

TV a

MILWAUKIE
CITY COUNCIL MEETING
January 18, 1983
7 p.m.

COUNCIL CHAMBERS

1424th Meeting

At 6:05 p.m. the City Council conducted interviews for positions on the Budget Committee and the Civil Service Committee. The following persons were interviewed:

Kathleen Hulme, 11519 SE 30th - Budget Committee
Gary Salyers, 4488 SE Washington - Civil Service Commission
Shirley Brown, 9642 SE 43rd Ave. - Budget Committee

The one thousand four hundred and twenty fourth meeting of the Milwaukie City Council was held on January 18, 1983 with the following members present:

Ronald Kinsella	Don Graf
Michael Richmond	Roger Hall
Mayor Joy Burgess	

Also present:

Hugh Brown, City Manager
Greg Eades, City Attorney (arrived 7:30 p.m.)
Dick Bailey, Fire Chief
Ron Schanaker, Police Chief
Steve Hall, Public Works Director
Topaz Faulkner, Comm. Services Director
Gordon Erickson, Finance Director
Laurie Perkin, City Recorder

Michael Richmond gave the invocation and the pledge of allegiance was recited.

AUDIENCE PARTICIPATION

Jim Backenstos, 3626 SE Harrison, made the following suggestions.

- Security patrol in downtown area
- Volunteers to do parking control (possibly seniors)
- A suggestion box in the lobby of City Hall and an award system established for employees who suggest ways to save the city money.
- 4-Way stops at downtown intersections

Graf suggested that these recommendations be forwarded to the City Manager and/or the Traffic Safety Commission.

Sylvia Sycamore, Corporate Marketing Coordinator from Liberty Cable, read a letter to Council stating Liberty's continued interest in providing a cable franchise for the City of Milwaukie.

Backenstos suggested that city staff find out how downtown merchants would be affected as far as business, insurance rates, etc. in the event that adult bookstores be allowed within the city. He said he saw no reason for further public hearings on this issue.

Mayor Burgess announced that there would be an executive session following the regular meeting under authority of ORS 40.225 (consultation with City Attorney).

PUBLIC HEARING - Street Vacation - Jefferson Street

The Public Hearing was opened at 7:10 p.m. Public Works Director made the staff presentation requesting that the city vacate 4.0 feet of Jefferson Street right-of-way from McLoughlin Blvd. to the old Portland Traction Co. right-of-way along the south side of 10993 SE McLoughlin. The building located at this address was constructed partially in the SE Jefferson Street right-of-way. With this vacation the building and overhang will be placed entirely on private property. There were questions concerning the width of the road. Public Works Director said the road would be between 28 and 32 feet and would not interfere with the development of the riverfront.

Irene Church, owner of the property located at 10993 SE McLoughlin, spoke in favor of the street vacation.

There was no correspondence in favor of or in opposition to the street vacation.

Bill Hupp, 2626 SE Washington, asked if this property would go on the tax rolls. Public Works Director said yes, it would revert to private ownership.

The Public Hearing was declared closed at 7:20 p.m.

It was MOVED by Graf, SECONDED by Hall to read Ordinance 1534 the first time by title only. (AN ORDINANCE OF THE CITY OF MILWAUKIE VACATING A PORTION OF JEFFERSON STREET RIGHT-OF-WAY FROM MCKLOUGHLIN BOULEVARD TO THE OLD PORTLAND TRACTION COMPANY RIGHT-OF-WAY ALONG THE SOUTH SIDE OF 10993 SE MCKLOUGHLIN BOULEVARD). MOTION CARRIED unanimously. It was MOVED by Graf, SECONDED by Kinsella to read the ordinance the second time by title only. MOTION CARRIED unanimously. It was MOVED by Graf, SECONDED by Hall, to adopt Ordinance 1534. MOTION CARRIED unanimously.

LEGISLATIONPayment of bills

It was MOVED by Hall, SECONDED by Kinsella that the bills listed for January 18, be approved for payment. MOTION CARRIED unanimously. There was discussion on whether to maintain the services of Allen's Press Clipping Bureau. Staff was directed to look into this and present a memo to Council.

Request to approve progress payment on Well # 7.

Public Works Director has requested Council approve payment to Rean Contractors, Inc. in the amount of \$12,230.81 for pump house/equipment installation on Water Well # 7. The well is 280 ft. deep and will pump approximately 900 gallons per minute and will be completed within a week. Under discussion, Backenstos commented on gravel in his washer and asked if this would be a problem with equipment (washing machines etc.) Public Works Director said there were sand filters but it was impossible to get all the sand out of the water. It would be far too expensive to correct the problem entirely, he said. Mayor suggested that this was a topic to discuss at the Budget Committee meetings. City Manager asked Public Works Director to comment on Island Station. Steve Hall said that the Island Station Intertie was completed with block grant monies from HUD obtained through the county. Council agreed that staff should look into the cost of a screening system.

It was MOVED by Kinsella, SECONDED by Hall, to approve payment to Rean Contractors, Inc. in the amount of \$12,230.81 for pump house/equipment installation on Water Well # 7. MOTION CARRIED unanimously.

Appointment to City Advisory Bodies

It was decided to wait until February 1 to make appointments to the Budget Committee and the Senior Citizens Advisory Commission so that all applicants would have a chance to be interviewed. It was MOVED by Hall, SECONDED by Graf, to appoint Gary Salyers to the Civil Service Commission. MOTION CARRIED unanimously.

CONSENT AGENDA

Approval of Minutes - January 4, 1983

Liquor license renewals: Vic's Tavern, Ferguson's Market, Red's Coach Inn. It was MOVED by Hall, SECONDED by Graf, to approve the consent agenda. MOTION CARRIED unanimously.

A recess was called at 7:50. The meeting reconvened at 8:00 p.m.

OTHER BUSINESS

Cable TV Negotiations

City Manager said that the city was close to an agreement with Tribune Company and requested that staff be given a maximum of two weeks to bring the final agreement to Council. City Attorney, prior to this meeting, had provided Council with a list of 16 provisions which he said were lacking in Tribune's proposal. Since this list was prepared and after continued negotiations, he said that of the 16 provisions, most have either been resolved or are being resolved. Of the remaining issues, he said he would need some guidelines from Council which could be discussed in executive session. There was discussion on how much time was needed to come to an agreement. Bill Cullen, President of Tribune, said that they would need two weeks. City Manager said that specific information could be provided to Council by Friday, January 28 indicating that the 16 issues had been resolved. Council agreed that an agreement in principle by this date would be acceptable.

Computer Feasibility Study

Bill McDonald, Administrative Assistant, has presented a memo dated December 16, 1982 summarizing the results of the computer feasibility study with a list of conclusions which resulted from the study plus a list of decisions which need to be made by Council including whether to award a contract for the second phase of the process. This next phase will cost approximately \$6000. Rick Pay of Price Waterhouse has prepared a statement of electronic data processing goals and objectives dated January 10, 1983. He spoke to Council of project objectives and benefits to departments, explained computer systems and alternatives and gave cost estimates. He presented a list of steps and priorities and gave an estimated time schedule for implementation. He said that when the RFP is issued, copies should be sent to the county since many of the needed services might be provided by the county.

Based on the study, the following recommendations were made: A minicomputer could accomodate the needs of the Finance Department and other administrative services in City Hall. A centralized mini-computer with terminals initially in the Police and/or Fire Departments and eventually microcomputers in the Police and Fire Departments would be the most cost-beneficial solution for the city. The following costs were listed: RFP for hardware/software - \$6000, Basic system acquisition - \$70 - \$90,000, Finance conversion - \$3000, Police and fire implementation - \$4 - \$12,000. There was discussion on training, the need for a change of programs, and terms of a lease purchase agreement. It was MOVED by Graf, SECONDED by Richmond, that a contract for the second phase of the process be awarded and that an expenditure of \$6000 be authorized. MOTION CARRIED unanimously.

Mayor Burgess reported on the meeting of the Clackamas County Recycling Task Force which she attended. It was requested by the Task Force that each jurisdiction or organization formally recognize the task force and appoint a representative to the task force. It was MOVED by Graf, SECONDED by Kinsella, that Mayor Burgess be appointed the representative for the City of Milwaukie and that the city recognize the Recycling Task Force. MOTION CARRIED unanimously.

Mayor Burgess announced that Bill Parrish from Oregon City had been appointed to Metro's Transportation Policy Alternatives Committee as an alternate to Steve Hall, Public Works Director.

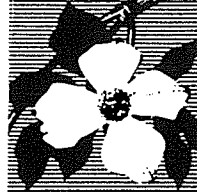
The Mayor suggested that the Council meet at Milwaukie Center for the retreat on Saturday, January 22 rather than the Bank of Milwaukie. She said also that the Fernwood Inn was too expensive and would rather make other arrangements for lunch or dinner. There was discussion on the location of the retreat and arrangements for lunch or dinner. It was MOVED by Kinsella, SECONDED by Burgess, that the retreat be held at Milwaukie Center. MOTION CARRIED unanimously. It was agreed to wait until Saturday to decide on a location for lunch or dinner.

Topaz Faulkner, Community Services Director, reported on the activities of the Business Action Committee. She presented memo dated January 14, 1983 listing goals which were decided upon at the organizational meeting. As a first step, Faulkner said, the BAC will be sending letters to property owners requesting their involvement.

City Manager reported that representatives of the Post Office were in the city and had been taken on a tour by Bill McDonald. The Post Office is still interested in the AG site, he said.

The meeting was adjourned at 10:10 p.m. to go into executive session under ORS 40.225 (consultation with City Attorney). The executive session adjourned at 12:00 a.m.

CITY OF MILWAUKIE



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

CITY COUNCIL AGENDA January 18, 1983 7 p.m.

COUNCIL CHAMBERS

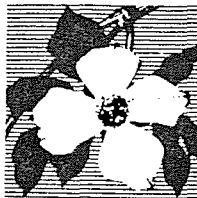
REGULAR MEETING
(1424th Meeting)

INTERVIEWS - 5:55

- I CALL TO ORDER
 - a) Call to order
 - b) Invocation
 - c) Pledge of allegiance
- II AUDIENCE PARTICIPATION
- III PUBLIC HEARING
 - Street Vacation - Jefferson StreetORDINANCE _____
- IV LEGISLATION
 - a) Payment of bills
 - b) Request to approve progress payment - Well # 7
- V CONSENT AGENDA
 - a) Approval of minutes - January 4, 1983
 - b) Liquor license renewals
 - 1. Vic's Tavern
 - 2. Ferguson's Market
 - 3. Red's Coach Inn
- VI OTHER BUSINESS
 - a) Report on status of Cable T.V. negotiations
 - b) Recommendations - Computer Feasibility Study
- VII INFORMATION
 - a) Boundary Commission notice of proposed adoption of permanent rules
 - b) Memo from Comm. Serv. Director re population estimate
 - c) Letter from Annette Farmer, State Representative re property tax relief
 - d) Letter of apt. to Task Force on Poverty
 - e) Letter of apt. to Solid Waste Task Force
 - f) Letter to Tri-Met re airspace
 - g) Information re tax forum
 - h) Minutes- Task Force on Poverty - Dec.28, 1982 & Jan. 6, 1983
 - i) Minutes- SCAC - Oct. 8, 1982
 - j) Minutes - Planning Commission - December 14, 1982
 - k) Newspaper article re Hillside Park


VII ADJOURNMENT

Executive Session under authority of ORS 40.225 (consultation with City Attorney).



MEMORANDUM

TO: MAYOR AND MEMBERS OF THE CITY COUNCIL

FROM: HUGH BROWN, CITY MANAGER 

SUBJECT: CITY COUNCIL MEETING - JANUARY 18, 1983

DATE: JANUARY 14, 1983

As we prepare for the second meeting of 1983, I have the feeling we've come to the end of a period of relatively simple agendas. Starting Tuesday, we're again looking at some substantial issues and decisions.

Interviews for commission seats will occur prior to the Council meeting, starting at 5:55. Sandwiches will be available at 5:15. The Budget Committee appointments would be desirable on Tuesday so we can begin working with the appointees.

The cable TV memo indicates negotiations will continue into Tuesday with Tribune, though we are also preparing for a possible switch to Storer. If after discussion in the Council meeting, it is decided to terminate negotiations with Tribune, Greg and I suggest discussing specific negotiations concerns in executive session.

The computer study recommendation is that we proceed with developing and issuing a Request for Proposals to begin implementing a staged and, I believe, moderate approach to computer acquisition. The discussion before the Council Tuesday is the continuation of the computer study process begun about a year ago. I believe the review and selection process is working well and will result in excellent computer capabilities for the city which are still within our financial resources.

