUKIE, OREGON, AMENDING ORDINANCE NO. 1543 REGARDING CABLE COMMUNICATION COMMISSION MEETING.

RESIGNATION OF DIRECTOR OF PLANNING AND COMMUNITY SERVICES - Topaz Faulkner explained that the decision had been very difficult to make and offered comments of encouragement to Council, regarding the fine job they were doing and the excellence of the City staff. She stated that, although she was looking forward to new challenges and opportunities, the more than five years she had spent with the City, gaining experiences and friends, would remain with her.

TRI-MET - Hugh Brown confirmed that changes to Harrison Street routing would not be made until January. He suggested, due to pending Tri-Met Board changes, waiting until Spring to meet with the Board. Mayor Kinsella stated that the last discussion with Tri-Met staff was responsive and Council agreed to set the meeting with the Tri-Met Board for February. Hugh Brown reported that informational meetings were being held in the Portland area and suggested that meetings be scheduled in the Milwaukie area also.

LEAGUE OF OREGON CITIES CONFERENCE - Hugh Brown urged Council to take part in the conference being held in Portland and suggested that the Saturday session was of particular interest and importance.

PRECISION CASTPARTS PRESS RELEASE - Hugh Brown reviewed a press release that had been distributed prior to the meeting, which outlined the City's present position, and indicated that he planned to schedule a meeting with the president of Precision Castparts next week.

BROCHURE FOR STREET/STORM DRAIN BOND ISSUE - Hugh Brown explained that the brochures had been received from the printer and were scheduled to be distributed on Saturday, October 19 at a time to be announced later in order to publicize the Town Hall meetings.

MISCELLANEOUS ANNOUNCEMENTS

1. Hugh Brown announced that a worksession had been scheduled for October 22 from 8 to 11 a.m. at the Senior Center library and that the United Way Pie Throw, organized by the Planning Division, was being held on the same day at noon in the Fire Department bay.
2. Mayor Kinsella announced that he had received a request for nominations for the Governor's Corporate Excellence Award, asking for suggestions and indicating that his own suggestion was Mailwell. He also outlined a 7-month seminar series being offered by the North Clackamas Chamber of Commerce, indicating that a single registration would allow people to take turns attending the presentations and asking that an

application and information be obtained and that the schedule be published.

FLSA - Mayor Kinsella cited a newspaper article that indicated the private sector was not complying with the new requirements.

LEAGUE OF OREGON CITIES MANAGEMENT CHANGE - Mayor Kinsella expressed concern regarding the reason for Edward Ferguson leaving his position as executive officer of the League of Oregon Cities. He indicated that, because of the City's investment in the LOC, it was wise to investigate the situation.

CITIZEN CONCERNS - Councilmember Lomnicki explained that he and Mayor Kinsella had been contacted by citizens who were concerned with the reoccurrence of burglaries in their neighborhoods and suggested that the City consider reinstating the Crime Prevention Program in response to this concern, utilizing Explorer Scouts and Police Reserve Officers. Councilmember Richmond suggested that a worksession be schedule with Police Chief Goodpaster. Council requested that notification of the worksession be given to the individuals who had expressed their concern.

CONSENT AGENDA

Councilmember Hall moved to adopt the minutes of the October 1, 1985, City Council meeting and Councilmember Sandusky seconded the motion. The motion carried unanimously.

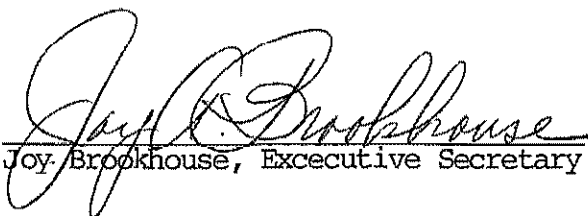
INFORMATION

BILLS - Council expressed their appreciation for the bills being returned to their original format until the computer program was capable of offering an account number on the printout.

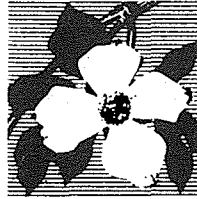
ADJOURNMENT

Councilmember Hall moved to adjourn the meeting and Councilmember Sandusky seconded the motion. The meeting was adjourned at 9:43 p.m.

Respectfully submitted,

  
Joy Brookhouse, Excecutive Secretary

# CITY OF MILWAUKIE



CITY COUNCIL  
in the City Hall • phone 659-5171

## CITY COUNCIL AGENDA OCTOBER 15, 1985

### 1490TH MEETING

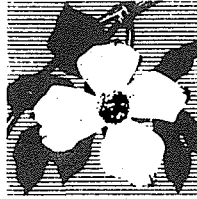
#### COUNCIL CHAMBERS

#### REGULAR MEETING

7 00 P.M.

- I CALL TO ORDER
  - A) PLEDGE OF ALLEGIANCE
  
- II AUDIENCE PARTICIPATION
  - A) GOOD NEWS
  
- III OTHER BUSINESS
  - A) CONSIDERATION OF CONDITIONS AND FINDINGS REGARDING APPROVAL OF REQUEST BY KING BELL HOUSING, INC.
  - B) CONSIDERATION OF MERGER OF SENIOR CITIZEN ADVISORY COMMISSION AND CENTER ADVISORY BOARD
  - C) CABLE COMMISSION MEETINGS - AMENDMENT TO ORDINANCE
  
- IV CONSENT AGENDA
  - A) CITY COUNCIL MINUTES FROM 10/1/85
  
- V INFORMATION
  - A) BILLS
  - B) CABLE COMMISSION MINUTES FROM 9/24/85

# CITY OF MILWAUKIE



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## MEMORANDUM

TO: THE MAYOR AND CITY COUNCIL

FROM: GREG EADES, CITY ATTORNEY

SUBJECT: FINDINGS AND DECISION REGARDING KING BELL HOUSING, INC.  
APPLICATION FOR COMMUNITY SERVICE OVERLAY ZONE.

DATE: OCTOBER 10, 1985

Since I will not be able to attend the meeting on Tuesday, I thought you would like some written comments regarding your final decision on this application.

Enclosed are recommended findings and decision that you requested. The findings statement is longer than those you have seen in the past, but it was necessary to be this thorough due to the amount of controversy the application generated and the number of issues involved.

In preparing the findings, I reviewed recommendations submitted by the applicant, the Planning staff and Mr. Gudgel. I included the latter two documents in your packet, primarily to indicate which conditions I was not able to recommend. I also relied on my recollection of the discussion at the meeting and a preliminary draft of the meeting minutes. I believe the findings accurately reflect the evidence presented. If you disagree with the analysis and conclusions, feel free to make changes where necessary.

I reviewed the proposed conditions from the standpoint of whether they were necessary to either insure the development occurred according to the planned City standards or to minimize impacts on surrounding property. The conditions recommended in the July 9 staff report seemed sufficient to take care of the first objective. I included a number of conditions to address the impacts, although the evidence presented suggests that these impacts are not known, only anticipated. Since a number of the conditions suggested seemed to go beyond what the evidence showed is required, I didn't include them.

You will also notice that I didn't include a requirement for a review of the approval at a later time. The proposal and testimony persuaded me that it really is not warranted. The only

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Findings and Decision Regarding King Bell Housing, Inc.  
Application for Community Service Overlay Zone  
October 10, 1985  
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reason to include such a condition is if you believe the use will adversely impact the neighborhood to the extent that you will have to undo the zone change. In my mind, the facts don't support such a conclusion and I am afraid a review based on imprecise standards may be difficult to handle. However, if you still want to include it, it could be added as a new condition:

10. Within one year from the date of this order, the City Council may hold a public hearing and reconsider the approval granted herein. Such reconsideration shall be based on a recommendation from within the Planning Division or the Police Department that the Applicant's facility is not in compliance with these conditions or the development plan, or is otherwise unreasonably disruptive to the neighborhood. At the conclusion of the public hearing, the Council may rescind the zone change approval and restore the existing zoning.

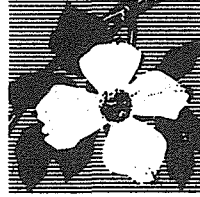
I have discussed my recommendations with the applicant's attorney in a very general way. The neighbors received them the same time you did. Although you are not required to, you may want to accept limited testimony on the findings and conditions before they are adopted. If you make changes in the proposed findings, simply direct staff to make the necessary corrections and distribute them to the parties. The decision is effective as of the date the document is signed, so a "marked-up" copy will do.

A motion should include adoption of the findings, conclusions, final order and conditions, as modified. If you have any problems, I'm sure Topaz and Mr. Josselson would be happy to assist.

  
Greg Eades  
City Attorney

Reference: GE-170

# CITY OF MILWAUKIE



PLANNING DEPARTMENT  
in the City Hall • phone 659-5171

FILE: CS-85-02

DATE: 10 October 1985

TO: GREG EADES, CITY ATTORNEY

FROM: TOPAZ FAULKNER, PLANNING DIRECTOR *T.F.*

RE: DRAFT CONDITIONS FOR KING BELL HOUSING, INC.

The following conditions include recommendations from neighbors of the site and city staff. Following our discussion, I have modified the wording of one, provided additional information on several of them, and added one more condition.

Not all of the neighbors' concerns could be expressed in the form of conditions, and I recognize that some of these recommendations will not be acceptable in the legal sense. I have included them out of a belief that the needs of the neighborhood must also be considered.