I have heard good reports about the progress of the two task forces and I am particularly pleased with the continued citizen participation. I'm sure very good information and recommendations will be developed by each.

I have been trying to schedule a meeting between the Council and the Milwaukie USA Business Association Board of Directors. A conflict has developed with January 27. I'll be checking with you Tuesday about other times that meet your schedules -- other dates, plus times -- breakfast? 5-6:30 dinners? It is desirable to meet within 2 or 3 weeks if possible.

Enjoy your weekend. It may be a short week next week with three meetings!

MEMORANDUM

TO: MAYOR AND CITY COUNCIL
FROM: LAURIE PERKIN, CITY RECORDER
SUBJECT: APPLICANTS FOR CITY COMMISSIONS
DATE: JANUARY 14, 1983

Budget Committee

Georgia Brakeman and Shirley Brown both wish to reapply for the Budget Committee. Georgia is unable to make the interview, but wishes to be considered for reappointment. Also applying for the Budget Committee are Kathlene Hulme and Wanda Rulifson.

Civil Service Commission

Gary Salyers is applying for the Civil Service Commission.

Senior Citizen's Advisory Commission

Wanda Rulifson is interested in the SCAC also.

Maxine Hansen is applying for the SCAC.

INTERVIEW SCHEDULE

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TIME	NAME
5:55	Wanda Rulifson
6:05	Kathleen Hulme
6:15	Gary Salyers
6:25	Shirley Brown
6:35	Maxine Hansen

CIVIL SERVICE COMMISSION

FUNCTION

To develop and maintain for the city a system of personnel administration which governs the appointment, promotion, transfer, layoff, removal, discipline and welfare of its employees and which is based on the principles of merit and science, economy, efficiency and equal opportunity.

NUMBER OF COMMISSIONERS

5

LENGTH OF TERM

4 years

SCHEDULE OF MEETINGS

Once a month on 2nd Tuesday evening. Other meetings as required under special circumstances.

QUALIFICATIONS

Mandated:

All must be registered voters and residents of the city. Two must be representatives of labor.

Desirable.

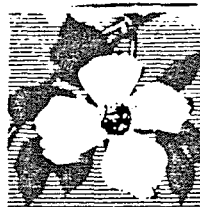
Previous volunteer experience on committee serving the public interest and work experience involving some aspect of organizational development would be helpful.

TYPICAL TASKS

1. Become familiar with Civil Service Chapter of City Charter and with Civil Service Rules.
2. Rule on appeals by employees from personnel actions taken by City Manager.
3. Establish and/or revise rules which interpret Civil Service Chapter of Charter and govern City's personnel system.

CITY OF MILWAUKIE

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



Application For Appointment To City Advisory Bodies

-MILWAUKIE-C

4 DEC 82 10:

NAME: Kathleen Hulme

ADDRESS: 11519 S.E. - 50 Milwaukie Ore - 97222

TELEPHONE: (HOME) 654-2391 (WORK) _____

MILWAUKIE RESIDENT SINCE: 1949

PREVIOUS CITY APPOINTMENTS, OFFICES: Budget Com

EMPLOYMENT OR PROFESSIONAL ACTIVITIES: I do any thing for all people that ask me to help them - to pay it any time!

OTHER COMMUNITY AFFILIATIONS OR ACTIVITIES: this above answers this question

WILL YOU BE ABLE TO ATTEND REGULAR MEETINGS AT NIGHT? yes!
DURING THE DAY? yes!

WHAT ARE YOUR SPECIAL INTERESTS, GOALS FOR MILWAUKIE? to have honest advancement for this city

OTHER BACKGROUND OR INPUT YOU FEEL WOULD BE BENEFICIAL TO THIS COMMITTEE OR COMMITTEES: this above statement answers this question

Please Check Committee or Committees on Which You Would Like to Serve:
This form valid for only one year from date of application.

- | | | | |
|--------------------------------|-------------------------------------|-------------------------------|--------------------------|
| Budget Committee | <input checked="" type="checkbox"/> | Parks & Recreation Commission | <input type="checkbox"/> |
| Building Code Board of Appeals | <input type="checkbox"/> | Planning Commission | <input type="checkbox"/> |
| Civil Service Commission | <input type="checkbox"/> | Senior Citizen Advisory Comm. | <input type="checkbox"/> |
| Fire Code Board of Appeals | <input type="checkbox"/> | Traffic Safety Commission | <input type="checkbox"/> |
| Library Board | <input type="checkbox"/> | | |

This information will be kept on file with the City for use in consideration of appointments to city advisory bodies. Please feel free to attach any additional background information you think would be of value to the City Council.

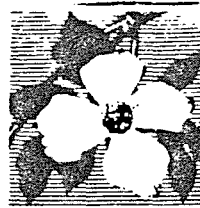
Thank you.

Kathleen Hulme
Signature

Jan - 4 - 1983
Date

CITY OF MILWAUKIE

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



Application For Appointment To City Advisory Bodies

NAME: Gary D. Salyers
ADDRESS: 4488 SE Washington Milwaukie
TELEPHONE: (HOME) 654-9763 (WORK) 653-3660
MILWAUKIE RESIDENT SINCE: 1959
PREVIOUS CITY APPOINTMENTS, OFFICES: Traffic Safety Commission

EMPLOYMENT OR PROFESSIONAL ACTIVITIES: Elementary Principal N. Clackamas School District 20 years

OTHER COMMUNITY AFFILIATIONS OR ACTIVITIES: Member and Past Moderator Milwaukie United Congregational Church Southgate-Clackamas Kiwanis Club until Disbanding
WILL YOU BE ABLE TO ATTEND REGULAR MEETINGS AT NIGHT? Yes - If known
DURING THE DAY? yes - Depends on time in advance

WHAT ARE YOUR SPECIAL INTERESTS, GOALS FOR MILWAUKIE? Provide adequate services to city residents at a reasonable cost. Fair treatment of employees.

OTHER BACKGROUND OR INPUT YOU FEEL WOULD BE BENEFICIAL TO THIS COMMITTEE OR COMMITTEES: Masters Degree in Education with additional hours in Administration. Job experience dealing with a large staff.

Please Check Committee or Committees on Which You Would Like to Serve:
This form valid for only one year from date of application.

- | | | | |
|--------------------------------|-------------------------------------|-------------------------------|-------------------------------------|
| Budget Committee | <input type="checkbox"/> | Parks & Recreation Commission | <input type="checkbox"/> |
| Building Code Board of Appeals | <input type="checkbox"/> | Planning Commission | <input checked="" type="checkbox"/> |
| Civil Service Commission | <input checked="" type="checkbox"/> | Senior Citizen Advisory Comm. | <input type="checkbox"/> |
| Fire Code Board of Appeals | <input type="checkbox"/> | Traffic Safety Commission | <input type="checkbox"/> |
| Library Board | <input type="checkbox"/> | | |

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Thank you.

Gary D. Salyers
Signature

1-8-83
Date

CITY OF MILWAUKIE

4d

APPLICATION FOR APPOINTMENT TO: Milwaukie City Budget Committee

NAME: Mrs. Shirley A. Brown 2-17-21 Contract

ADDRESS: 9642 SE 43rd Avenue, Milwaukie, OR 97222

TELEPHONE: (HOME) 654-2371 (WORK)

MILWAUKIE RESIDENT SINCE: June, 1959

PREVIOUS CITY APPOINTMENTS, OFFICES: Board of Trustees Ledding Library Board, 1964 thru June, 1969.

EMPLOYMENT OR PROFESSIONAL ACTIVITIES: Elected member of North Clackamas School District #12 Board of Directors; 3yrs. Re-elected for 4yrs.

OTHER COMMUNITY AFFILIATIONS OR ACTIVITIES: Presently involved in reactivating Friends of the Library; Life Member of Oregon Library Assn.; Past member Clackamas County Library Board;

WILL YOU BE ABLE TO ATTEND REGULAR MEETINGS AT NIGHT: yes

WILL YOU BE ABLE TO ATTEND REGULAR MEETINGS IN THE DAY: yes

WHAT ARE YOUR SPECIAL INTERESTS, GOALS FOR MILWAUKIE: _____

I am interested in seeing Milwaukie become a city that provide services to make our lives healthy, safe, and provide community programs to improve our quality of life here. I am concerned about the direction our city seems to be taking and felt it was important to become an active participant Since my husband is a downtown bussinessman, I am concerned that these people are not neglected.

OTHER BACKGROUND OR INPUT YOU FEEL WOULD BE BENEFICIAL TO _____

THIS COMMITTEE: It seems to me that the concept of citizen participation be encouraged as in neighborhood councils, task force membership or any other way the citizens can be more directly involved in the decision-making process of the administration.

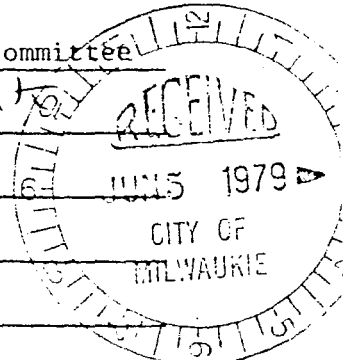
I will actively support and communicate any copporation between the school district and community and administration of the city.

This information will be kept on file with the City for use in consideration of appointments to City advisory bodies.

Thank you.

Mrs Shirley A Brown
SIGNATURE

May 29, 1979
DATE



SCAE



CITY OF MILWAUKIE

Milwaukie Center Advisory Board

APPLICATION FOR APPOINTMENT TO: Senior Citizen Advisory Commission

NAME: MAXINE W. HANSEN

ADDRESS: 5450 S.E. Aldercrest Road, Milwaukie, OR

TELEPHONE: (HOME) 653-5624 (WORK) Retired 97222

MILWAUKIE RESIDENT SINCE: 1974 - father here since 1936

PREVIOUS CITY APPOINTMENTS, OFFICES: nine - official - Volunteer

EMPLOYMENT OR PROFESSIONAL ACTIVITIES: Retired - former Exec. Secy, U.S. Government, H.U.F.S. 20 year

OTHER COMMUNITY AFFILIATIONS OR ACTIVITIES: See other side. Contact Sara Hite, Jay Burger, Mel Paulson of Milwaukie Institute on Aging, PSII, Janet Smith, ALC, PSII, Commissioner Clay Shepard, Decatur County, Rep. John Thayer, District 52, OR

WILL YOU BE ABLE TO ATTEND REGULAR MEETINGS AT NIGHT: No

WILL YOU BE ABLE TO ATTEND REGULAR MEETINGS IN THE DAY: Yes
WHAT ARE YOUR SPECIAL INTERESTS, GOALS FOR MILWAUKIE: Advocate for seniors in Milwaukie area particularly of seniors of Oregon generally.

OTHER BACKGROUND OR INPUT YOU FEEL WOULD BE BENEFICIAL TO THIS COMMITTEE: Familiar with intergovernmental procedures & policies & lea. Hold B.S. 1979 in Social Sciences; Masters of Public Administration with specialty in Gerontology; Graduate Degree in Gerontology - Institute on Aging, PSII - 1980. Represented IGA, PSII & Clatsop County in various capacities 1976-1980. On original committee for Milwaukie Center. ON CC: AAA Adv.

This information will be kept on file with the City for use in consideration of appointments to City advisory bodies. Please use the back of this form to continue answers to any questions or to provide any additional information you wish. Thank you.

Maxine W. Hansen
SIGNATURE DATE 10/25/82

(over)

- Has had 28 years of Voluntary service beginning w/ A.A.R.P. at Grant High 1938. ARC Gray Lady statewide service 1952-1958. Worked with adult Learning Center, O.E. for Retirement associated at PSU 1976-1980, after retirement from Feb 1975, on C.C. AAA advisory Board & original Committee to establish Milwaukee (Senior) Center. Assisted from State/ City of Milwaukee Survey of Seniors. Instrumental in working w/ C.O.C.O.A. (Central Oregon Council on Aging), Bnd, OR to establish IFR Center in La Pine, OR & eventually a Senior Nutrition Site in La Pine. Worked w/ La Pine Lions / Lioness to establish Community Center -- on Ad. Board - 1979-82. A.A.R.P. VITA Income Tax Aide - 1980-1982 (see Mel Paulsen) Charter member of Oregon Gerontological Assoc. & Central Oregon Board member -- now invited to be Clackamas County (GA Board member. La Pine representative on COCC (Central Oregon Community College) Senior Citizens Advisory Committee. Chairman of Advisory Board to La Pine Branch of Deschutes County Library & assisted in establishment thereof via ~~drafting~~ ^{drafting} bylaws for library board & "Friends of Library". Appointed by 3 Deschutes County Commissioners to "208 Federal States Study (EPA) of La Pine." Nominated by Rep Tom Throp (Dist. 52) as C.O. ~~app.~~ candidate to White House Conference on Aging - 1981. Officer of A.A.R.P. Chapter #3014, La Pine - 1980-1982, also hold Undergraduate Certificate in Women's Studies (Elder Women & Returning Women Students), PSU, 1978. Nominated for Senior Center of month award to Senator Packwood. Various pins & certificates & letters of commendation.

Mel

Wrote Incorporation Bylaws for this organization,

CITY OF MILWAUKIE

BUDGET COMMITTEE

PURPOSE:

To approve the municipal budget as presented by the budget officer or as revised by the Budget Committee and present it to the City Council.

MEMBERSHIP:

The Committee consists of the City Council and five members appointed by the City Council. All members must be registered voters residing within the City.

TERM OF OFFICE:

Appointed members are appointed for terms of three years. Appointed members may not serve for more than two consecutive terms.

MEETINGS:

Meetings are held as necessary with the times, places and dates announced by public notice.

SENIOR CITIZEN ADVISORY COMMISSION

FUNCTION

To hear and consider the needs and concerns of senior citizens and of City government and when indicated, make recommendations to City Council.

NUMBER OF COMMISSION MEMBERS

9

LENGTH OF TERM

2 years

SCHEDULE OF MEETINGS

Once a month on 2nd Friday. Other meetings as required.

QUALIFICATIONS

Mandated:

At least 7 shall be residents of the city. Five members must be over 60 years old. No more than 3 members shall be employees of organizations or agencies which provide senior citizens service programs.

Desirable:

An understanding of the needs of Milwaukie area seniors and the general community.

Willingness to attend and participate in regular meetings and special committee assignments.

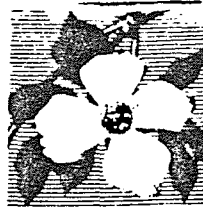
Experience in working with groups.

TYPICAL TASKS

1. Become familiar with SCAC goals and by-laws
2. Obtain input from senior citizens regarding concerns and solutions.
3. Request information from City staff to assist in role as advisory to the City Council.
4. Promote communication between city government and senior citizens.
5. Serve on a committee representing an area of concern to the group.

CITY OF MILWAUKIE

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



Application For Appointment To City Advisory Bodies

NAME: Georgia M. Bookman

ADDRESS: 5142 S.E. Lagoon Rd, Milwaukie, Or 97222

TELEPHONE: (HOME) 653-1252 (WORK) _____

MILWAUKIE RESIDENT SINCE: July 1973

PREVIOUS CITY APPOINTMENTS, OFFICES: Three years on Milwaukie City Budget Committee

EMPLOYMENT OR PROFESSIONAL ACTIVITIES: Retired

OTHER COMMUNITY AFFILIATIONS OR ACTIVITIES: County A A A Eight years as volunteer for Loans + Fishes

WILL YOU BE ABLE TO ATTEND REGULAR MEETINGS AT NIGHT? Yes
DURING THE DAY? Yes

WHAT ARE YOUR SPECIAL INTERESTS, GOALS FOR MILWAUKIE?
City growth, waterfront development and Light Rail

OTHER BACKGROUND OR INPUT YOU FEEL WOULD BE BENEFICIAL TO THIS COMMITTEE OR COMMITTEES: After serving three years on the budget committee I feel qualified to serve another three years.

Please Check Committee or Committees on Which You Would Like to Serve:
This form valid for only one year from date of application.

- Budget Committee
- Building Code Board of Appeals
- Civil Service Commission
- Fire Code Board of Appeals
- Library Board
- Parks & Recreation Commission
- Planning Commission
- Senior Citizen Advisory Comm.
- Traffic Safety Commission

This information will be kept on file with the City for use in consideration of appointments to city advisory bodies. Please feel free to attach any additional background information you think would be of value to the City Council.

Thank you.

Georgia M. Bookman
Signature

Nov. 29, 1982
Date

CITY OF MILWAUKIE

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

20 DEC 82 10: 1



Application For Appointment To City Advisory Bodies

NAME: Wanda M. Rulifson

ADDRESS: 12177 SE River Rd

TELEPHONE: (HOME) 659-2295 (WORK) _____

MILWAUKIE RESIDENT SINCE: 1961

PREVIOUS CITY APPOINTMENTS, OFFICES: Civil Service Comm

EMPLOYMENT OR PROFESSIONAL ACTIVITIES: Field Inspector, Bureau of Labor - Acct for OLCC

OTHER COMMUNITY AFFILIATIONS OR ACTIVITIES: none

WILL YOU BE ABLE TO ATTEND REGULAR MEETINGS AT NIGHT? prefer days
DURING THE DAY? yes

WHAT ARE YOUR SPECIAL INTERESTS, GOALS FOR MILWAUKIE? Improvement of present relations regarding budget, plans for future development of City & surrounding areas

OTHER BACKGROUND OR INPUT YOU FEEL WOULD BE BENEFICIAL TO THIS COMMITTEE OR COMMITTEES: _____

Please Check Committee or Committees on Which You Would Like to Serve:
This form valid for only one year from date of application.

- | | | | |
|--------------------------------|-------------------------------------|-------------------------------|-------------------------------------|
| Budget Committee | <input checked="" type="checkbox"/> | Parks & Recreation Commission | _____ |
| Building Code Board of Appeals | _____ | Planning Commission | _____ |
| Civil Service Commission | _____ | Senior Citizen Advisory Comm. | <input checked="" type="checkbox"/> |
| Fire Code Board of Appeals | _____ | Traffic Safety Commission | _____ |
| Library Board | <input checked="" type="checkbox"/> | | |

This information will be kept on file with the City for use in consideration of appointments to city advisory bodies. Please feel free to attach any additional background information you think would be of value to the City Council.

Thank you.

Wanda M. Rulifson
Signature

Dec 20, 1982
Date

ORDINANCE NUMBER _____

III a ①

AN ORDINANCE OF THE CITY OF MILWAUKIE VACATING A PORTION OF JEFFERSON STREET RIGHT-OF-WAY FROM MCLOUGHLIN BOULEVARD TO THE OLD PORTLAND TRACTION COMPANY RIGHT-OF-WAY ALONG THE SOUTH SIDE OF 10993 SE MCLOUGHLIN BOULEVARD.

WHEREAS, a public hearing was held before the City Council on January 18, 1983 upon proper notice and in accordance with ORS Chapter 271,

NOW THEREFORE, THE CITY OF MILWAUKIE DOES ORDAIN AS FOLLOWS:

Section 1. The City Council finds that notice has been duly given of this vacation, consent of the requisite owners has been obtained and the vacation is in the public interest.

Section 2. The following described street is vacated:

A 4.0 foot strip of SE Jefferson Street located in the NE 1/4 of the NE 1/4 of Section 35, T.1 S., R. 1 E., W.M. more particularly described as follows: The northerly 4.0 feet of SE Jefferson Street from U.S. Highway 99 E West to the old Portland Traction Company right-of-way.

Section 3. The Recorder is directed to file a certified copy of this ordinance with the County Clerk, Assessor and Surveyor for Clackamas County, Oregon.

Read the first time on January 18, 1982 and moved to second reading by _____ vote of the City Council.

Read the second time and adopted by the City Council on _____, 1982.

Signed by the Mayor on _____, 1982.

Jov Burgess, Mayor

ATTEST:

Laurie Perkin, Recorder

Approved as to form:

Greg Eades

Greg Eades, City Attorney

CITY OF MILWAUKIE
M E M O R A N D U M
PUBLIC WORKS DEPARTMENT

102 102

WAP/IE-

III
a2

DATE: November 23, 1982

TO: Hugh Brown
City Manager

FROM: Steven Hall
Public Works Director *SMH*

SUBJECT: Street vacation
Jefferson Street

A recent survey indicates the building located at 10993 S.E. McLoughlin Blvd. was constructed partially in the S.E. Jefferson Street right-of-way in 1956. I suspect this occurred because of the angle at which Jefferson Street intersects McLoughlin.

Jefferson Street has a 60 foot right-of-way. The building and overhang project into the right-of-way 3.32 feet as per the attached survey by George B. Cathey, L.S.

This section of Jefferson Street leads to the boat ramp and is somewhat off-set from Jefferson Street on the east side of McLoughlin Blvd. Because of this off-set and the present width of the right-of-way the location does not present a problem now nor can I foresee a problem in the future.

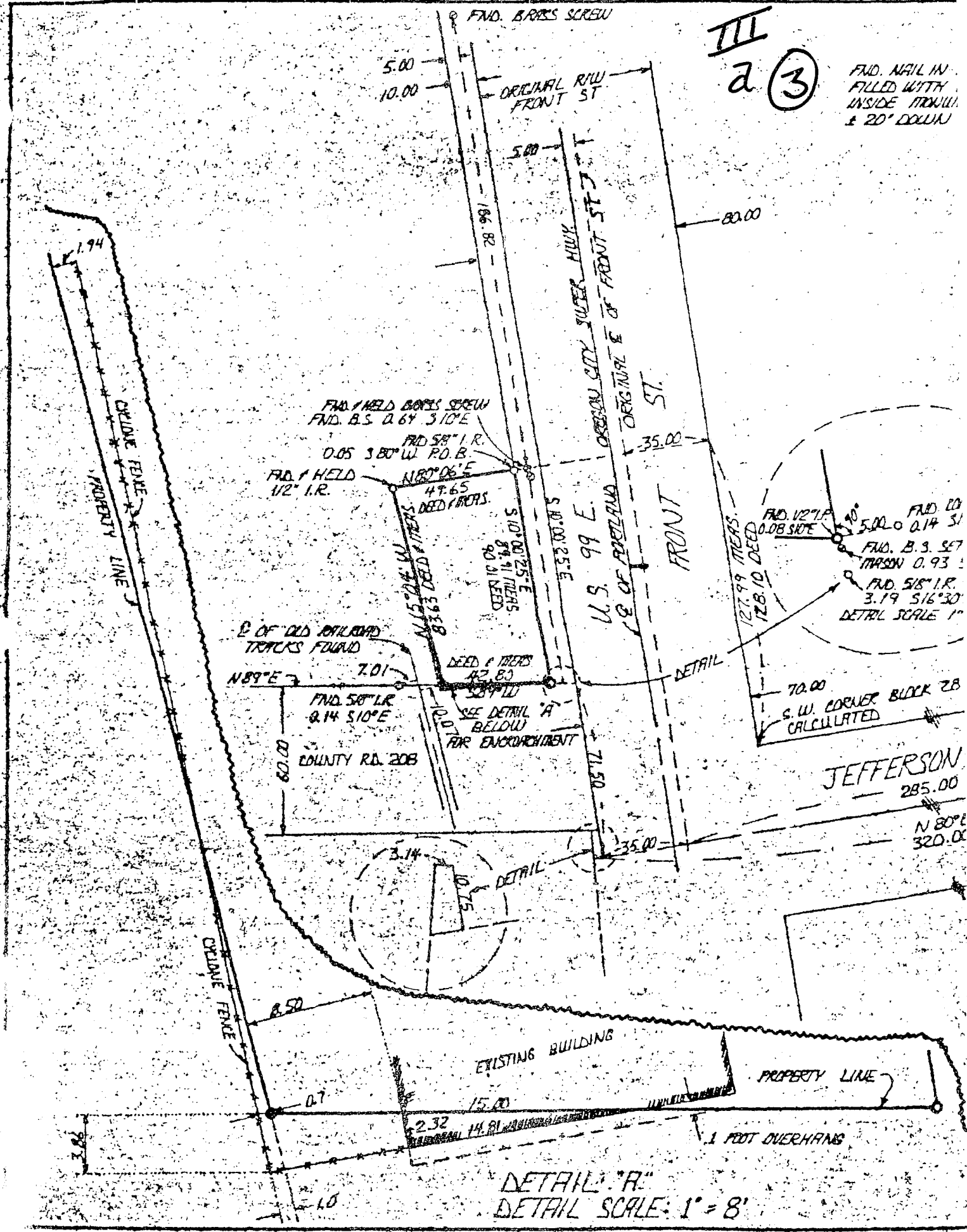
In order to place the building and overhang entirely on private property I recommend the City vacate 4.0 feet of Jefferson Street right-of-way from McLoughlin Blvd. to the old Portland Traction Company right-of-way along the south side of 10993 S.E. McLoughlin Blvd.