1. A six (6) foot high, sight obscuring fence shall be located along the east and south property lines of the site. The fence shall adjoin building #2 at the overhang located approximately 35 feet south of Willard Street and follow the property lines. No gates will be installed along the east line or within 40 feet of the east line.
2. The east door of building #2 will be converted into an emergency exit, and equipped with an alarm to sound when the door is opened.
3. Move the proposed basketball facility away from the areas adjacent to neighboring properties.
  - \* Putting the basketball hoop elsewhere on the lot will reduce the potential for balls going over the fence and resulting in unnecessary friction between neighboring residents.
4. Install an eighteen (18) inch wide strip of concrete between the eastern side of the new fence and the driveway along the east property line.
  - \* The issue here is one of maintenance and, while a valid concern, it could be addressed by other means than a concrete strip.

- ④ 5. Relinquish all easement rights to the twelve (12) foot strip of Tax Lot 6800.

\* The reference is to the driveway strip providing access to Tax Lot 6000 and Tax Lot 6800. It was used by Tax Lot 6100 to access the parking area behind building #2. The fence called for in condition #1 above means that the driveway will no longer be accessible from the back of building #2, and the easement is not necessary. At the same time, the owners of Tax Lot 6000 and 6800 feel they will gain more control over the access to their property if the easement rights are relinquished.

6. Access to parking lot from Willard Street must be widened to comply with Public Works standard of 18-20 feet.
7. Parking lot configuration and paving to be approved by staff.
8. Damaged sidewalk on Willard Street to be replaced.
9. A supervised alarm system shall be installed per NFPA Standard 72-A, and the occupancy limited as required by the Fire Department.
10. Two staff members shall be on duty at all times.
11. All parking associated with the shelter shall be totally accommodated on the site, or by arrangements made for additional parking within 200 feet of the site. Any arrangements made for additional parking must be approved by the planning staff.

\* As discussed at the public hearing on October 1, if the shelter staff parked at the Presbyterian Church lot on Lake Road all of the spaces in the lot would be available for shelter residents. The neighbors would have far less risk of facing additional parking problems under this scenario.

12. Open space development on the site shall meet, or exceed, the amount shown on the plan produced by the applicant at the 1 October 1985 City Council hearing.
13. King Bell Housing, Inc. shall provide liability insurance to cover the actions of tenants of the shelter.

\* Although probably not an appropriate condition, it does express the concern of the neighbors regarding potential property damage by the shelter residents or their children.

14. A curfew for shelter residents will be set at 10 p.m. on weeknights and 12 p.m. on weekends.
15. Within one year of the date of decision, Council will review the shelter approval to confirm compliance with conditions and to determine the level of compatibility with a residential neighborhood.

BEFORE THE CITY COUNCIL OF THE  
CITY OF MILWAUKIE

In the matter of the Application )  
of King Bell Housing, Inc. For a ) FINDINGS, CONCLUSIONS,  
Community Service Zone For an ) FINAL ORDER, AND  
Emergency Shelter For Homeless ) CONDITIONS  
People At 2316 and 2400 S.E. )  
Willard Street ) No. CS-85-02

This cause is before the Council on an appeal by King Bell Housing, Inc. ("Applicant") of an order of the Milwaukie Planning Commission denying Applicant's request for a Community Service Overlay designation for three tax lots located at 2316 and 2400 S.E. Willard St. (Tax Map 1 1E 36BC Tax Lots 6100, 6200, 6300). The designation is requested to enable applicant to establish an emergency shelter for temporarily homeless people in two residences located at the site.

This matter was heard de novo by the Council the evening of October 1, 1985. The record consists of the July 9, 1985 report of the Planning Division; the minutes of the Planning Commission hearings; the application, correspondence, and entire Planning Division file of this matter; the testimony presented the evening of October 1, 1985; four pages of documents introduced by Attorney Frank Josselson; a landscape plan introduced by Architect Bob Miller. Upon this record, the Council finds as follows:

1. Description of Proposal

Applicant's proposal is to develop an emergency shelter in the two houses on the site. The shelter, which will house as

many as 19 individuals at one time, will be used to accommodate people, predominantly families, who have become homeless by reason of personal misfortune or calamity. Users will be screened off-site by the County Social Service Division to ascertain: whether they are needy; that they lack other resources; that they are not under the influence of alcohol or drugs; that they are not harmful to the community.

The purpose of the shelter is to help its users find permanent housing or employment or both. The shelter will provide temporary housing and counseling for its residents. Adults in the shelter will be expected to use their days productively seeking what they need under the supervision of a counselor.

The shelter will contain bedrooms, laundry and kitchen facilities. It will be staffed on a 24-hour basis by a full time caretaker, a project coordinator, three full-time counselors working on all shifts, and volunteers. People staying at the shelter will be required to comply with a lengthy set of rules and regulations, including curfew rules of 10:00 p.m. on week-nights and 12:00 p.m. on weekends. Residents who fail to work toward resolution of their problems or who violate the rules will be asked to leave. Each resident or family of residents will be assigned to a counselor.

## 2. Need For Proposal.

There is only one similar facility in the metropolitan area, an approximately 25-resident facility that has been

operating in Hillsboro for nine years. The Reverend Douglas G. McClure was co-chairman of a Milwaukie City Council-appointed task force on the needs of the needy and unemployed, and president of Associated Churches for Temporary Shelter, a group organized by church officials who found homeless persons at their doors with nowhere to go. Mr. McClure testified, and the Council takes official notice, that the task force determined that emergency housing of the kind in Hillsboro, after which Applicant's is modeled, is the greatest need of the needy and unemployed in the community. The Clackamas County Social Services Division and Department of Human Resources, the Kendall Community Center Board of Directors, and Columbia-Willamette United Way have all stated, either through testimony or correspondence, that this shelter is a badly needed component in meeting the community's housing needs. We are reminded, moreover, that in May 1983, this Council voted unanimously to support this particular proposal, although a location had not at that time been selected. Record, p. 30.

For these reasons, the Council finds that the emergency shelter is needed in our city and in Clackamas County and fulfills important housing policies set forth in the Comprehensive Plan. See Comprehensive Plan, Objectives 5 and 6, Residential Land Use and Housing Element.

### 3. Neighborhood Compatibility

The Community Service Overlay ordinance suggests that in acting on a Community Service application, the Council should

consider the compatibility of the proposal with other land uses in the vicinity. See Zoning Ordinance §§ 3.02.04(A)(3), 3.02.4(B). There was substantial neighborhood opposition to this proposal, all based upon adverse impacts feared by neighbors.

Before addressing each alleged impact, the Council notes that the neighborhood is a mixed-use area. The homes Applicant proposes to use have in the past been used for offices for the Milwaukie High School across the street, as an art center and instruction facility for the high school, as rental housing, and as a training school for mentally retarded people. The middle of the three tax lots involved in this proposal is and has for some time been used as a parking lot. Witnesses state that as many as 18 cars are customarily present in the parking lot during school hours. The landscaping and exterior appearance of the houses have not been well maintained, and the property is visually unattractive.

The area is zoned Residential Zone R-2, but Applicant's property has not in the recent past been put to residential use. The immediately surrounding uses are: single family dwelling; rental duplexes; a residence being used as a school office. The Milwaukie High School and recreation fields are directly across the street. Applicant's proposal to put the property back to residential use is consistent with the purposes of the R-2 zone, and more compatible with surrounding residential uses than existing and prior commercial uses of the property.

(a) Traffic and Parking. There was testimony that traffic is bad and parking is difficult in the vicinity of Applicant's property. Applicant had originally proposed to provide 12 parking spaces within the property to accommodate parking needs its facility would generate. At the city council hearing, Applicant proposed to reduce the number of spaces by three to provide for more landscaped open space. Both Applicant and the planning staff have difficulty estimating the number of cars that will at any time be visiting the facility, but both believe that nine parking spaces will accommodate peak parking needs. The experience of the Hillsboro shelter is that parking is required for workers and volunteers at the facility, and for about half the families in residence. Assuming the presence of, say, six families (three cars) and five workers (five cars) at any time, there should be space left over.

We note that peak traffic and parking congestion in the neighborhood occur during school hours. During those hours, residents of the shelter will be outside the facility, looking either for work or permanent housing. When residents return in the evening, long after school hours, the congestion will not exist.

Opponents state that once Applicant begins to use the property, cars using the property for school parking will have to park elsewhere in the neighborhood. However, upon sale of this property to Applicant, the school district intends to construct a new parking lot.

Finally, the neighborhood traffic and parking problems already exist and will not be worsened by the proposed shelter. Use of the property for offices could generate more traffic and parking needs than will Applicant's use.

(b) Vandalism, Trespass, Criminal and Nuisance Activities.

Neighbors express concern that residents in the shelter may be inclined to criminal, nuisance, or other similar activity, and may, intentionally or inadvertently, trespass in neighbors' yards. While we understand that these fears exist, we have no reason to believe they will come to pass.

As is mentioned above, a slightly larger emergency shelter has been present in Hillsboro for approximately nine years. In correspondence and testimony, the Hillsboro police department has stated that this shelter has not been the source of complaints from the neighborhood. Indeed, the Hillsboro police indicate the shelter and its residents have been good neighbors, and that the shelter is regarded as a valuable community resource.

Milwaukie Police Chief Ron Goodpaster testified that he personally visited the shelter and police department in Hillsboro the morning of our hearing. He testified that based on Hillsboro's experience, there is no reason to anticipate that an emergency shelter would generate criminal activity or law enforcement problems. The lack of complaints regarding the Hillsboro facility could be attributable in part to its situation on a larger lot than that proposed for the Milwaukie shelter,

however the evidence taken all together is persuasive that a facility of this type does not generate special vandalism, nuisance or criminal activities.

Jeannie Kuzmin-Walling, a fair housing specialist with the county Social Service Division, will be the official who screens persons seeking emergency shelter. Based on her testimony, we are confident that the people using the facility will be people in need who do not pose a threat to the community.

Neighbors expressed concern about residents inadvertently trespassing on their property. Given the fencing and landscaping of the perimeter of Applicant's property, inadvertent trespassing is highly unlikely.

For these reasons, the evidence does not support a finding that residents at the shelter will trespass, commit criminal acts, or create nuisance problems in the neighborhood.

(c) Neighbors' Driveways. There are two rental duplexes behind Applicant's property whose driveway crosses Applicant's property. There is a single family home east of Applicant's property having a driveway adjacent to Applicant's eastern property line and as close as two and one-half feet from the two-story house on Applicant's property. These neighbors express concern about conflicts with their driveways.

To prevent problems with the homeowner to the east, Applicant proposes to fence the property adjacent to the driveway to ensure that no one leaving the east entry door will step out into the driveway. Moreover, the east entry door will be

available for use as a fire exit only, and not for ordinary coming and going.

To minimize any possible conflicts with the driveway serving the duplexes, Applicant will provide a landscaped area separating the driveway from the parking lot. A "crosswalk" will be marked across the driveway to control pedestrian traffic.

It was suggested that if they are not now posted, neighbors could post signs stating that their driveways are private so that visitors know not to enter.

The evidence was insufficient to show that use of Applicant's property as an emergency shelter would aggravate existing problems with either driveway, or create new problems. In fact, the smaller number of cars using the property may alleviate existing problems to some extent. We are satisfied that the design of the facility has addressed these problems to the extent possible.

(d) Open Space. At the conclusion of the Planning Commission hearing, Mr. Trotter moved that the application be denied on the basis that it does not comply with Objective 3 of Neighborhood One of the Neighborhood Element of the Comprehensive Plan, specifically because the property does not provide enough open space to create a pleasing transition to adjacent properties. This motion fairly summarizes the argument of the opposition on this issue.

Objective 3 states:

"To ensure that new residential development, especially multifamily development, provides adequate open space and facilities for the children expected in the project, and provides open space and landscaping to create an aesthetically pleasing transition to adjacent properties." (Comp. Plan p. 54).

This provision was not cited in the staff report nor addressed during the Planning Commission hearing, because the staff did not consider it applicable. The phrase "new residential development" is not defined in the Comprehensive Plan, but we are persuaded that staff's interpretation is correct; that is, that it is intended to apply only to new construction, not a new use utilizing existing structures.

In addition, the Introduction to the Neighborhood Element (p. 53) specifically addresses how the objectives in the section ought to be applied:

"These objectives should be carefully weighed, but should not take precedence over other goals, objectives and policies found in this plan which have city-wide significance."

We find that Objectives 5 and 6 of the Residential Land Use Element are objectives having city-wide significance and therefore Objective 3 should not be used to frustrate this pre-eminent policy.

Even if Objective 3 of the Neighborhood Element is applicable, the proposal satisfies the requirement for adequate open space and landscaping. Of the total lot area, more than half is devoted to landscaping open space and playground space.

The design of the facility demonstrates a real sensitivity to adequately accommodating all the activity within the confines on the site.

Applicant's neighbor, Mr. Bob T. Gudgel, 2404 S.E. Willard, testified that the easterly house on Applicant's property is but 2.5 feet from the property line. Mr. Gudgel stated that under Section 3.20.10(3) of the Community Service Overlay ordinance, the side-yard setback must be two-thirds the height of the structure. The structure height is 27 feet.

Section 3.20.10(3) states:

"When located in a residential zone, lot area shall be sufficient to allow required setbacks that are equal to a minimum of two-thirds the height of the principal structure. As the size of the structure increases, the depth of the setback must also increase to provide adequate buffers."

The Planning Department and City Attorney have both stated that this provision is inapplicable because the Applicant's structure is a pre-existing, non-conforming structure. We agree. Under Section 8.01 of the Zoning Ordinance, the structure may continue, free of this provision.

In addition, both the proposed and surrounding uses are residential in character and we are not convinced that the impacts, if any, on surrounding property are significantly different than those generated by any ordinary residential use so as to warrant the type of setback suggested by this section. Section 3.20.10(3) makes more sense when applied to new development which is dissimilar from the surrounding uses.

We note, moreover, that Ordinance §3.20.10(3) does not require setbacks of any distance. Rather it requires that "lot area shall be sufficient to allow required setbacks...." The dimensions of Applicant's parcel are set forth on the site plan accompanying the staff report. It is clear from an examination of the site plan that the lot area is sufficient to allow Applicant's buildings to be placed within 13.5-foot setbacks. That they are not so placed is irrelevant. The ordinance is concerned with lot area, and uses setbacks only as a measure to determine what is adequate in terms of lot area.

Since the Planning Commission proceeding, Applicant has decided to eliminate three parking spaces to provide a greater amount of open space and playing space for children. Applicant now proposes to have a 1500-square-foot, fenced outdoor play area. Children may also use the school playground, across the street.

In total, Applicant's property is approximately 18,000 square feet. Of this total, more than half, that is, 10,000 square feet, will be open space, not covered by structures, driveways, or parking lots. The perimeter of Applicant's property facing adjacent structures will be landscaped, where possible, to reduce visibility into Applicant's property.

Finally, Applicant's property has not been maintained and is in run-down condition. The work Applicant proposes to do will enhance the appearance of the property and the vicinity.

We find that Applicant proposes to provide adequate open space to satisfy the needs of residents and to assure an aesthetically pleasing transition to adjacent properties. Generally, we find that Applicant's use of the property will be less harmful and more beneficial to surrounding properties than is the existing commercial use of the property.

#### 4. Staff Report

The findings set forth in the July 9, 1985 staff report of the Planning Division are adopted as further findings of this Council. That document in its entirety is incorporated herein by this reference.

#### 5. Conclusion

For the foregoing reasons, we find that establishment of the emergency shelter is in the general public interest, and that the substantial benefits of this use to the public outweigh the possible adverse impacts of the use, if any. The hours and levels of operation of the proposed use are compatible with surrounding residential, commercial, and institutional uses. Zoning Ordinance §§ 3.20.4(A)(3); 3.20.4(D). There is no contention that the use does not satisfy the requirements of the underlying (R-2) zone, and we find that it does. Zoning Ordinance § 3.20.4(A)(1). As is mentioned above, the use fulfills important objectives and policies of the Residential Land Use and Housing Element of the Comprehensive Plan.

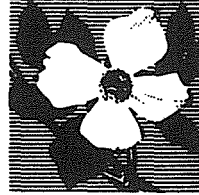
6. Final Order and Conditions

Applicant's request for Community Service Overlay designation is hereby approved, subject to the following conditions:

1. A six (6) foot high, sight-obscuring fence shall be located along the east and south property lines of the site. The fence shall adjoin building #2 at the overhang located approximately 35 feet south of Willard Street and follow the property lines. No gates will be installed along the east line or within 40 feet of the east line.
2. The east door of building #2 will be converted into an emergency exit, and equipped with an alarm to sound when the door is opened.
3. Access to parking lot from Willard Street must be widened to comply with Public Works standard of 18-20 feet.
4. Parking lot configuration and paving to be approved by staff.
5. Damaged sidewalk on Willard Street to be replaced.
6. A supervised alarm system shall be installed per NFPA Standard 72-A, and the occupancy limited as required by the Fire Department.
7. Two staff members shall be on duty at all times.
8. Open space development on the site shall meet, or exceed, the amount shown on the plan produced by the applicant at the 1 October 1985 City Council hearing.
9. Absent unusual or emergency conditions, all screening of clients will occur off-site.

SO ORDERED, this \_\_\_\_ day of October, 1985.

\_\_\_\_\_  
Mayor



MEMORANDUM

TO: HUGH H. BROWN, CITY MANAGER

*Sandra K. Miller*

FROM: SANDRA K. MILLER, ASSISTANT TO THE CITY MANAGER

SUBJECT: ORDINANCE ESTABLISHING THE CENTER/COMMUNITY  
ADVISORY BOARD

DATE: OCTOBER 10, 1985

ACTION REQUESTED:

The City Council adopt the ordinance which establishes the Center/Community Advisory Board and appoint current members of the Senior Citizen Advisory Commission and Milwaukie Center Advisory Board to this new 18-member Board.

BACKGROUND :

At the September 3, 1985 City Council meeting, Council directed staff to prepare an ordinance which would merge the Senior Citizen Advisory Commission and Milwaukie Center Advisory Board. Staff prepared that ordinance and has reviewed it with both commissions, incorporating necessary changes.

In addition, the Commissions have recommended that current members be appointed to one, two and three year terms based upon their order on the attached list. New members would be appointed to fill out unexpired terms of members who resign in the future so there is an equal number of members whose term expires each year.

RECOMMENDATION:

I recommend the City Council adopt the attached ordinance and appoint members to the new Center/Community Advisory Board for terms as indicated on the attached listing.