SMH:js

Approved Recommended
[Signature]
Hugh H. Brown
City Manager

III
a (3)

FND. NAIL IN
FILLED WITH
INSIDE TRACKS
& 20" DOWN



FND. 1 HELD BRASS SCREW
FND. B.S. 0.64 S 10° E
FND. 58" I.R.
0.05 S 80° W P.O.B.
FND. 1 HELD
1/2" I.R.
N 80° 06' E
47.65
DEED 1883

FND. 127" I.P.
0.08 SIDE
FND. 20
5.00 0.14 S
FND. B.S. 567
THURSON 0.93
FND. 518" I.R.
3.19 S 16° 30'
DETAIL SCALE 1"

70.00
S.W. CORNER BLOCK 28
CALCULATED

JEFFERSON
285.00

N 80° E
320.00

DETAIL "A"
DETAIL SCALE: 1" = 8'

CITY OF MILWAUKIE
BILLS PAYABLE JANUARY 18, 1983

IV
D_a

1.	A & A Welder's Supply, Inc.	18.39	7-	18.39
2.	ASE Supply, Inc.	89.56	7-	89.56
3.	Allen's Press Clipping Bureau	27.00	1-21	27.00
4.	Asphalt Institute	90.00	4-	90.00
5.	BYTE Publications, Inc.	19.00	1-34	19.00
6.	Baker & Taylor	4.78	1-32	4.78
7.	Bernards Garage	30.00	7-	30.00
8.	Bob's Rentals & Sales, Inc.	34.20	30-	34.20
9.	Boise Cascade	368.91	1-23	134.67
			1-32	46.29
			1-33	15.77
			1-34	24.92
			1-53	147.26
10.	Brooks Products	2,022.04	30-	2,022.04
11.	Cessco, Inc.	79.78	30-	79.78
12.	City Council	275.00	1-10	275.00
13.	Clackamas Communications	7.62	1-62	7.62
14.	Clackamas Water District	121.50	1-32	103.50
			1-36	18.00
15.	Officer James P. Clay	24.00	1-52	24.00
16.	Clean One	25.00	1-37	25.00
17.	Continuing Education Publications	7.50	1-92	7.50
18.	Clackamas Cty. Fire District #1	4,074.63	1-62	4,074.63
19.	Columbia Battery Mfg. Co.	293.48	7-	293.48
20.	Clackamas Cty. Library	185.96	12-	185.96
21.	" " Printing	596.77	1-23	494.26
			1-53	102.51
22.	" " Service Dist. #1	54,820.35	1-32	110.00
			20-	54,710.35
23.	Custom Auto Repair	836.13	1-52	836.13
24.	Downes, Ken/ Associates	1,345.26	1-22	1,345.26
25.	Dralle International Trucks, Inc.	114.00	7-	114.00
26.	Durand, Jo	29.50	1-21	29.50
27.	Eades, Greg	16.59	1-22	16.59
28.	Eastside Heating & Air Conditioning	139.75	1-32	139.75
29.	Gale Research Company	73.55	1-34	73.55
30.	Hite, Sara	11.20	1-32	11.20
31.	Home Laundry	200.78	1-62	200.78
32.	Honeywell Protection Services	66.00	20-	33.00
			30-	33.00
33.	LGPI	100.00	1-21	100.00
34.	Lynn Kirby Ford	131.54	7-	131.54
35.	Main Street Cleaners	478.40	1-52	424.00
			1-61	1.63
			1-62	48.96
			1-63	3.81
36.	Martin, Terry	9.45	1-52	9.45
37.	Milwaukie Automotive Service	2,643.00	3-	2,643.00
38.	Milwaukie Police Reserve	150.00	1-33	150.00
39.	Milwaukie Lumber	98.13	1-36	83.91
			1-62	13.02
			4-	1.20

CITY OF MILWAUKIE
BILLS PAYABLE JANUARY 18, 1983

IV
②a

40.	Milwaukie Postmaster	20.00	1-62	20.00
41.	Mobile Radio Communication Service	123.75	1-62	123.75
42.	Milwaukie Roofing	40.00	1-37	40.00
43.	Mobile Radio Communication Service	41.25	1-62	41.25
44.	N.W.I. (Photo & Sound Company)	16.60	1-35	16.60
45.	New Review	26.19	1-35	26.19
46.	Northwest Natural Gas	755.22	4-	482.38
			30-	272.84
47.	Olson Bros Service	148.65	1-52	148.65
48.	Oregon Fire Marshals' Assn.	8.75	1-63	8.75
49.	Overhead Door Company	85.00	20-	42.50
			30-	42.50
50.	PGE	4,286.24	1-32	514.82
			1-34	314.20
			1-36	26.02
			1-53	214.41
			1-61	277.52
			4-	635.65
			20-	64.09
			30-	2,239.53
51.	Pacific Coast Industrial Laundry	240.30	1-34	18.00
			1-37	16.00
			1-51	2.00
			1-61	13.50
			4-	63.60
			20-	63.60
			30-	63.60
52.	Pacific Northwest Bell	950.49	1-21	36.75
			1-32	238.61
			1-34	154.35
			1-36	45.26
			1-53	34.84
			1-61	16.50
			4-	270.33
			20-	81.50
			30-	72.35
53.	Pacific Western Bank	196.24	12	196.24
54.	The Parts Store	69.46	7-	69.46
55.	Petty Cash	116.88	1-10	7.63
			1-21	2.00
			1-32	9.96
			1-35	3.75
			1-37	3.35
			1-51	5.20
			1-52	54.68
			1-53	16.50
			1-91	2.67
			1-92	11.14
56.	Platt Electric Supply	47.49	1-34	47.49
57.	City of Portland	327.37	4-	327.37
58.	Portland State University	65.00	1-91	65.00
59.	Rean Constructors, Inc.	12,230.81	30-	12,230.81

CITY OF MILWAUKIE
BILLS PAYABLE JANUARY 18, 1983

IV
③

60.	Rock Creek Sand & Gravel	807.00	4-	807.00
61.	Safelite Glass	159.00	1-63	159.00
62.	Safety Kleen Corp.	37,75	4-	12.58
			20-	12.58
			30-	12.59
63.	Samuels Steel PRODUCTS	87.50	30-	87.50
64.	Sanderson Safety Supply Co.	290.25	1-52	290.25
65.	Shell Oil Company	25.70	1-61	25.70
66.	Stevens Automotive	210.05	7-	210.05
67.	Touche Ross & Co.	2,800.00	1-22	2,800.00
68.	Valley Communications	444.00	1-36	21.00
			1-52	189.00
			1-91	34.00
			4-	100.00
			30-	100.00
69.	W.V.C.M.O.	5.00	1-93	5.00
70.	Western Construction Materials	497.76	4-	497.76
71.	Water, Food & Researc- Lab., Inc.	160.00	30-	160.00
72.	Wholesale Fountain Supply, Inc.	43.50	1-62	43.50
73.	Whichta Feed and Hardware	250.59	1-36	33.94
			1-37	1.80
			1-63	11.00
			4-	68.48
			7-	7.00
			20-	30.23
			30-	98.14
74.	Wilcox Printery	128.00	1-32	128.00
75.	Willamette Dog & Cat Hospital	74.00	1-52	74.00
76.	Woody Froom Tire Center	307.83	7-	307.83
		\$95,782.37		\$95,782.37

CHART OF ACCOUNTS
FUNDS, DEPARTMENTS & DIVISIONS

Effective July 1, 1982

CITY COUNCIL	01-10 BONDED DEBT FUND	02
CITY ADMINISTRATION	01-21 EQUIPMENT RESERVE FUND	03
LEGAL	01-22 STATE TAX STRLET FUND	04
COMPTRROLLER	01-23 IMPROVEMENT BOND SINKING	
COMPTRROLLER/PURCHASING	01-24 FUND	05
COMPTRROLLER/GENERAL GOVERNMENT	01-25 STREET IMPROVEMENT FUND	06
	EQUIPMENT REPAIR FUND	07
COMMUNITY SERVICES ADMINISTRATION	01-31 BIKE AND FOOTPATH FUND	09
MILWAUKIE CENTER	01-32 FIXED ASSET ACCOUNT GROUP	10
MUNICIPAL COURT	01-33 REVENUE SHARING FUND	12
LIBRARY	01-34 COMMUNITY DEVELOPMENT GRANT	
PLANNING	01-35 FUND	13
PARKS & RECREATION	01-36 SEWER FUND	20
CITY HALL	01-37 WATER FUND	30
	GENERAL LEDGER/INVENTORY	GL
POLICE ADMINISTRATION	01-51	
FIELD SERVICES	01-52	
SUPPORT SERVICES	01-53	
FIRE ADMINISTRATION	01-61	
FIRE SUPPRESSION	01-62	
FIRE PREVLNTION	01-63	
PUBLIC WORKS ADMINISTRATION	01-91	
PUBLIC WORKS ENGINEERING	01-92	
PUBLIC WORKS BUILDING	01-93	

CITY OF MILWAUKIE
M E M O R A N D U M
PUBLIC WORKS DEPARTMENT

IV b①

DATE: January 3, 1983

TO: Hugh Brown, City Manager
Gordon Erickson, Comptroller

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

SUBJECT: Progress Pay Estimate #3
Pump House/Equipment Installation
Water Well #7

Attached is Progress Pay Estimate #3 for the project as stated above. This pay estimate reflects work now completed (through December 29, 1982) and was prepared and approved by H.S. Burdin of Cunningham Associates, enigneers for this project. I concur with this estimate and request that City Council approve payment in the amount of \$12,230.81 to REAN Constructors, Inc.

Payment to be made to: REAN CONSTRUCTORS, Inc.
8 Offenbach Place
Lake Oswego, Oregon 97034

Payment amount: \$12,230.81

Account #: 30-00-365-00

Also attached is Contract Change Order #2 along with supporting documentation. You will note that this change order was necessitated by a PGE requirement and approved by the project engineer.

js

CITY OF MILWAUKIE

WELL No. 7

CONSTRUCTING PUMP HOUSE
AND
INSTALLING PUMPING EQUIPMENT
REAN CONSTRUCTORS, INC. CONTRACTOR

26
IV

ESTIMATE NO. 3

PAGE NO. 1 OF 3

CUTOFF DATE: December 29, 1982

	THIS ESTIMATE	PREVIOUS ESTIMATE	TOTAL TO DATE
PROGRESS ESTIMATE	12,396.00	22,749.22	35,145.22
EXTRA WORK	478.54	-	478.54
GROSS AMOUNT OF ESTIMATE	12,874.54	22,749.22	35,623.76
LESS 5% RETAINED	643.73	1,137.46	1,781.19
OTHER DEDUCTIONS			
NET AMOUNT	12,230.81	21,611.76	33,842.57

TOTAL AMOUNT DUE THIS ESTIMATE \$12,230.81

ESTIMATE PREPARED BY H.S. Burdin R.D.K.

APPROVED: CUNNINGHAM ASSOCIATES, INC.
BY H.S. Burdin

APPROVED: CITY OF MILWAUKIE, OREGON
BY A.M. Noll 3 JAN. 83
Public Works Director

PAID _____

*CHANGE ORDER NO. 2 ATTACHED

MILWAUKIE
CITY COUNCIL MEETING
January 4, 1983

1/4a

THE MILWAUKIE CENTER

WORK SESSION - 6 p.m.

A work session of the Milwaukie City Council was held on January 4 with the following Councilors present:

Mayor Joy Burgess	Don Graf
Ronald Kinsella	Roger Hall
Michael Richmond	

The City Manager explained the purpose in establishing a work session prior to Council meetings was to review major agenda items and issues which might come before Council at a later date. He described the format for the meetings which would include a question and answer session.

Bill McDornald, Administrative Assistant, has submitted names of persons interested in serving on the Solid Waste Task Force. City Manager suggested Council make some appointments tonight and wait until more names were submitted to complete the appointments.

The City Manager presented the schedule of budget meetings. There have been seven meetings scheduled, all of which will be held at the Center. There will be a preliminary meeting on February 3 at which time the department heads will make their presentations. Work on the budget must be completed by March 9 in order to meet the deadline for the May 17 election. There were some conflicts noted in the proposed schedule. It was decided that a final and revised schedule will be listed on the consent agenda for the January 18 meeting.