CENTER/COMMUNITY ADVISORY BOARD

|   |   | TERM EXPIRES |
|---|---|--------------|
| CATHRYN BOYLES<br>3434 S.E. KING RD.                                      | RESIDENCE - 659-5450                        | 10/86        |
| ALAN BRUNK<br>4304 S.E. RIO VISTA ST.                                     | RESIDENCE - 659-0126                        | 10/87        |
| DORIS BURTON<br>4302 S.E. RIO VISTA ST.                                   | RESIDENCE - 653-5194                        | 10/88        |
| BEE HALL<br>3695 S.E. HARVEY  | RESIDENCE - 654-7083                        | 10/86        |
| HELEN KAPPLER<br>11185 S.E. 47TH  | RESIDENCE - 659-0140                        | 10/87        |
| JOE KELLER<br>4847 S.E. ALLEN RD.   | RESIDENCE - 654-3270                        | 10/88        |
| SHARON MCCARTNEY<br>9500 S.E. GREENBURG RD.<br>NO. 34<br>TIGARD, OR 97223 | RESIDENCE - 654-6321<br>BUSINESS - 246-0525 | 10/86        |
| ALICE MEASURE<br>5658 S.E. MONROE   | RESIDENCE - 654-5623                        | 10/87        |
| LILLIE MOORE<br>4001 S.E. JOHNSON CREEK                                   | RESIDENCE - 654-6401                        | 10/88        |
| VACANT  |   |              |
| ART RENNER<br>3800 S.E. LICYNTRA  | RESIDENCE - 654-0127                        | 10/87        |
| PAUL SCHAFER<br>3135 S.E. SELLWOOD  | RESIDENCE - 654-2750                        | 10/88        |
| GLORIA O. SIEGRIST<br>14630 S.E. GARLAND AVE.                             | RESIDENCE - 653-1074                        | 10/86        |
| LOUISE TRIMPLER<br>9538 S.E. 40TH   | RESIDENCE - 659-5932                        | 10/87        |
| BILL VAN BUREN<br>14868 S.E. RIVER RD.                                    | RESIDENCE - 654-4744                        | 10/88        |
| JOHN VANNICE<br>16290 S.E. 84TH AVE.                                      | RESIDENCE - 656-4593                        | 10/86        |
| PAUL WARDEN<br>13213 S.E. KUEHN   | RESIDENCE - 653-9888                        | 10/87        |
| JANET WITTER<br>4515 S.E. ADAMS   | RESIDENCE - 654-0342                        | 10/88        |

ORDINANCE NUMBER \_\_\_\_\_

AN ORDINANCE OF THE CITY OF MILWAUKIE, OREGON, ESTABLISHING THE CENTER/COMMUNITY ADVISORY BOARD AND REPEALING ORDINANCE NOS. 1498 and 1451.

WHEREAS. the City Council has determined that it is in the best interest of the City to combine the Milwaukie Center Advisory Board and the Senior Citizens Advisory Commission to better and more efficiently serve the interests of the senior citizens and others in the Milwaukie area, therefore,

THE CITY OF MILWAUKIE DOES ORDAIN AS FOLLOWS:

Section 1. A new Center/Community Advisory Board is established for the purpose of advising the City Council and staff regarding the problems, desires and needs of senior citizens and others in the Milwaukie area and particularly addressing the programs and facilities of the Milwaukie Senior Center.

Section 2. The Center/Community Advisory Board shall consist of 18 members appointed by Council, the majority of whom shall be residents of the City. In addition a majority of the members must be over 60 years old and all members shall serve without compensation. Members shall be appointed for a three-year term. Any vacancy shall be filled by appointment of the Council for the unexpired portion of the term. Any member may be removed from office for cause. No person may serve more than two consecutive three year terms, provided that the City Council may waive this limitation if it is in the best interest of the City to do so.

Section 3. Initial appointments shall be made from the current membership of the Center Advisory Board and the Senior Citizen Advisory Commission. In order to stagger the terms, the Council shall appoint initial members for one, two and three years as determined by the Council.

Section 4. The Center/Community Advisory Board may adopt its own rules for the appointment of officers and the number and conduct of its meetings. All meetings shall be subject to the requirements of ORS 192.610 to 192.690 (Open Meeting Law). A majority of the members of the Board shall constitute a quorum for the conduct of business and the concurrence of a majority of the members of the Board present shall be required to decide any matter.

Section 5. Ordinance Nos. 1451 and 1498 are repealed.

ORDINANCE NO. \_\_\_\_\_

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Read the first time this \_\_\_\_\_ day of \_\_\_\_\_,  
19 \_\_\_\_\_, and moved to second reading by \_\_\_\_\_  
vote of the City Council.

Read the second time and adopted by the City Council  
this \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_\_.

Signed by the Mayor this \_\_\_\_\_ day of \_\_\_\_\_,  
19 \_\_\_\_\_.

\_\_\_\_\_  
Ronald D. Kinsella, Mayor

ATTEST:

\_\_\_\_\_  
Margaret A. Post, Finance Director

Approved as to form:

*Greg Eades*  
\_\_\_\_\_  
Greg Eades, City Attorney

CABLE COMMUNICATIONS COMMISSION

Minutes

September 24, 1985

MILWAUKIE SENIOR CENTER

A meeting of the Milwaukie Cable Communications Commission was held on September 24, 1985, with the following members present:

Alan Fitzpatrick  
Richard L. Harlan  
Daniel Liaty  
Jack Masterman  
Clarence Worthington

Absent:

Paul Rawson

Also present:

Linda Cone  
Greg Eades  
Rita Ferrell  
Steve Hubbard  
Mike O'Leary

The meeting was called to order at 7:30 p. m. by chairman Daniel Liaty. The minutes of the May 28 meeting were read and approved.


The price increase in remote controllers was discussed. The possible sale of Milwaukie Cablevision by Tribune Cable, Inc. was also discussed.

It was moved, seconded and approved that the Cable Communication Commission meet on a quarterly rather than monthly basis. Such a change must have City Council approval, and the matter will be brought up at the next meeting of the City Council.

The next meeting of the Cable Communications Commission is scheduled for January 14, 1986 at 7:30 P. M.

The meeting was adjourned at 8:15 P. M.

Respectfully submitted,



Jack Masterman,  
Secretary

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MILWAUKIE  
CITY COUNCIL MEETING  
OCTOBER 15, 1985

COUNCIL CHAMBERS

1489TH MEETING

THE ONE THOUSAND FOUR HUNDRED EIGHTY-NINTH MEETING OF THE MILWAUKIE CITY COUNCIL WAS CALLED TO ORDER AT 7:01 P.M. ON OCTOBER 1, 1985, WITH THE FOLLOWING COUNCILORS PRESENT:

RON KINSELLA, MAYOR  
CRAIG LOMNICKI  
MIKE RICHMOND

ROGER HALL  
CHERE' SANDUSKY

ALSO PRESENT:

HUGH BROWN,  
CITY MANAGER  
GREG EADES,  
CITY ATTORNEY

RON GOODPASTER,  
POLICE CHIEF  
TOPAZ FAULKNER,  
PLANNING DIRECTOR  
JOY BROOKHOUSE,  
EXECUTIVE SECRETARY

AUDIENCE PARTICIPATION

MAYOR KINSELLA ANNOUNCED THAT THE CITY HAD BEEN NOTIFIED LATE IN THE AFTERNOON THAT PRECISION CASTPARTS HAD BEEN GIVEN 30 DAYS BY THE OREGON STATE HEALTH DIVISION TO MAKE CORRECTIONS REGARDING NOT CARRYING THROUGH WITH PROCEDURES WHICH WERE REQUIRED BY THEIR LICENSE. IF CORRECTIONS WERE NOT MADE WITHIN THAT 30-DAY PERIOD, PRECISION CASTPARTS MIGHT LOSE THEIR LICENSE. MEMBERS OF COUNCIL THEN REQUESTED FURTHER DISCUSSION AS INFORMATION BECOMES AVAILABLE. MAYOR KINSELLA STRESSED THAT THE SITUATION WAS NOT A MAJOR THREAT TO THE CITIZENS OF THE COMMUNITY, BUT WOULD BE FOLLOWED VERY CLOSELY UNTIL THE SITUATION WAS RESOLVED.

COUNCILMEMBER HALL ARRIVED AT 7:08 P.M.

PUBLIC HEARING

AN APPEAL OF PLANNING COMMISSION DECISION TO DENY REQUEST BY KING BELL HOUSING, INC. ( FILE CS-85-02 ) - MAYOR KINSELLA OUTLINED THE PROCEDURE TO BE FOLLOWED AND REQUIREMENTS TO BE MET DURING THE APPEAL HEARING. COUNCILMEMBER LOMNICKI DECLARED A POSSIBLE CONFLICT AS A MEMBER OF THE CLACKAMAS COUNTY COMMUNITY ACTION BOARD; HOWEVER, IT WAS FELT THAT THIS WOULD NOT CAUSE ANY PROBLEM.

TOPAZ FAULKNER PRESENTED THE STAFF REPORT REVIEWING THE EVENTS THAT HAD LED UP TO THE DECISION BY THE PLANNING COMMISSION, CITING THE COMMISSION'S REASONING THAT IT DID NOT COMPLY WITH OBJECTIVE THREE OF NEIGHBORHOOD AREA ONE OF THE NEIGHBORHOOD ELEMENT OF THE COMPREHENSIVE PLAN AND DID NOT PROVIDE ADEQUATE

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OPEN SPACE TO CREATE A PLEASING TRANSITION TO ADJACENT PROPERTIES AND THEREFORE IS NOT AN APPROPRIATE LOCATION FOR THIS USE'.

MAYOR KINSELLA REVIEWED ADDITIONAL CORRESPONDENCE RECEIVED AFTER THE PACKETS HAD BEEN ASSEMBLED.