City Manager said that award of a Cable T. V. franchise and a report on a computer needs survey will be items on the next agenda. On January 20, Sumner Sharpe of Cogan and Associates will make a presentation on the annexation study. On January 22, the Council retreat will be held to discuss city goals. It will begin at 9 a.m. and include dinner. The location has not been decided upon.

At the February 1 meeting Council will be presented with revenue proposals which will affect the 1982-83 budget as well as the 1983-84 budget.

The meeting was adjourned at 6:55 pm.

Joy Burgess, Mayor

Jo Durand, Acting Secretary

MILWAUKIE
CITY COUNCIL MEETING
January 4, 1983
7 p.m.

V/a
②

THE MILWAUKIE CENTER

1423rd Meeting

The one thousand four hundred and twenty third meeting of the Milwaukie City Council was held on January 4, 1983 with the following members present:

Michael Richmond	Don Graf
Ronald Kinsella	Roger Hall
Mayor Joy Burgess	

Also present:

Hugh Brown, City Manager	Ron Schanaker, Police Chief
Greg Eades, City Attorney	Dick Bailey, Fire Chief
Steve Hall, Public Works Director	Jo Durand, Administrative Assistant
Topaz Faulkner, Comm. Services Director	Gordon Erickson, Finance Director

City Attorney performed swearing-in ceremony of Mayor Joy Burgess and newly elected council members Ronald Kinsella and Michael Richmond.

The invocation was given by Mayor Burgess and the pledge of allegiance was recited.

AUDIENCE PARTICIPATION

Andy Cotugno, Transportation Planner from Metro, gave an update on the status of the Metro/Tri Met feasibility study on Light Rail in the McLoughlin Corridor. He said that the inter-state transfer funds have been frozen pending the resolution of issues regarding McLoughlin improvements. The funds for the Tacoma project will be released following the Multnomah County study and the rest will be kept frozen until after the light rail study. The economic impacts of light rail will be studied as well as the environmental impacts. Cotugno provided Council with a report defining an overall scope of work for a light rail system in the whole metropolitan area. It is expected that a general assessment of what the impacts and benefits are will be available sometime this summer. There were questions from the Council concerning upcoming meetings, possible construction schedule of light rail in other corridors, and federal funding of light rail projects.

LEGISLATION

It was MOVED by Kinsella, SECONDED by Graf, that the bills listed for January 4, 1983 be approved for payment. MOTION CARRIED unanimously.

Eligibility Certification for Surplus Property

Finance Director has requested Council approval of resolution regarding eligibility certification for surplus property which is required once every three years which includes signatures of staff authorized to acquire federal surplus property. It was MOVED by Graf, SECONDED by Kinsella, to adopt the resolution authorizing city representatives to acquire federal surplus property from the Oregon State Agency for Surplus Property as indicated. MOTION CARRIED unanimously.

It was MOVED by Richmond, SECONDED by Burgess, that Kinsella be appointed President of the Council. MOTION CARRIED unanimously.

CONSENT AGENDA

Approval of minutes - December 21, 1982

Approval of Vehicle Wrecker application

It was MOVED by Hall, SECONDED by Graf, that the Consent agenda be adopted. Under discussion, Bill Hupp asked about the wrecker application. City Manager said that new state regulations require Council approval of the application. Previously this had been handled by the Police Department. On the MOTION to adopt the consent agenda, MOTION CARRIED unanimously.

OTHER BUSINESS

Long range fiscal projections

Finance Director has prepared a report of estimated revenues and expenditures in compliance with ORS 221.780(2). The City Council is required to approve the report prior to submission to the State. Erickson explained technique used in preparing the report. Expenditure projections were based on current expenditures using general trending of 3 to 5%. It was MOVED by Graf, SECONDED by Hall to adopt the long range fiscal projection report. MOTION CARRIED unanimously.

Appt. of Solid Waste Task Force

Bill McDonald has submitted names of experts in the field of waste disposal and of citizens expressing an interest in the task force. Mayor questioned whether the appointments should be made within the limitations of the motion which had been passed at the December 14 meeting stating that eleven people be appointed to the task force. It was MOVED by Kinsella, SECONDED by Hall that the following persons be appointed to the Task Force on Solid Waste Disposal. Garbage Haulers Michael Borg and Mel Deines, a representative from Sunflower Recycling and Fred Kahut from Canby Recycling, Jerry Hermann from Clackamas Community College, Dennis Mulvihill from Metro, and Liz Moschogianis from Oregonians for Clean Air. MOTION CARRIED unanimously. Ron Kinsella volunteered to be chairman of the task force. It was MOVED by Graf, SECONDED by Hall that Ronald Kinsella be appointed temporary chairman and that Richard Hutchens, Bonnie Mishler, Jean Baker and John Phillips be appointed as citizens. Included in the motion, was the stipulation that three more citizens be appointed at a later date with the majority of citizens to be residents of the city. MOTION CARRIED unanimously. It was MOVED by Hall, SECONDED by Graf, that a preliminary progress report be required within the next two months. (by the first Council meeting in March.) MOTION CARRIED unanimously. It was concurrence of Council that representatives of the North Clackamas School District and the business community be contacted regarding representation on the task force.

City Manager asked for Council concurrence that work sessions be held at 6 p.m. prior to the regular meetings.

Bill Hupp objected to pre-council meetings on a regular basis which the general public would not attend. There was further discussion on this issue and it was decided that the work sessions would be held only occasionally.

④ 1/12/83

INFORMATION

There was discussion on Tri-Met's policy regarding air space above the park-and-ride stations. Staff was directed to write to Tri Met asking that they state a policy on this issue.

It was MOVED by Graf, SECONDED by Hall, to accept Wanda Rulifson's resignation from the Civil Service Commission. MOTION CARRIED unanimousl
It was decided to hold interviews for the Senior Citizen Advisory Commission at the next Council meeting.

The meeting was adjourned at 9:15 p.m.

Mayor Joy Burgess

Jo Durand, Acting Secretary

JAN 83 11 24

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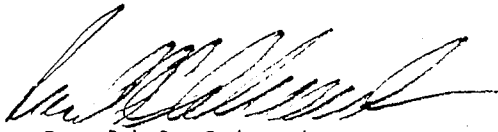
H
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MEMORANDUM

TO: Hugh Brown, City Manager
FROM: Ron Schanaker, Police Chief
DATE: January 7, 1983
SUBJECT: APPLICATION FOR LIQUOR LICENSE

Local and State law enforcement records fail to reflect any negative information on the below-listed applicant. I therefore find no reason to deny issuance of the requested license.

APPLICANT: C. V. Crispin DBA
Vic's Tavern
10901 S. E. McLoughlin Blvd.
Milwaukie, Oregon 97222



Ronald C. Schanaker
CHIEF OF POLICE

RCS:pa

Rec. 698115
1-6-83

M E M O R A N D U M

V
B
②

TO: Hugh Brown, City Manager

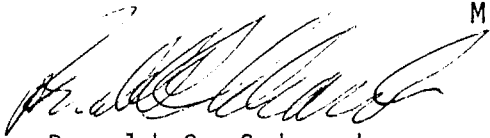
FROM: Ron Schanaker, Police Chief

DATE: January 12, 1983

SUBJECT: APPLICATION FOR LIQUOR LICENSE RENEWAL

State and local law enforcement records fail to reflect any negative information on the below-listed applicant. I therefore find no reason to deny issuance of the requested license renewal.

APPLICANT: FERGUSON'S MARKETS INC DBA
FOOD WAREHOUSE
4200 SE King Road
Milwaukie, Oregon 97222



Ronald C. Schanaker
Chief of Police

RCS:jh

M E M O R A N D U M

V
B
③

TO: Hugh Brown, City Manager
FROM: Ron Schanaker, Police Chief
DATE: January 12, 1983
SUBJECT: APPLICATION FOR LIQUOR LICENSE RENEWAL

State and local law enforcement records fail to reflect any negative information on the below-listed applicant. I therefore find no reason to deny issuance of the requested license renewal.

APPLICANT: L & L Corporation DBA
REDS COACH INN
10477 SE Main Street
Milwaukie, Oregon 97222



Ronald C. Schanaker
Chief of Police

RCS:jh

MEMORANDUM

VI
a ①

January 14, 1983

TO: CITY COUNCIL

FROM: HUGH BROWN, CITY MANAGER
GREG EADES, CITY ATTORNEY

SUBJECT: REPORT ON CABLE NEGOTIATIONS WITH TRIBUNE COMPANY

It's been three and a half months since the Council authorized franchise negotiations with Tribune and we still don't have a complete agreement. It's taken this long for several reasons. We didn't insist on a tight schedule with several meetings set close together. Using the RFP format required shuffling a huge stack of papers, and it was hard to keep track of it all. Mr. Downes spoke for the city during the early sessions. This arrangement was no longer workable when it became necessary to start compromising on certain issues. Finally, both sides started with and maintained "hardline" stances on several issues.

At the same time however, we accomplished much during negotiations. In many instances, we improved on or at least realized our high expectations concerning Tribune's proposal. Mike Kruger and Bill Cullen were cooperative and flexible on many points and seemed genuinely interested in offering the city a good system. Attractive features of a franchise granted to Tribune would include a 12 year franchise term, a comprehensive penalties provision, good complaint and public information programs, subscriber preference surveys, rate discounts for seniors and multiple pay channels, city authority over public access and institutional services, annual performance evaluations and a guarantee of performance even if in the future the city is denied the ability to regulate cable.

There are however, a number of important issues still not resolved. Some of the problems were obvious in the proposal; others became known during negotiations. The issues that we still can't agree on include use of a formula to determine the need for rate increases, availability of interactive services such as home security, video-text and pay-per-view services, future capabilities of the system, including the city's future regulatory authority, and support and encouragement of local (access) programming. We have also resisted Tribune's proposals on performance surities, lack of service to commercial areas, valuation of the system in the event of termination of the franchise and a limit on reimbursement of city's franchising costs. Unless we can satisfactorily resolve these problems with the proposal, a substantial amount of regulatory authority and service in the best interests of the public is lost.

This is intended to be only a summary of the status of negotiations and we realize you'll want a more complete explanation at the meeting. Also, we are still talking to Tribune, and we'd like nothing better than to report Tuesday that negotiations have been completed. However, if we have to evaluate the advantages of the Tribune proposal with the potential disadvantages as they currently stand, we will probably recommend on Tuesday that you consider negotiating with Storer Communications. We recommend Storer on the basis of the evaluations and comparisons prepared last fall, which suggest that Storer should be our second choice. If you agree, in the interest of time and to be consistent we should offer Storer the same agreement that we are willing to offer Tribune, with corrections to allow for a different firm and different service offerings. To approve this recommendation, it will be necessary for you to terminate negotiations with Tribune.

Representatives of Tribune will be present Tuesday evening to answer your questions. If you wish to discuss future negotiations strategy, we can do so in executive session under authority of ORS 42.220. Let us know if you need additional information for the meeting.

APPENDIX

PROPOSED ELEMENTS OF THE FIRST
IMPLEMENTATION PHASE

VI
B (3)

R.F.P. to contain the following specific items:

1. Hardware

Minicomputer with expandable core and memory
Capable of supporting a network
Capable of supporting micro's
Able to support a variety of municipal applications
Must be able to meter user activity

2. Software

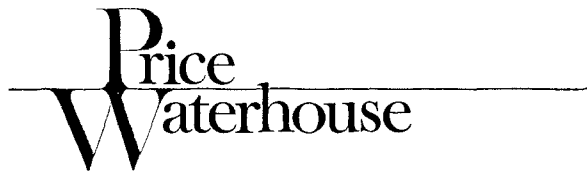
Comprehensive Municipal Finance Package (required)
Also interested in responses if police or fire software
are available (not required)
Database manager capable of supporting a variety of
municipal departments files; user friendly; easily
expanded (required)

3. Vendor Evaluation, Contracts, Implementation Plan

PROJECT OUTLINE

	<u>Purpose</u>	<u>Cost</u>	<u>Start Date</u>	<u>Finish Date</u>	<u>Results</u>
Phase 1	Feasibility Study	\$3,000	9/82	12/82	Computer justified Applications identified System Parameters Recommended priorities
Phase 2	R.F.P. for Hardware/Software	\$6,000	1/83	3/83	Requirements definition R.F.P. distributions Vendor response evaluation Contracts Implementation plan
Phase 3	Basic System Acquisition	\$70,000	4/83	5/83	Receive basic minicomputer and software to support finance and date base manager Install hardware and init hard line network Install remote terminals
Phase 4	Finance Conversion	\$3,000	5/83	6/84	Bring up Finance software and convert priority tasks from manual to automated
Phase 5	Police and Fire Microcomputer Implementation	\$12,000	83/84	Fiscal Year	Based on actual experience of need install microcomputers in both locations
Phase 6	Other priority applications	?	?		Continue to add cost and benefit justified applications in other city departments

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101 S.W. MAIN STREET, SUITE 1700
PORTLAND, OR 97204
503 224-9040

January 14, 1983

Mr. Hugh H. Brown
City Manager
City of Milwaukie
10722 S. E. Main Street
Milwaukie, Oregon 97222

Dear Mr. Brown:

The purpose of this letter is to provide you with a summary of our findings as presented in our report of January 10, 1983. The objectives of the study which resulted in that report were:

1. To prepare a brief statement of goals and objectives of the City as they relate to data processing.
2. To review the City departments' individual system requirements for data processing systems.
3. To briefly review the feasibility of using a distributed network of microcomputers or a small minicomputer to satisfy the goals, objectives and requirements of the City.
4. To prepare a brief plan for the implementation of such systems as are determined to be feasible.

The goals and objectives of the City for data processing as identified by City staff are:

1. Systems must be more productive.
2. Management must have better information for planning, controlling and monitoring.
3. Automation and decision support systems will become a bigger part of operations.
4. Consideration should be given to the replacement of some "in-house" services with contract services.

Departmental interviews were conducted during the course of the project to determine the basic needs of the various departments as they may relate to data processing. In addition, needs

January 14, 1983

assessments were prepared by the departments regarding their needs as they perceive them for automation.

During this review, we determined that the department with the primary need for the City was Finance. Applications included utility billing, accounts payable, general ledger/budget, licenses, fixed assets, purchasing and other miscellaneous areas. Other departments with high-priority needs included Police and Fire. While additional departments within the City had specific needs for automation, it was found that those needs were not of a priority or of a sufficient cost-benefit in terms of their effects upon that department or widespread effects on other departments within the City. Therefore, the result of the departmental overviews was that the highest priority should be given to Finance with secondary priority to Police and Fire and tertiary priority to the other departments within the City.

As a part of the study, we reviewed options for the City regarding the automation of the above-listed applications. Several alternatives were reviewed, including:

1. A centralized computer to serve the needs of the entire City.
2. A network of microcomputers for each departmental application.
3. A combination of a centralized minicomputer with micros in heavy use departments.
4. On-line services through Clackamas County.

Based upon the experiences of other cities in Oregon, we believe that a minicomputer can accommodate the needs of the Finance Department and other administrative services within City Hall. In addition, a network extending to the Police and the Fire Departments should adequately service those departments. Therefore, as a result of the study, it is our belief that a centralized minicomputer with terminals initially in the Police and/or Fire Departments and eventually microcomputers in the Police and Fire Departments would be the most cost-beneficial solution for the City. The eventual use of microcomputers in the Police and Fire Departments would relieve the contention for the services of the minicomputer in the Finance Department. This would increase the productivity of City employees due to their not having to wait for response of the computer system to the degree that would be necessary if only a centralized minicomputer were available.

To implement such a system in Milwaukie, several steps will be necessary. The first step will be to prepare a request for proposal (RFP) for hardware and software. This will include a system requirements definition, RFP preparation and distribution,

Mr. Hugh H. Brown
City of Milwaukie

- 3 -

January 14, 1983

evaluation of vendor responses, execution of contracts and preparation of an implementation plan.

The written request for proposal will specify the desired minicomputer characteristics, including, among others, the capability of supporting a network (including microcomputers), and the capability of supporting a specified municipal application software.

The next step will be to acquire the minicomputer and physically install it, including the hookup to Police and Fire Departments, using regular computer terminals.

The final step will be the conversion and implementation of the Finance Department onto the system followed by the implementation of the Police and Fire Departments' systems. As a later step, microcomputers should be installed in the Police and/or Fire Departments. Estimated costs for the above-described tasks are:

RFP for hardware/software:

Estimated cost - \$6,000 (Finance Department only)
Start date - January 1983
Finish date - March 1983

Basic system acquisition (including software):

Estimated cost - \$70-90,000
Start date - April 1983
Finish date - June 1983

Finance conversion:

Estimated cost - \$3,000
Start date - May 1983
Finish date - June 1984

(NOTE: The Finance conversion costs do not include City staff requirements.)

Police and Fire implementation:

Estimated cost - \$4-12,000
Start date - Fiscal year 1983-84

We would like to thank City staff for their openness and assistance in the completion of this review. We look forward to assisting the City in conducting the future phases of the project.

Very truly yours,

Price Waterhouse

Price
Waterhouse

CITY COUNCIL
CALENDAR OF MEETINGS

- January 18 - Regular Council Meeting - 7 p.m. (interviews 5:55
light dinner available from 5:15) Council Chambers
- January 20 - Work Session - 7 p.m.- Report by Cogan & Associates
on city development policies - Council Chambers
- January 22 - City Council retreat to discuss city goals - 9 a.m.
Bank of Milwaukie (all day Saturday-conclude with
dinner at Fernwood Inn.)
- February 1 - Regular Council Meeting - 7 p.m. - Council Chambers
- February 3 - Council, Budget Committee, Key Communicators - Department
Presentations - 7 p.m. Milwaukie Center
- February 15- Regular Council Meeting - 7 p.m. - Council Chambers
- March 1 - Regular Council Meeting - 7 p.m. - Council Chambers
- March 15 - Regular Council Meeting - 7 p.m. - Council Chambers

BUDGET MEETINGS (all meetings at Milwaukie Center)

- February 22 - 7 p.m.- 9:30 p.m. Classroom # 1
- February 23 - 7 p.m.- 9:30 p.m. Dining room # 2
- February 26 -10 a.m.- 4 p.m. Classroom # 1
(Saturday)
- March 3 -7 p.m. - 9:30 p.m. Dining room # 2
- March 5* -10 a.m.- 4 p.m. Classroom # 1
(Saturday)
- March 8* -7 p.m. - 9:30 p.m. Classroom # 1
- March 9* -7 p.m. - 9:30 p.m. Classroom # 1

*These dates are optional and may not be needed.

NOTE: The forum on taxation will be held on January 31 at
Rex Putnam High School at 7 p.m. Registration will
be at 6:30 p.m.

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Before the
PORTLAND METROPOLITAN AREA LOCAL GOVERNMENT BOUNDARY COMMISSION

In the matter of the adoption)
of a Permanent Rule adopting)
Policies of the Portland Boundary)
Commission)
NOTICE OF PROPOSED
ADOPTION OF PERMANENT RULE

1. On December 2, 1982 at 7:00 p.m. in Room 602 - Multnomah County Courthouse, 1021 SW 4th Ave., Portland, Oregon, the Portland Metropolitan Area Local Government Boundary Commission will consider adoption of a Permanent Rule on Policies of the Portland Boundary Commission.
2. The proposed Permanent Rule establishes three policies of the Commission. These policies -- 1) Incorporated Status; 2) Mediation, Coordination and Maintenance of Financial Integrity; and 3) Long-Range Governmental Structure -- resulted primarily from investigations conducted by the Commission's Advisory Committee on what kind of guidance was desired by governmental units served by the Commission.
3. The purpose of the Policies is to assist those filing applications with the Commission by further refining the Commission's requirements/viewpoint.
4. The Commission will consider whether the policies effectively enhance the Commission's ability to deal with proposals coming before it.
5. Interested persons may appear and testify either orally or in writing at the hearing. Written comments may also be submitted prior to the hearing to the Commission office--320 SW Stark St., Rm. 530, Portland, Oregon 97204.
6. Citation of statutory authority, statement of need, principal documents relied upon and statement of fiscal impact are attached to and made a part of this notice, as Attachment "A".
7. The Portland Metropolitan Area Local Government Boundary Commission will conduct the public hearing regarding this issue. If the Rule is adopted the effective date will be January 2, 1983.

Dated: October 26, 1982

Kenneth S. Martin
Kenneth S. Martin,
Executive Officer

ATTACHMENT "A"

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Before the
PORTLAND METROPOLITAN AREA LOCAL GOVERNMENT BOUNDARY COMMISSION

In the Matter of Adoption)
of Policies of the Portland) Statutory Authority, Statement of Need,
Boundary Commission) Principal Documents Relied Upon, and
) Statement of Fiscal Impact

1. Citation of statutory authority: ORS 183.310 to 183.400 and ORS 199.452 authorizes the Commission to adopt rules.
2. Need for Rule: To adopt policies which will help those submitting applications to the Commission to better understand the requirements and desires of the Commission.
3. Documents relied upon: Draft policies of Boundary Commission;
Report to the Boundary Commission of BC Advisory Committee, dated February 24, 1982;
Boundary Commission staff memo of March 20, 1970 exploring establishment of BC policy and criteria for decisions;
Oregon's Policy and Law Regarding Local Government Boundaries, study by Orval Etter on contract with BCs in late 1972 - early 1973;
Sentinels of Sane Growth, materials prepared for 1977 Legislative Session;
Local Government Boundary Commissions - part of information packet prepared by BC staffs for 1979 Legislative Session.

The above reports are available in the Boundary Commission office, 320 SW Stark - (Room 530), Portland, Oregon, during regular office hours, 8:00 a.m. to 12:00 and 1:00 p.m. to 5:00 p.m. Monday through Friday.
4. This Rule should not have any direct economic impact on cities and districts under Boundary Commission jurisdiction nor on individuals making applications to the Commission.

PERMANENT RULE ON POLICIES OF PORTLAND BOUNDARY COMMISSION

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POLICY ON INCORPORATED STATUS:

POLICY: THE BOUNDARY COMMISSION GENERALLY SEES CITIES AS THE PRIMARY PROVIDERS OF URBAN SERVICES.

BASIS FOR POLICY:

This policy is based on the Commission's understanding of its purpose in simplifying governmental structure and on its long term view of how governmental structure relates to the economy, efficiency and equity of urban service provision.

* * *

POLICY ON MEDIATION, COORDINATION AND MAINTENANCE OF FINANCIAL INTEGRITY:

POLICY: THE BOUNDARY COMMISSION'S ROLE INCLUDES MEDIATING DISPUTES ARISING OVER BOUNDARIES, COORDINATING SERVICE DELIVERY, AND EXPLORING WAYS TO KEEP UNITS OF GOVERNMENT FINANCIALLY SECURE.

BASIS FOR POLICY:

This policy is based on the Commission's desire to act as a catalyst to bring about greater long-range planning and coordination of the boundary change process. This role is especially important during periods of time when special service districts have lost much of their financial base as a result of annexation-caused withdrawals of territory but still have duties to perform.

* * *

POLICY ON LONG RANGE GOVERNMENTAL STRUCTURE:

THE BOUNDARY COMMISSION GENERALLY FAVORS LOGICAL LONG TERM ARRANGEMENTS OF GOVERNMENTAL STRUCTURE WHICH MAY DICTATE APPROVAL OF IRREGULAR BOUNDARIES IN THE SHORT TERM.

BASIS FOR POLICY:

This policy is based on the Commission's understanding that the Legislature desires the Commission to help create a lasting system of responsive, efficient and economical governmental structure. This understanding comes from a reading of the Boundary Commission statute (particularly the "standards" and "policy" sections), and from legislative intent expressed in numerous hearings held and reports issued since the Boundary Commission was first created.

P O L I C Y P A P E R

I N C O R P O R A T E D S T A T U S

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Background. The Boundary Commission Advisory Committee recently (1981-82) held a series of hearings with representatives of special districts and cities. A report was issued with recommendations to the Commission, one of which states:

"The Boundary Commission should let it be known that urbanized areas should be placed into incorporated cities for municipal services. This goal should be spelled out in statute as well as policy."

This proposed policy states the desires of most cities within the Boundary Commission's jurisdiction. For the special districts the policy reflects what many of them see to be the reality of the situation even if this does not coincide with their preference. Many of the units feel the Commission maintains this policy de facto and would prefer it be a stated public fact, even though they may disagree with it.

One very clear reason for the existence of boundary commissions which has been re-emphasized a number of times by the Legislature since the original law was passed, is to hold down the number of governmental units. When the Portland Boundary Commission came into existence there were approximately 305 units under its jurisdiction. Today there are 150.¹ Annexation of urban and urbanizable land to cities slowly but surely lessens the need for new single purpose units of government and will eventually lead to elimination of some existing single purpose districts. Special districts were originally formed as interim devices to deliver services until the areas they served became highly urbanized and needed the full services of a city.