APPLICANTS PRESENTATION - FRANK JOSSELSON, REPRESENTING KING BELL HOUSING, INC., STATED THAT HE WAS THERE TO PERSUADE THE COUNCIL OF SEVERAL THINGS, ONE OF WHICH WAS THAT THE FACILITY WAS NEEDED IN THE DESIGNATED AREA. HE INDICATED THAT IT WAS DIFFICULT TO LOCATE FACILITIES THAT WOULD COMPLY WITH THEIR NEEDS AND FOSTER COMPLETE SUPPORT FROM ADJACENT PROPERTY OWNERS. MR. JOSSELSON THEN INTRODUCED BRIEFLY THE PEOPLE WHO WOULD BE SPEAKING IN SUPPORT OF KING BELL HOUSING.

REV. DOUG MCCLURE, THE MINISTER OF MILWAUKIE PRESBYTERIAN CHURCH, SPOKE IN FAVOR, CITING THE NEED FOR A PERMANENT FACILITY AND RECOUNTING THAT INCIDENTS ASSOCIATED WITH THE HILLSBORO FACILITY WERE MINIMAL. HE ALSO REMINDED THAT HE HAD PARTICIPATED IN A CITY TASK FORCE THAT DETERMINED THAT A PERMANENT SHELTER WAS IMPERATIVE IN THE LONG TERM.

FRANK JOSSELSON REVIEWED THE PROCEDURE FOR EMERGENCY HOUSING OF HOMELESS PERSONS STATED THAT THE LENGTH OF STAY AT THE SHELTER IS GENERALLY TWO WEEKS OR LESS.

SUSAN WAGNER, PRESIDENT OF KING BELL HOUSING, INC. BOARD, REVIEWED THE EXISTING KING BELL HOUSING FACILITIES AND LISTED, BY NAME AND OCCUPATION, THE OTHER BOARD MEMBERS. MS. WAGNER STATED THAT THE COUNTY WAS UNABLE TO MEET THE NEEDS OF THE OVER 500 FAMILIES REQUESTING ASSISTANCE AND RELATED THE SITUATIONS SURROUNDING THREE RECENT CLIENTS WHO HAD BEEN ASSISTED THROUGH THE EXISTING PROGRAM.

MS. WAGNER CONTINUED BY REVIEWING THE CRITERIA THAT THEY HAD USED AS A BASIS FOR MAKING THEIR CHOICE OF LOCATIONS, INDICATING THAT THERE WAS NO PERFECT SITE AND THAT THE MILWAUKIE LOCATION CAME AS CLOSE AS THEY WOULD EVER COME. SHE STRESSED THAT THE PEOPLE ASSISTED AT THE SHELTER WOULD BE RESPONSIBLE FOR ACTIVELY SEEKING A SOLUTION TO THEIR PROBLEMS.

COUNCILMEMBERS ADDRESSED QUESTIONS REGARDING THE PROCESS FOR DETERMINING THE ACCEPTABILITY OF PEOPLE REQUESTING ASSISTANCE AND AVAILABILITY OF STAFF TO SECURE THE FACILITY.

JEANIE KUZMIN-WALLING, REPRESENTING THE CLACKAMAS COUNTY SOCIAL SERVICES DIVISION, OUTLINED THE PROCEDURES FOLLOWED IN DETERMINING WHETHER AN APPLICANT IS ELIGIBLE FOR HOUSING IN THE SHELTER AND STRESSED THAT THIS WAS FOR 'TEMPORARY' HELP. SHE RECOUNTED THAT 100 REQUESTS FOR HOUSING HAD BEEN RECEIVED IN SEPTEMBER ALONG AND THAT THE CLACKAMAS COUNTY SOCIAL SERVICES DIVISION WOULD BE PROVIDING SUPPORT TO KING BELL HOUSING.

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ROBIN AUBERG, REPRESENTING THE HILLSBORO KING BELL PROJECT, STATED THAT THE NEED FOR ADDITIONAL FACILITIES AND HAVING TO TURN PEOPLE AWAY IS VERY FRUSTRATING AND GAVE PROFILES OF PEOPLE RECENTLY HELPED THROUGH THE HILLSBORO FACILITY. MAYOR KINSELLA ASKED IF THE FACILITY WOULD HOUSE WIVES WHO WERE LEAVING THEIR HUSBANDS BECAUSE OF PHYSICAL ABUSE AND MS. AUBERG RESPONDED THAT THIS WOULD ONLY BE ALLOWED IF THERE WAS NO RISK INVOLVED TO RESIDENTS OF THE FACILITY.

BETTY COOK, ALUMNI OF HILLSBORO'S PROJECT AND MEMBER OF THE STAFF, RECOUNTED HER EXPERIENCES AT THE SHELTER INCLUDING THE SUPPORT OF THE STAFF AND URGED COUNCIL TO APPROVE THE REQUEST.

BOB MILLER, ARCHITECT FOR THE PROJECT, INDICATED THAT HE HAD BEEN SURPRISED BY THE REASON CITED BY THE PLANNING COMMISSION FOR ITS DENIAL AND PROPOSED AN ALTERNATE PLAN WHICH ELIMINATED 3 PARKING SPACES TO INCREASE THE 'OPEN SPACE' AND STRESSED THE WILLINGNESS TO ACCOMODATE THE NEIGHBORS BY ERECTING A 5' RED-WOOD FENCE. HE POINTED OUT THAT THE PHYSICAL PLANT WOULD ACTUALLY IMPROVE THE APPEARANCE OF THE NEIGHBORHOOD. MAYOR KINSELLA ASKED IF THE ELIMINATION OF THE 3 SPACES WOULD STILL ALLOW THEM TO MEET THE PARKING REQUIREMENTS AND IT WAS INDICATED THAT, ALLOWING FOR 1 SPACE FOR EACH STAFF MEMBER AND SUFFICIENT PARKING SPACES WITHIN 200 FEET, IT WOULD STILL BE CONSIDERED AS ACCEPTABLE.

FRANK JOSSELSON OUTLINED CURRENT AND PROPOSED CONDITIONS OF THE PROPERTY AND THE BUILDINGS, THE CURRENT USE VERSUS THE PROPOSED USE AND THE IMPACT ON THE COMMUNITY. HE THEN PRODUCED A LETTER FROM PLANNING SECRETARY CYNTHIA NAGY WHICH OUTLINED THE REASON FOR THE DENIAL AND INDICATED THAT THE STANDARDS FOR DENIAL WERE OF QUESTIONABLE BASIS. ALSO PRODUCED WAS A COPY OF A MAY 1983 LETTER, SIGNED BY THEN-MAYOR JOY BURGESS, INDICATING THE NEED FOR A KING BELL HOUSING FACILITY. MR. JOSSELSON REITERATED A SUGGESTION POSED BY MR. GUDGEL, WHICH WAS TO APPROVE THE FACILITY ON A 'TEMPORARY' BASIS, ALLOWING FOR RE-ASSESSMENT IN A SPECIFIED AMOUNT OF TIME AND MR. JOSSELSON INDICATED THAT KING BELL HOUSING WAS WILLING TO AGREE TO THIS CONCESSION BECAUSE OF THEIR CONFIDENCE THAT THE FACILITY WOULD PROVE TO BE AN ASSET TO THE COMMUNITY.

OTHERS IN SUPPORT - DALE HARLAN, CLACKAMAS COUNTY COMMISSIONER AND RESIDENT OF THE PROPOSED AREA, INDICATED THAT HE HAD THOUGHT LONG AND HARD BEFORE ATTENDING THE MEETING AND, BECAUSE OF THE APPARENT NEED AND THE GOOD ORGANIZATION OF THE PROJECT, HE HAD DECIDED THAT HE WOULD BE WILLING TO GIVE THE FACILITY A TRY. HE STATED THAT HE FELT THAT RESIDENTS NEEDED TO LOOK AT THE BROADER NEED OF THE COMMUNITY AND LIKE OTHERS AT FIRST HE WASN'T OPPOSED BUT ALSO WAS DEFINITELY NOT EXCITED ABOUT THE PROSPECT. MR. HARLAN RECOUNTED SOME CASES HE HAD ENCOUNTERED DURING HIS EXPERIENCE AS A COMMISSIONER AND STRESSED THE 'PEOPLE CAN'T ALWAYS GO SOMEWHERE ELSE'.

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JIM BACKENSTOS EXPRESSED HIS SUPPORT OF THE SHELTER, SUGGESTING THAT, UNDER OTHER CIRCUMSTANCES, THE SITUATION MIGHT BE REVERSED AND THE NEED FOR ASSISTANCE MIGHT BE CLOSER TO HOME. HE ALSO EMPHASIZED THAT THE SHELTER WAS FOR TEMPORARY HOUSING.

BREAK - 8:50 P.M.

RECONVENE - 9:00 P.M.

TESTIMONY IN OPPOSITION - BOB GUDGEL, RESIDENT, AGREED WITH THE NEED FOR THE SHELTER HOUSE AND REPORTED THAT HE HAD VISITED THE HILLSBORO FACILITY. HE INDICATED THAT HE WAS IMPRESSED WITH THE HILLSBORO LOCATION: IN A RESIDENTIAL AREA, BUT REMOVED FROM THE NEIGHBORING STRUCTURES BY AT LEAST 100', AND THAT HE HAD RECEIVED NO SPECIFIC COMPLAINTS FROM NEIGHBORS WHEN HE ASKED THEM ABOUT THE FACILITY. MR. GUDGEL ALSO SPOKE WITH MEMBERS OF THE HILLSBORO POLICE DEPARTMENT WHO INDICATED THAT NONE OF THE RESPONSES TO THE FACILITY HAD RESULTED IN CRIMINAL ACTIONS. MR. GUDGEL THEN OUTLINED HIS DEFINITION OF THE IDEAL LOCATION FOR SUCH A FACILITY AND THE CONCERN OF THE PEOPLE IN THE PROPOSED NEIGHBORHOOD REGARDING THE UNKNOWN QUANTITY OF PEOPLE TO BE HOUSED AT THE SHELTER. HE CITED SECTION 10, PARAGRAPH 3 OF THE ZONING ORDINANCE WHICH REQUIRES A SET BACK FOR A COMMUNITY SERVICE OVERLAY AND EXPRESSED CONCERN THAT THE RECENTLY SUGGESTED FENCE WOULD NOT ELIMINATE THE POTENTIAL PROBLEM. TOPAZ FAULKNER REITERATED THAT STAFF HAD RECOMMENDED THAT THE PRE-EXISTING STRUCTURE COULD NOT BE HELD TO THE ORDINANCE WHICH DEALT WITH THE SET BACK IN THE TRANSITION AREA OF NEW STRUCTURES.