The existence of many different governmental units makes the delivery of urban services unnecessarily complex. The visibility and hence political accountability of many of these units is relatively low. (The average election turnout according to a study in the early '70s was in the neighborhood of 4 - 5% for special district elections). Cities on the other hand have a relatively much higher visibility and accountability. (A single city with 5 elected officials might deliver the same services as four special districts with 20 elected officials.)

Cities have the ability to balance service needs and allocate scarce resources after comparing the relative merit of each service. Special service districts cannot do this.

¹ 16 of these were eliminated when Columbia County was dropped from BC jurisdiction.

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Within cities there is relative equity of service levels. With delivery by many units, this equity is often lost. The level of service varies widely, with some being unacceptably low and others being particularly high.

Cities generally offer a wider range of necessary services for an urban area. Outside of cities some less popular but necessary services such as storm drainage and parks and recreation are often not available. Cities generally do a better job of long range planning for service delivery, particularly when it comes to these less popular and visible services. They do so precisely because cities are by nature supposed to be full service providers. As the need increases for a new service, the city responds by beginning to plan for it. Each special district plans only for the service it currently provides. Thus, planning for a new service is often not done until the need for the service is critical and with crisis at hand.

Cities offer greater opportunity for economies of scale and operational coordination. Through interdepartmental joint purchasing and joint operations, economies can be effected in cities that are usually not possible in small single purpose units. A water and a sewer department in a city, for instance, may have a single crew and share backhoes, trucks, etc., whereas a water district and a sewer district serving the same area may duplicate manpower and equipment.

Cities have greater fiscal resources available to them than many single or limited purpose units. Thus, cities are better able to balance the burden of paying for services and reducing potential heavy impacts on any one segment of the community.

Policy Constraints. This policy on incorporated status does relate to the section of boundary commission law which charges the Commission with maintaining the financial integrity of all units of government. Clearly, the Commission must uphold this portion of the statute as well as to meet its structural improvement goals. The policy on Mediation, Coordination and Maintenance of Financial Integrity addresses this need.

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Thus, the Commission must temper this policy when it conflicts with the maintenance of financial integrity of a special service district. The Commission should view financial integrity as applying in each individual case as well as the cumulative effect. However, the potential negative impact of an action (or actions) on a unit's financial integrity must be considered to be an actual threat to the unit's fiscal integrity, ability to continue operation, solvency or efficiency.

* * * * *

P O L I C Y P A P E R

MEDIATION, COORDINATION AND MAINTENANCE OF FINANCIAL INTEGRITY

It is the intent of the Boundary Commission to promote greater long range planning and coordination in relation to the boundary change process. The Commission and its staff will attempt to be a catalyst in exploring better ways to provide public services from a governmental structure point of view, involving particularly the districts, cities and counties it serves as well as other interests in the region.

This role of searching for ways to improve the service delivery systems will emphasize positive innovative approaches. As a continuation of longstanding practice, the Commission and staff will attempt to mediate interjurisdictional disputes arising from boundary determination and service delivery.

An important aspect of the above role is the Commission's charge to maintain the financial integrity of units of government involved in the boundary change process.

On a case by case basis the Commission and its staff will study ways to keep districts financially secure during periods of time when they have lost much of their financial resources due to encroaching city annexation, but still have a duty to provide service. In many cases the community at large (i.e. the patrons of such districts) may have a responsibility to help phase out districts that eventually will be entirely annexed and the Boundary Commission could be the agent to define the methods.

P O L I C Y P A P E R
LONG RANGE GOVERNMENTAL STRUCTURE

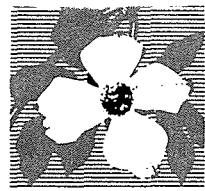
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The Boundary Commission views as a major reason for its existence the facilitation of an economical efficient system of governmental structure. The boundary commission statute charges the Commission with guiding the creation and growth of units of government with this in mind. The statute likewise cautions the commissions against creating illogical extensions of boundaries. The Commission believes it should prevent creation of permanently illogical boundaries.

However, the nature of the boundary change process is incremental. Because large inhabited areas generally resist annexation to units of government, most annexations are relatively small. Growth of city and district boundaries when viewed in this light, is almost always "illogical" by definition since the addition of each lot or group of lots creates irregularity in the boundary.

The Boundary Commission must therefore look at the longer range picture of governmental structure and service delivery when reviewing individual proposals. When that longer range view indicates eventual logic, economy, efficiency, structural simplification, greater community identity, equity--and other long term results compatible with sound long term governmental structure,--the Commission may choose to approve proposals which at first glance may appear to be illogical extensions. This long term view may dictate annexations of "island" areas or conscious creation of island areas where circumstances warrant this approach. Particularly in the latter case, the Boundary Commission encourages units of government to work with the Commission and its staff.

In the past, the Commission has encouraged some cities to explore ways of eliminating particularly tortured service boundaries. Such encouragement is always tempered with other standards and requirements of the law (such as the timing and availability of services); so that while the overall goal is kept in sight, individual proposals are judged separately, with some accepted and some rejected.



MEMORANDUM

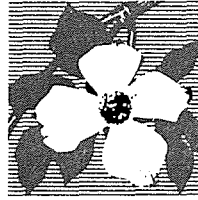
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TO: HUGH BROWN, CITY MANAGER
FROM: TOPAZ FAULKNER, COMMUNITY SERVICES DIRECTOR
DATE: DECEMBER 30, 1982
RE: POPULATION ESTIMATE

Portland State University's Center for Population Research and Census has provided a population estimate of 17,716 for Milwaukie. This constitutes a loss of 215 people since the 1980 Census was taken. The lower population figure is attributed to a county-wide drop in occupancy rates from 95% to 92%, and the slow-down in construction of new homes.

The Planning Staff has made an effort to double check some of the major factors, such as apartment vacancy rates and school enrollment. There is no clear indication that the new population estimate is wrong and, lacking that, there appears to be no basis for assigning more staff time to researching the reasonableness of the new figure.

CITY OF MILWAUKIE



CITY COUNCIL
in the City Hall • phone 659-5171

MEMORANDUM

VII d

January 7, 1983

TO: TASK FORCE TO HELP UNEMPLOYED AND NEEDY
FROM: MAYOR JOY BURGESS
SUBJECT: CITY COUNCIL APPOINTMENTS

I am pleased to announce that at its regular meeting on December 21, 1982, the Milwaukie City Council made the following appointments to the task force to help the unemployed and needy in Clackamas County:

Sara Hite, Milwaukie Center Director
Marianne McGee, Loaves & Fishes
Father Saalfeld, St. Johns Catholic Church
Doug McClure, Milwaukie Presbyterian Church
Glenda Braget, citizen
Beverley Kole, Clackamas County Health Dept.
Morgana Wilson, citizen
John Maguire, Clackamas County Community Action
Mary Beth Wilson, Clackamas County Health Dept.
Jim Backenstos, citizen
Mel Paulson, citizen

Doug McClure and John Maguire have been named as co-chairmen of the committee and Marianne McGee has been appointed secretary. Two more meetings have been set for January - Thursday, January 13 and Thursday January 20. Both meetings will take place at Milwaukie Center and will be from 5:30 p.m. to 7:30 p.m.

If you have any questions, or if you are not able to participate on the task force, please contact Laurie Perkin at City Hall at 659-5171.

Thank you for your willingness to serve.

Sincerely,

Joy Burgess, Mayor

JB/lp

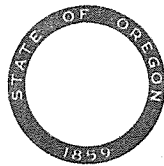
ANNETTE FARMER
MULTNOMAH COUNTY
DISTRICT 22

REPLY TO ADDRESS INDICATED:

- House of Representatives
Salem, Oregon 97310
- 2603 NE. 144th Avenue
Portland, Oregon 97230

AN 83 11: 41

LEGISLATIVE



COMMITTEES
Member:
Education
Human Resources

HOUSE OF REPRESENTATIVES
SALEM, OREGON
97310

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January 4, 1983

The Honorable Joy Burgess, Mayor
City of Milwaukie
City Hall
10722 S. E. Main Street
Milwaukie, Oregon 97222

Dear Mayor Burgess,

You are absolutely right, suggesting a tax reform in your letter of December 23, 1982. We in the Legislature are going to work in that direction as we need property tax relief but at the same time revenues are essential for support of services. I believe that people are realizing what is happening and will support our proposals. Indeed, it will be a difficult session.

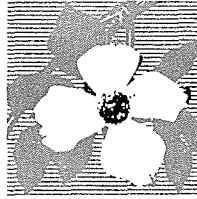
Sincerely,

Annette Farmer

Annette Farmer
State Representative

AF:jc

CITY OF MILWAUKIE



CITY COUNCIL
in the City Hall • phone 659-5171

January 7, 1983

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MEMORANDUM

TO: SOLID WASTE TASK FORCE APPOINTEES

FROM: MAYOR JOY BURGESS

SUBJECT: NOTIFICATION OF SELECTION AND ORGANIZATIONAL MEETING DATE

I am pleased to announce that the Milwaukie City Council appointed the following persons to the Solid Waste Task Force during their regular session on January 4, 1983.

Garbage Haulers:

Michael Borg, Oak Grove Disposal
Mel Deines, Mel Deines Sanitary Service

Recycling Businesses

Sunflower Recycling Representative
Fred Kahut, Canby Recycling Service

Educational Institution

Jerry Herman, Environmental Learning Center

Government

Dennis Mulvihill, Metro

Environmental Health

Liz Moschogianis, Oregonians for Clean Air

Citizens

Jean Baker
Richard L. Hutchens
Bonnie Mishler
John Phillips

January 7, 1983

page 2.

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Three additional citizens will be appointed when the Council receives names of individuals expressing interest to serve on the Task Force.

Ronald Kinsella will represent the City Council on the task force and act as temporary chairperson and coordinator for the first meeting. The first meeting is scheduled for January 13, 1983 at 7 p.m. in the Council Chambers of City Hall.

If you have any questions, please call Ron Kinsella at 653-5301.

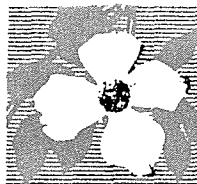
Sincerely,



Joy Burgess
Mayor

JB/lp

83 13: 3
MILWAUKIE
CITY OF MILWAUKIE



CITY ATTORNEY
in the City Hall • phone 659-5171

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January 11, 1983

Lee Hames
Tri-Met
4012 SE 17th Avenue
Portland, Oregon 97202

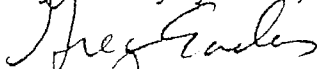
Dear Ms. Hames:

It's been several months since we've heard anything concerning the time-transfer center proposed for Milwaukie. The City Council has requested an update on the project, including the status of the property acquisition and the federal grant approvals.

The December 14 Oregonian had an editorial on the use of space above Tri-Met transit stations. If Tri-Met has formulated a policy on this issue, we would appreciate hearing about it, since redevelopment of the downtown business district is a major concern in Milwaukie.

Thank you for your prompt response.

Very truly yours,


Greg Eades
City Attorney

cc: ✓ Hugh Brown

GE/vk

CITY OF MILWAUKIE
TASK FORCE TO HELP UNEMPLOYED AND
NEEDY IN CLACKAMAS COUNTY

December 28, 1982

THE MILWAUKIE CENTER

7 p.m.

The first meeting of the City Council appointed task force to help the unemployed and needy in Clackamas County was held on December 28, 1982 with the following members present:

Mel Paulson, Acting Chairman	Sara Hite
James Backenstos	Beth Wilson
Beverley A. Kole	Marianne McGee
John Maguire	

Absent:

Father Saalfeld
Glenda Braget
Morgana Wilson
Doug McClure

Also present:

Mayor Joy Burgess

Mayor Burgess explained that since most of the task force members were not present at the time of their appointment by the City Council, she wanted to make clear the intentions of the Council in regard to this committee. The goals as Council sees them, are: 1) to identify the most critical needs in Milwaukie and the North Clackamas area, 2) to outline the steps that can be taken by the city and the community at large to meet these needs addressing both short term and long term goals. The Mayor asked that a preliminary report be submitted to the Council within a month of this first meeting. The report should include a time schedule with a date on which final recommendations will be presented to the Council.

It was MOVED by McGee, SECONDED by Hite, that Doug McClure and John Maguire be appointed co-chairmen. MOTION CARRIED unanimously. It was MOVED by Backenstos, SECONDED by Hite, that Marianne McGee be appointed secretary. MOTION CARRIED unanimously.