ALBERT REDDAWAY, RESIDENT, EXPRESSED CONCERN ABOUT THE CARE AND MAINTENANCE OF THE PROPERTY AND INDICATED THAT HE WAS SPEAKING FOR APPROXIMATELY 15 OTHER PEOPLE WHO WERE ALSO CONCERNED ABOUT SECURITY.

BERT THORSON, RESIDENT, REQUESTED SPECIFIC CRITERIA RELATING TO CONSIDERATION OF THE APPEAL AND QUESTIONED THE FACILITY'S ABILITY TO MEET THE PROVISIONS OF THE COMPREHENSIVE PLAN. HE ALSO INDICATED HIS DOUBT THAT THERE WAS A BENEFIT TO BE DERIVED BY THE NEIGHBORHOOD OR THAT SECURITY COULD BE MAINTAINED.

SHIRLEY PARK, RESIDENT, ADDRESSED THE PARKING ISSUE, INDICATING THAT THERE IS NO PARKING AVAILABLE ON WILLARD STREET.

FAIRY MILLS, RESIDENT, EXPLAINED THAT SHE HAD A DAY CAR BUSINESS IN HER HOME AND THE SHELTER WOULD BE A REAL DETRIMENT TO HER BUSINESS; SOME OF HER CLIENTS HAVING INDICATED THAT THEY WOULD TAKE THEIR CHILDREN ELSEWHERE IF THE SHELTER WAS APPROVED. MS. MILLS ALSO REINFORCED HER SUPPORT FOR THE SHELTER HOME CONCEPT BUT NOT THE LOCATION.

ANDREW MILLS, RESIDENT, STATED THAT HE WAS RENTING HIS HOME AND WAS CONCERNED THAT HE WOULD BE FORCED TO MOVE BECAUSE OF THE DETRIMENTS OF THE FACILITY AND THAT THE LANDLORD WOULD BE PLACED IN A POSITION OF LOWERING HIS STANDARDS IN ORDER TO FIND OTHER RENTERS.

JAN DOUTHIT, RESIDENT, SUPPORTED CONCERNS REGARDING TRAFFIC PROBLEMS AND DRIVEWAY ACCESS WHEN BLOCKED BY VEHICLES.

MICHAEL PARK, RESIDENT, ALSO SUPPORTED CONCERNS ABOUT THE ALREADY CRITICAL TRAFFIC SITUATION.

STAFF COMMENTS - POLICE CHIEF RON GOODPASTER RECOUNTED THAT HILLSBORO POLICE PERSONNEL HAD NOT IDENTIFIED THE SHELTER AS A PROBLEM; THAT ALL CALLS HAD BEEN FOR NON-CRIMINAL OR PUBLIC ASSISTANCE CALLS.

COUNCILMEMBER HALL DIRECTED A QUESTION TO MS. AUBERG REGARDING COMPLAINTS ABOUT INCREASED NOISE LEVELS AT THE HILLSBORO FACILITY. MS. AUBERG STATED THAT THE PEOPLE HOUSED AT THE FACILITY WERE VERY SERIOUS ABOUT RESOLVING THEIR HOUSING PROBLEMS AND WERE NOT THERE FOR A PARTY. SHE POINTED OUT THAT THE FAMILIES DID REPRESENT AN INCREASE IN NOISE, BUT HAD NOT PROMPTED COMPLAINTS FROM NEIGHBORS. COUNCILMEMBER HALL THEN ASKED ABOUT CONFRONTATIONS AND MS. AUBERG RESPONDED THAT SHE HAD NEVER HAD A CONFRONTATION THAT SHE COULDN'T HANDLE.

FRANK JOSSELSON ADDRESSED A QUESTION REGARDING THE BENEFIT TO BE DERIVED FROM THE PROPOSED FENCE AND IT'S FEASIBILITY UNDER THE EXISTING SPACE LIMITATIONS, STATING THAT THE FENCE WOULD BE PLACED AS CLOSE TO THE PROPERTY LINE AS POSSIBLE TO PROVIDE AS MUCH OF A SCREEN AS POSSIBLE. BOB MILLER RESPONDED TO THE FEASIBILITY QUESTION BY INDICATING THAT THERE WAS ADEQUATE ROOM AT THIS POINT FOR THE EMERGENCY EXIT DOOR TO SWING OUT WITHOUT A PROBLEM.

REBUTTAL - FRANK JOSSELSON RESPONDED TO COMMENTS REGARDING THE PARKING PROBLEM, STATING THAT ANY CONTRIBUTION TO THE PROBLEM MADE BY THE SHELTER WOULD BE INSIGNIFICANT COMPARED TO THE EXISTING SITUATION. HE ALSO EXPRESSED HIS APPRECIATION FOR MR. HARLAN'S POINT OF VIEW IN THIS MATTER.

THE PUBLIC HEARING CLOSED AT 9:45 P.M.

MAYOR KINSELLA THEN OPENED COUNCIL DISCUSSION AND COMMENTS.

COUNCILMEMBER SANDUSKY ASKED CITY ATTORNEY GREG EADES TO CLARIFY THE INTERPRETATION OF COMMUNITY SERVICE OVERLAY THAT HAD LED TO THE DENIAL BY THE PLANNING COMMISSION AND MR. EADES STATED THAT THE COMMUNITY SERVICE OVERLAY WAS OPEN TO INTERPRETATION BY THE COUNCIL: THAT THE COUNCIL MAY OVERULE THE PLANNING COMMISSION DECISION.

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OCTOBER 1, 1985, CITY COUNCIL MINUTES

PAGE 6

MAYOR KINSELLA ADDRESSED A QUESTION TO PLANNING COMMISSION CHAIRMAN JOHN LITTLEHALES REGARDING THE USE OF COMMUNITY SERVICE OVERLAY. MR. LITTLEHALES INDICATED THAT THIS SPECIFIC USE HAD NO 'PAT' DEFINITION AND THAT THE MATTER HAD BEEN DELAYED THREE TIMES TO PROVIDE ADEQUATE TIME TO CONSIDER EACH ASPECT BEFORE MAKING A DECISION.

COUNCILMEMBER LOMNICKI STATED THAT HE FELT THE MAJOR REASON FOR THE DENIAL HAD BEEN STATED AS THE 'ABSENCE OF ADEQUATE OPEN SPACE' AND THAT THE ALTERNATE PLAN OFFERED EARLIER IN THE MEETING WOULD ELIMINATE THIS CONCERN AND PERMIT COUNCIL TO DEFINE WHETHER THE FACILITY IS NEW DEVELOPMENT OR DIFFERENT RESIDENTIAL USAGE.

MAYOR KINSELLA ASKED WHETHER THE PRESENT PROPOSAL WAS ALLOWING FOR ADEQUATE PARKING AND TOPAZ FAULKNER REPLIED THAT, WITH THE REQUIREMENT THAT A SPACE BE PROVIDED FOR EACH STAFF MEMBER AND FOR 50% OF THE CLIENTELE, THERE REMAINS A CONCERN, AS INDICATED BY THE STAFF REPORT, THAT ADEQUATE PARKING IS ACTUALLY AVAILABLE. MS. FAULKNER INDICATED THAT IT WAS POSSIBLE THAT A CONDITION COULD BE SET THAT WOULD PROVIDE THE OPTION TO ENTER INTO CONTRACTUAL AGREEMENTS WITH SURROUNDING FACILITIES (IE. PRESBYTERIAN CHURCH LOT) TO PROVIDE STAFF PARKING. SHE SUGGESTED THAT ADEQUATE SIGNING COULD ALSO BE A CONDITION.

COUNCILMEMBER HALL ASKED GREG EADES TO RESPOND TO THE POSSIBILITY OF COUNCIL APPROVING THE REQUEST ON A TEMPORARY BASIS, SETTING A REVIEW DATE FOR FINAL EVALUATION. GREG INDICATED THAT IT MAY BE DIFFICULT TO DEVELOP REVIEW CRITERIA, BUT WAS WORTH CONSIDERATION IF THE COUNCIL HAD REAL CONCERNS REGARDING THE SHELTER AND THAT A MECHANISM FOR REVIEW SHOULD BE WRITTEN IN TO ALLOW FOR RECOURSE IN CASE A PROBLEM EXISTS.

COUNCILMEMBER LOMNICKI STRESSED THAT ENOUGH TIME SHOULD BE ALLOWED TO PROVIDE THE SHELTER ADEQUATE TIME TO SMOOTH OUT DIFFICULTIES THAT ARISE DURING DEVELOPMENT. HE ALSO URGED THAT THE TRANSIENT ASPECT SHOULD NOT BE THE FOCUS; THAT HUMANITARIAN BENEFITS WERE THE MAJOR CONCERN.

COUNCILMEMBER RICHMOND EXPRESSED THE NEED TO CONSIDER THE BENEFIT TO THE COMMUNITY AS A WHOLE AND OFFERED HIS SUPPORT FOR AN APPROVAL WITH A PREDETERMINED PERIOD OF REVIEW.

MAYOR KINSELLA ASKED ABOUT THE PROCEDURE THAT WOULD BE FOLLOWED AT THE TIME DESIGNATED FOR REVIEW AND GREG EADES STRESSED THAT THIS PROCEDURE SHOULD BE CHOSEN FOR 'HIGH-RISK' MATTERS AND THAT COUNCIL SHOULD CONSIDER CAREFULLY WHETHER THIS MATTER WARRANTED A REVIEW PERIOD.

COUNCILMEMBER HALL MOVED TO APPROVE THE KING BELL HOUSING REQUEST WITH THE PROVISION THAT CONDITIONS AND FINDINGS BE DEVELOPED BY THE CITY ATTORNEY, THE PLANNING DEPARTMENT AND KING BELL HOUSING TO BE PRESENTED AT THE NEXT CITY COUNCIL MEETING FOR APPROVAL BY COUNCIL. COUNCILMEMBER RICHMOND SECONDED THE MOTION. THE MOTION CARRIED UNANIMOUSLY.

OCTOBER 1, 1985, CITY COUNCIL MINUTES  
PAGE 7

BREAK - 10:15 P.M.

RECONVENE - 10:26 P.M.

OTHER BUSINESS

- A. CONSIDERATION OF RECOMMENDATIONS FROM SENIOR COMMISSIONS REGARDING THE BEER POLICY AT THE MILWAUKIE SENIOR CENTER. CITY MANAGER HUGH BROWN PRESENTED A REVIEW OF THE RECOMMENDATION FROM THE SENIOR CITIZEN ADVISORY COMMISSION AND THE CENTER ADVISORY BOARD. COUNCILMEMBER HALL MOVED TO APPROVE THE RECOMMENDATION TO AMEND THE CURRENT ALCOHOLIC BEVERAGE POLICY TO ALLOW THE USE OF BEER AT THE CENTER AND COUNCILMEMBER RICHMOND SECONDED THE MOTION. THE MOTION CARRIED UNANIMOUSLY.
  
- B. DISCUSSION OF CITY SURVEY AND 'COMMUNITY CONGRESS' - CITY MANAGER HUGH BROWN REVIEWED SURVEY BACKGROUND MATERIAL AND RECOMMENDED APPROVAL OF THE SURVEY CONTRACT WITH COGAN - SHARPE - COGAN. COUNCIL DISCUSSION FOLLOWED. MAYOR KINSELLA INDICATED THAT APPROVAL SHOULD BE GIVEN AFTER THE QUESTIONS HAD BEEN REVIEWED. THE MAYOR THEN MOVED TO APPROVE THE SURVEY CONTRACT SUBJECT TO APPROVAL OF THE CONCEPT OF THE QUESTIONS BY COUNCIL AND COUNCILMEMBER SANDUSKY SECONDED THE MOTION. COUNCILMEMBER LOMNICKI STRESSED THAT THE SURVEY PROCESS WAS NOT TO EXCEED \$7,000. THE MOTION CARRIED BY A VOTE OF 4 TO 1, WITH COUNCILMEMBER LOMNICKI VOTING AGAINST. COUNCILMEMBER LOMNICKI STATED THAT HIS OPPOSITION WAS BECAUSE OF THE AMOUNT OF DOLLARS NOT BECAUSE OF THE CONCEPT. MAYOR KINSELLA URGED THAT CITIZENS SHOULD BE INFORMED THAT ADDITIONAL SERVICES OR PROJECTS MAY ALSO REQUIRE HIGHER TAXES.
  
- C. BUDGET TRANSFER - CITY MANAGER HUGH BROWN EXPLAINED THAT THE TRANSFER WAS BEING REQUESTED TO RETURN MONIES PREVIOUSLY TRANSFERRED TO COVER THE NEW FIREFIGHTER CONTRACT BECAUSE A NEW AGREEMENT HAS NOT YET BEEN SIGNED. COUNCILMEMBER LOMNICKI MOVED TO APPROVE THE BUDGET TRANSFER AND COUNCILMEMBER HALL SECONDED THE MOTION. THE MOTION CARRIED UNANIMOUSLY AND RESOLUTION 27-1985 WAS ADOPTED.
  
- D. TRI-MET - MAYOR KINSELLA EXPLAINED THAT BUS NO. 31 HAD BEEN ROUTED FROM MONROE TO HARRISON AS OF SEPTEMBER 29TH AND THAT THE CITY HAD LEARNED THAT FIVE TRI-MET BUSES WERE 'EXPRESS'. TRI-MET WILL BE SCHEDULED TO CONSIDER CHANGES IN THE ROUTE.

MAYOR KINSELLA REQUESTED THAT A LETTER BE DIRECTED TO TRI-MET IDENTIFYING THE FOLLOWING: 1) ALL EXPRESS BUSES CURRENTLY IN MILWAUKIE; 2) NO CHANGES WOULD BE ALLOWED WITHOUT NOTIFYING THE CITY; 3) A NEW SCHEDULE FOR TRANSIT CENTER IMPROVEMENTS; AND 4) NO EXPRESS BUSES WILL BE ALLOWED ON RESIDENTIAL STREETS.

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OCTOBER 1, 1985, CITY COUNCIL MINUTES  
PAGE 8

COUNCILMEMBERS AGREED THAT IT WAS TIME TO MEET WITH THE TRI-MET BOARD TO ADDRESS THESE CONCERNS AND REQUESTED THAT STAFF ARRANGE A WORK SESSION WITH THE TRI-MET BOARD.

- E. MCLOUGHLIN/TACOMA/JOHNSON CREEK BLVD. - MAYOR KINSELLA REPORTED THAT COUNCILMEMBERS HAD BEEN CONTACTED BY NORTH MCLOUGHLIN BOULEVARD BUSINESSMEN'S ASSOCIATION TO DISCUSS THE MCLOUGHLIN IMPROVEMENTS. COUNCILMEMBER HALL REQUESTED COUNCIL'S CONSENSUS OF WHETHER IT WAS THEIR DESIRE TO LOOK FOR ALTERNATIVES TO THE CURRENT PROPOSAL OR TO GO WITH THE CURRENT PROPOSAL WHICH APPEARED TO BE A PARTIAL SOLUTION TO A LARGER PROBLEM. MAYOR KINSELLA INDICATED THAT HE WAS FRUSTRATED BY THE DEMANDS OF SO MANY INDIVIDUAL NEIGHBORHOODS WHEN THE BENEFIT TO BE REALIZED BY THE MAJORITY WAS BEING CONSISTENTLY POSTPONED. COUNCILMEMBER HALL STRESSED THAT PROGRESS HAD BEEN MADE ON THE PROJECT AND THAT WORK NEEDED TO CONTINUE TOWARD FINDING A SOLUTION. CITY MANAGER HUGH BROWN INDICATED THAT THE MOST CURRENT RESOLUTION WOULD BE AVAILABLE FOR COUNCIL'S CONSIDERATION IN A FEW DAYS. COUNCILMEMBERS REQUESTED A MEETING WITH MAYOR CLARK AND COMMISSIONER STRACHAN FROM PORTLAND TO DISCUSS THE MATTER.

#### CONSENT AGENDA

COUNCILMEMBER HALL MOVED TO APPROVE THE MINUTES FROM THE SEPTEMBER 17, 1985, CITY COUNCIL MEETING AND COUNCILMEMBER LOMNICKI SECONDED THE MOTION. THE MOTION CARRIED UNANIMOUSLY.

#### INFORMATION

##### ANNOUNCEMENTS BY CITY MANAGER -

- A 1/2-DAY WORK SESSION IS IN THE PROCESS OF BEING SCHEDULED TO DISCUSS THE WATERFRONT, ANNEXATION AND AN UPDATE ON CITY FINANCES. COUNCIL AGREED ON TUESDAY, OCTOBER 22ND FROM 8 A.M. TO 12 NOON AT A PLACE TO BE DETERMINED.
- LAPEL PINS, DEPICTING THE MILWAUKIE DOGWOOD HAVE BEEN RECEIVED. THEY WILL BE PRESENTED TO EMPLOYEES, CITY COUNCIL, BOARD AND COMMISSION MEMBERS AND WILL BE OFFERED TO OTHERS AT A COST OF \$2 APIECE.
- THE DRAFT OF THE BROCHURE ON THE STREET/STORM DRAIN BOND ISSUE WAS PRESENTED TO COUNCIL FOR THEIR CONSIDERATION AND THE CITY MANAGER REPORTED THAT THE BOY SCOUTS HAD BEEN SUGGESTED AS A MEDIUM FOR DELIVERING THE BROCHURES DOOR-TO-DOOR.
- FIRE CHIEF BAILEY WILL BE AVAILABLE TO DISCUSS PRECISION CASTPARTS. COUNCILMEMBER RICHMOND EXPRESSED CONCERN WITH POTENTIAL OF OVERREACTION TO THE SITUATION CAUSING

OCTOBER 1, 1985, CITY COUNCIL MINUTES  
PAGE 9

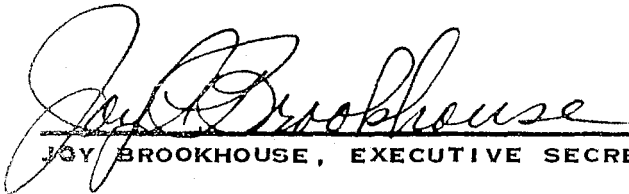
ALARM AND URGED A NEED TO GATHER MORE INFORMATION.

- STAFF IS CONTINUING TO GATHER INFORMATION REGARDING CITY SUPPORT FOR PROGRAMS IN THE COUNTY THAT SPONSOR NEEDY FAMILIES THROUGH THE HOLIDAYS.

ADJOURNMENT

COUNCILMEMBER HALL MOVED TO ADJOURN THE MEETING AND COUNCILMEMBER SANDUSKY SECONDED THE MOTION. THE MEETING WAS ADJOURNED AT 11:12 P.M.

RESPECTFULLY SUBMITTED:

  
JOY BROOKHOUSE, EXECUTIVE SECRETARY

CITY OF MILWAUKIE  
BILLS PAYABLE SEPTEMBER 15, 1985

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|     |                                  |          |      |          |
|-----|----------------------------------|----------|------|----------|
| 1.  | A & A Welder's Supply, Inc.      | 20.75    | 1-62 | 20.75    |
| 2.  | A.T. & T. Consumer Sales         | 26.20    | 1-41 | 26.20    |
| 3.  | Albina Fuel                      | 1,665.30 | 4-   | 1,665.30 |
| 4.  | Ashland Hills Inn                | 10.32    | 1-36 | 10.32    |
| 5.  | Baker & Taylor                   | 52.73    | 1-34 | 52.73    |
| 6.  | Boise Cascade Office Products    | 376.05   | 1-21 | 112.79   |
|     |                                  |          | 1-28 | 22.08    |
|     |                                  |          | 1-34 | 30.95    |
|     |                                  |          | 1-53 | 180.88   |
|     |                                  |          | 1-63 | 29.35    |
| 7.  | Brown, Randy                     | 40.00    | 1-62 | 40.00    |
| 8.  | Bruning                          | 58.85    | 1-91 | 58.85    |
| 9.  | Bowker, R.R., Subscription Dept. | 95.00    | 1-34 | 95.00    |
| 10. | Cellular One                     | 17.33    | 1-62 | 17.33    |
| 11. | Conroy-LaPointe Computer Store   | 728.00   | 4-   | 242.67   |
|     |                                  |          | 20-  | 242.67   |
|     |                                  |          | 30-  | 242.66   |
| 12. | Crary Shoe Manufacturing         | 350.00   | 1-52 | 350.00   |
| 13. | Cunningham Associates, Inc.      | 782.86   | 30-  | 782.86   |
| 14. | Clackamas Cty. Sheriff's Office  | 60.00    | 1-52 | 60.00    |
| 15. | Department of Justice            | 5.00     | 1-23 | 5.00     |
| 16. | Dralle International Trucks      | 763.62   | 4-   | 763.62   |
| 17. | Employers Overload               | 576.00   | 1-41 | 576.00   |
| 18. | Executive Department             | 270.00   | 1-53 | 270.00   |
| 19. | Fire Engineering Magazine        | 16.95    | 1-61 | 16.95    |
| 20. | Gale Research Company            | 87.20    | 1-34 | 87.20    |
| 21. | Grahams Book & Stationery        | 155.13   | 1-21 | 9.82     |
|     |                                  |          | 1-35 | 54.64    |
|     |                                  |          | 1-36 | 18.36    |
|     |                                  |          | 1-63 | 60.03    |
|     |                                  |          | 1-91 | 2.92     |
|     |                                  |          | 4-   | 3.12     |
|     |                                  |          | 20-  | 3.12     |
|     |                                  |          | 30-  | 3.12     |
| 22. | Hare Office Products             | 48.50    | 1-34 | 42.00    |
|     |                                  |          | 1-61 | 6.50     |
| 23. | Home Laundry                     | 206.74   | 1-62 | 206.74   |
| 24. | Kaiser Permanente                | 1,200.00 | 1-52 | 1,200.00 |
| 25. | Listen for Pleasure Limited      | 439.19   | 1-34 | 439.19   |
| 26. | Main Line Book Company           | 297.41   | 1-34 | 297.41   |
| 27. | Milwaukie Lumber                 | 71.14    | 1-52 | 14.60    |
|     |                                  |          | 1-62 | 40.26    |
|     |                                  |          | 4-   | 16.28    |
| 28. | Miracle Auto Painting            | 75.00    | 1-63 | 75.00    |
| 29. | Motorola                         | 450.75   | 1-62 | 450.75   |
| 30. | Northwest Natural Gas            | 241.56   | 1-41 | 144.13   |
|     |                                  |          | 4-   | 45.02    |
|     |                                  |          | 20-  | 3.16     |
|     |                                  |          | 30-  | 49.25    |

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CITY OF MILWAUKIE  
BILLS PAYABLE SEPTEMBER 15, 1985

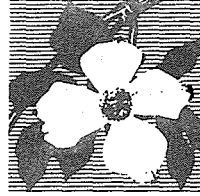
|     |                                  |             |       |             |
|-----|----------------------------------|-------------|-------|-------------|
| 31. | Northwest Truckstell             | 9,785.00    | 3-    | 9,785.00    |
| 32. | Oregon Fire Equipment Co.        | 139.80      | 1-62  | 139.80      |
| 33. | Overhead Door Co. of Portland    | 160.00      | 30-   | 160.00      |
| 34. | P.G.E.                           | 5,206.18    | 1-41  | 662.93      |
|     |                                  |             | 4-    | 549.56      |
|     |                                  |             | 20-   | 216.31      |
|     |                                  |             | 30-   | 3,777.38    |
| 35. | Pacific Northwest Bell           | 428.80      | 1-41  | 133.00      |
|     |                                  |             | 4-    | 41.10       |
|     |                                  |             | 20-   | 162.60      |
|     |                                  |             | 30-   | 92.10       |
| 36. | The Parts Store                  | 42.28       | 4-    | 42.28       |
| 37. | Pay-N-Pak                        | 79.00       | 1-63  | 79.00       |
| 38. | Pixler Auto Parts                | 19.00       | 4-    | 19.00       |
| 39. | Portland Road & Driveway         | 4,049.00    | 4-    | 4,049.00    |
| 40. | Revenue Sharing Advisory Service | 56.00       | 1-23  | 56.00       |
| 41. | Stafford Oil Co.                 | 1,988.79    | 1-023 | 1,988.79    |
| 42. | Wajax-Pacific Fire Equipment     | 50.00       | 1-62  | 50.00       |
| 43. | Water, Food, & Research Lab.     | 150.00      | 30-   | 150.00      |
| 44. | Wichita Feed Store               | 279.54      | 1-36  | 46.20       |
|     |                                  |             | 1-52  | .65         |
|     |                                  |             | 1-62  | 108.45      |
|     |                                  |             | 4-    | 91.89       |
|     |                                  |             | 20-   | 4.00        |
|     |                                  |             | 30-   | 28.55       |
|     |                                  | <hr/>       |       | <hr/>       |
|     |                                  | \$31,620.97 |       | \$31,620.97 |

CHART OF ACCOUNTS  
FUNDS & DEPARTMENTS

③

- 01 General Fund
  - 10 City Council
  - 21 City Administration
  - 22 City Attorney
  - 23 Finance
  - 24 Purchasing
  - 26 Court
  - 27 Cable Franchise
  - 28 Personnel
  - 31 Community Services Administration
  - 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
  - 93 Public Work Building
- 03 Equipment Reserve Fund
- 04 State Tax Street Fund
- 05 Improvement Bond Sinking Fund
- 06 Street Improvement Fund
- 07 Equipment Repair Fund
- 09 Bike Path Fund
- 10 Fixed Asset Account Group
- 12 Federal Revenue Sharing Fund
- 13 Community Development Fund
- 20 Sewer Fund
- 30 Water Fund

# CITY OF MILWAUKIE



OFFICE OF THE CITY ATTORNEY  
in the City Hall • phone 659-5171

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September 25, 1985

TO: CITY COUNCIL  
FROM: GREG EADES  
SUBJECT: CABLE COMMISSION MEETINGS

Due to the fact that the City can no longer regulate certain aspects of the cable system operation and the good record Tribune has had in dealing with subscriber complaints and providing competent service, the Cable Commission no longer has enough business to maintain a monthly meeting schedule. They recommend that you approve an amendment to the ordinance establishing the Commission to allow quarterly meetings.

If you approve, the Commission will meet on the second Tuesday of January, April, July and October. We will prepare a press release and announce the schedule on Channel 51.

Reference: GE-165

ORDINANCE NUMBER \_\_\_\_\_

AN ORDINANCE OF THE CITY OF MILWAUKIE, OREGON, AMENDING ORDINANCE NO. 1543 REGARDING CABLE COMMUNICATION COMMISSION MEETINGS.

THE CITY OF MILWAUKIE DOES ORDAIN AS FOLLOWS:

The first sentence of Section 2 of Ordinance No. 1543 is amended to read:

The Commission shall meet at least quarterly and shall adopt rules for the election of officers and the conduct of its meetings.

Read the first time this \_\_\_\_\_ day of \_\_\_\_\_, 1985, and moved to second reading by \_\_\_\_\_ vote of the City Council.

Read the second time and adopted by the City Council this \_\_\_\_\_ day of \_\_\_\_\_, 1985.

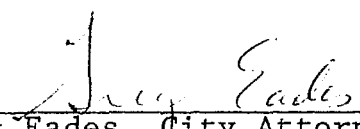
Signed by the Mayor this \_\_\_\_\_ day of \_\_\_\_\_, 1985.

\_\_\_\_\_  
Ronald D. Kinsella, Mayor

ATTEST:

\_\_\_\_\_  
Margaret A. Post, Finance Director

Approved as to form:

  
\_\_\_\_\_  
Greg Eades, City Attorney