Maguire suggested discussion on what needs are most urgent and what needs are now being met. Backenstos spoke of coordination of agencies. McGee suggested setting up a process first, and spoke of the composition of the committee and setting up sub-committees. There was discussion on identification of resources. Maguire said there was a referral system in effect now and that it was important that this committee not duplicate what other agencies were doing. Hite said information is a number 1 need, not only for the people who need help but for those who are willing to help. The following topics were discussed:

Setting up an employment bank - list of odd jobs
Food bank - It was suggested a warehouse be set up in a vacant store etc.

Role of news media- press releases
Need for transporting emergency services
Volunteer system
Freezer space volunteers
Block homes to be used as a resource for community

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Beverley Kole listed the following needs in order of priority:

- 1) Housing (emergency and long term) - it was suggested use of schools, dorms, etc.
- 2) Emergency medical care; glasses, dental - it was suggested that drug companies might provide samples.
- 3) Transportation , particularly for medical service and job searching.
- 4) Food - allocation , canned food drives.
- 5) Homes for unved mothers plus medical care.
- 6) Furniture and miscellaneous supplies.
- 7) Counseling services

The following meeting dates were set: January 6, 13 and 20 at 5:30 at Milwaukie Center.

The agenda for the January 6 meeting was discussed. It was decided to start with identification of greatest needs, have a brainstorming session and conclude with a priority list of what is feasible.

There was discussion on contacting private industry, doctors, and dentists who might volunteer help.

The meeting was adjourned at 8:45 p.m.

Marianne McGee, Secretary

CITY OF MILWAUKIE
TASK FORCE TO HELP UNEMPLOYED AND
NEEDY IN CLACKAMAS COUNTY
January 6, 1983

VII
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THE MILWAUKIE CENTER

5:30 p.m.

A meeting of the task force to aid the unemployed and needy in Clackamas County was held on January 6, 1983 with the following members present:

John Maguire, Co-Chairman
Doug McClure, Co-Chairman
Sara Hite
Beverley Kole
Mary E. Wilson

Absent:

Mel Paulson
James Backenstos
Glenda Braget
Morgana Wilson
Marianne McGee
Father Saalfeld

Also present:

Joan Staley
Barbara Redman
Star Gann
Jeanie Kuzmin
Laurie Perkin, Acting Secretary

John Maguire gave a brief review of the expectations of the City Council. The committee is to come up with a plan only at this time with recommendations to be presented to the Council at the end of January. McClure stated that the first order of business would be to go through the list of needs as listed by Kole last week and to re-prioritize them considering what is being currently offered.

Maguire has prepared a list of resources for transportation, emergency food, emergency and long-term housing, furniture and miscellaneous supplies, and emergency and long-term medical care.

There was extended discussion on types of services provided by the Mental Health Department. Youth services are no longer being offered as extensively and are being used more by middle income people.

It was MOVED by Kole, SECONDED by Wilson that the minutes of the December 28 meeting be approved. MOTION CARRIED unanimously.

There was discussion on types of transportation offered. A problem exists in getting sick children to doctors and in providing transportation for low income people who are not seniors. There is no adequate transportation program

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for nights or weekends.

The following problems were discussed;

- Problems with babysitters
- Rest and care for mothers
- Relief help for people who take care of seniors
- Lack of services offered by welfare
- Delivery of food and medication

There was discussion on emergency housing needs. Jeanie Kuzmin spoke of housing resources which are extremely limited. Some housing needs are being met by ACTS, and there was discussion as to how this program could be expanded beyond the churches.

There was discussion on supplies and equipment. Maguire said this was a problem not currently being met.

There was discussion on medical care, dental care, and emergency services not offered. There are no emergency dental care programs available for adults.

There was further discussion on youth groups, counseling services and employment services.

The following list of priorities was decided upon:

- 1) Housing
- 2) Food
- 3) Emergency medical care
- 4) Transportation

It was decided that though unemployment is a primary problem, there is nothing the committee can do about it at this time. It was suggested that City Council could serve as an advocate for legislation regarding a change in the food stamp program, further resources to help the needy etc. McClure suggested concentrating next meeting on the problems of emergency housing and food with emphasis on the following areas: 1) short term needs with few person hours involved, 2) short term needs with long hours involved, and 3) long term needs that will require a good amount of time.

Kole said that she had need of a support services person who could handle some of the many phone calls she has received from people who are willing to help. McClure suggested she give a list of volunteers to Center Director for referral.

The meeting was adjourned at 7:30 p.m.

Laurie Perkin, Acting Secretary

SENIOR CITIZEN ADVISORY COMMISSION

Minutes, October 8, 1982

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PRESENT: Doris Olsen, presiding
Ron Kinsella
Nick Knapp
Art Renner
Kay Stevens
ABSENT: Alice Measure

ABSENT EXCUSED: Art Johnson
Joe Keller
Gail Roach
STAFF: Sara Hite
Guest: Topaz Faulkner

Minutes of September 10 were approved as printed.

HOUSING: Nick Knapp reported the King-Bell project is proceeding on schedule and that there has been no real change since last month. Topaz gave a brief report on "house sharing".

CENTER PROGRAM: Sara reported that an Alzheimer's Disease Support Group has been started, and that about 12 people attended the first meeting. She also announced that KYTE will sponsor a free dance for the community in November. A band and free pop will be included.

TRANSPORTATION: Kay reported that the County TRAM Committee is pleased with the ridership of the early bus (to Omark, etc.) and the bus to the Center. The Molalla Shuttle is not yet carrying many people. It hasn't been advertised because the Tri-Met drivers' union disapproves, and it is feared there might be a protest.

PARKING LOT: The drive for funds is within \$ 1400 of goal, the bid has been let and drainage is being put in. When the ground is dry, it will be leveled and graveled. The lot should be ready for use before the heavy rains set in.

BALLOT MEASURE #3: Doris reported on two public forums which have been scheduled at the Center as follows: Wednesday, October 20, 1:15 p.m.
Speakers: Cecil Posey - against
Ray Phillips - for
Thursday, October 21, 7:00 p.m.
Speakers: Darlene Hooley - against
- for

Each speaker will present his argument for 6 minutes, then questions from the floor will be accepted. Doris will moderate and Art Renner will be the timer. All members of the commission were asked to attend on October 20.

A recommendation is being made to the City Council regarding Loaves and Fishes' payment of their utility costs.

ANNOUNCEMENTS: Sunday, October 17 --- pancake breakfast
Friends of the Center are preparing a cookbook as a money-raising project.

Kay Stevens
Secretary pro tem

PLANNING COMMISSION MINUTES

REGULAR MEETING

DECEMBER 14, 1982

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MEMBERS PRESENT:

DON TROTTER
BETTY ROHOLT
JOHN LITTLEHALES
AL LAINE
BOB BROWN

STAFF PRESENT:

TOPAZ FAULKNER, PLANNING DIRECTOR
JON STEIN, ASSOCIATE PLANNER
CAROL LEE, SECRETARY
GREG EADES, CITY ATTORNEY

EXCUSED ABSENCES:

REBECCA SWEETLAND
GEORGE CATHEY

Mr. Trotter called the meeting to order at 7:00 p.m., explaining the procedures for public hearing on the Adult Entertainment Ordinance. Persons who wished to testify were asked to sign their name and address on a sheet the secretary had prepared.

Jon presented the Staff Report, listing eleven alternatives with criteria appropriate for each alternative.

Greg Eades, City Attorney said that the City Council had asked the Planning Commission to draft an Ordinance concerning certain specified adult entertainment businesses in the City of Milwaukie. The Council is interested in the needs in the City of Milwaukie. The Council is interested in the needs of the citizens of Milwaukie, and what kind of control the City can exercise over adult businesses. The City is limited to certain measures of control. The two legal alternatives available are criminal prosecution under the obscenity statutes and time, manner, and place regulations. The Council feels the best option is regulation through the Zoning Ordinance before there is application for this type of business within the City. Regulation of this type must be handled carefully to avoid anti-trust lawsuits against the City. By holding public hearings the City may be able to establish public need to justify this type of Ordinance in the City of Milwaukie.

Mr. Laine asked Greg to give an example in which the City would be held liable for an anti-trust lawsuit.

Greg explained that all types of regulatory activity, including zoning, that affect business has the potential of anti-competitive effect.

CITY OF MILWAUKIE - PLANNING DEPARTMENT
PLANNING COMMISSION MINUTES
REGULAR MEETING - DECEMBER 14, 1982

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Mr. Trotter asked Greg to explain his statement relating to demonstrable damages to the neighborhood and overall quality of urban life, from his memorandum of December 8, 1982.

Greg said this language probably came from the purpose clause of the Detroit, Michigan Zoning Ordinance. Most Ordinances have a purpose statement reflecting the general public health and welfare of the city. The primary purpose then is to adopt reasonable time, manner, and place regulations rather than effectively prohibit this type of business. If a Conditional Use procedure were adopted to permit this type of business under certain conditions, but had no provision for location, it would be held unconstitutional.

Topaz introduced the guest speaker, Bruce Halperin, Portland Bureau of Planning.

SPEAKING: Bruce Halperin
Portland Bureau of Planning
1120 S.W. 5th Portland, Ore.

Mr. Halperin explained some of the experiences that Portland has had in the last two years with the regulation of adult businesses. Originally regulation of relaxation and treatment businesses was handled through the Police Code which authorized operation of these facilities through permits and licensing. One of the criteria was that no relaxation or treatment related business would be allowed within 500' of a residential zone, public or private school, and any business not meeting this criteria would have six months to relocate.

After several public hearings, the Portland Planning Commission recommended to the Council that adult bookstores and adult theaters be regulated by not allowing them within 500' of a residential zone, public or private school, and businesses not meeting the regulation would have six months to relocate or cease operations. The adult bookstore portion of the Ordinance took affect in April, 1982. The City also implemented an Ordinance, in April, 1982, stating that no new adult entertainment business would be allowed to locate within 500' of an existing business or 1,000' of each other in areas outside of the downtown core.

Criteria were established through complaints of vandalism, noise, crime, and exposing the interior of the facilities to passersby; a detailed inventory of where adult businesses would be allowed under the new Ordinance was developed showing vacant buildings that could provide opportunity for this type of business.

CITY OF MILWAUKIE - PLANNING DEPARTMENT
PLANNING COMMISSION MINUTES
REGULAR MEETING - DECEMBER 14, 1982

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SPEAKING: Rex Armstrong
ACLU COOPERATING ATTORNEY
707 S.W. Washington St.
Portland, Ore

Mr. Armstrong said that he agrees with statements by Greg Eades in terms of what the U.S. Supreme Court has said is permissible concerning some limitations that might be imposed for adult businesses of various types. However, he does not feel that a similar decision, as the one in Detroit, would be reached by the Oregon Supreme Court under the State Constitution. Article I, Section 8 states: "No law shall be passed restraining the free expression of opinion, or restricting the right to speak, write, or print freely on any subject whatever." Subject in this context includes discussion of sexual material. Any provision that attempts to restrict the ability to engage in discussion or presentation of any information on a particular subject is not permitted. His opinion is that a governmental body cannot restrict discussion, presentation, or distribution of certain subjects based on the content. If restriction is allowed for sexual material it then may also be placed on political material. Regulation protecting the welfare of the community such as theaters, billboards or bookstores located within a residential area, would be permissible. Regulations for parking, signing, lighting, and hours of operation should be considered equivalent to other commercial uses to avoid violation of the Oregon Constitution.

Mr. Trotter said the Commission had received a letter from Jean Baker supporting the Council's decision to establish regulation of adult entertainment businesses. Mr. Trotter said that all comments from the audience should focus on land use issues and their impacts on surrounding areas.

SPEAKING: Father O'Hara
St. John's Catholic School and Church

Father O'Hara expressed his concerns for the youth of the community, and stated that the community should guard against destruction of today's youth by regulating solicitation and operation of sex oriented businesses.

SPEAKING: Arnold Callen
12012 S.E. Wood, Milwaukie

Mr. Callen said the opinion of the community favors strict regulation for adult entertainment businesses, perhaps restricting location to 1,000' from any church, school, and residence.

CITY OF MILWAUKIE - PLANNING DEPARTMENT
PLANNING COMMISSION MINUTES
REGULAR MEETING - DECEMBER 14, 1982

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Mr. Trotter asked the audience if there was anyone else present who wished to testify in favor or opposition to the proposed Ordinance. There was no response. The Commission recessed for ten minutes.

Mr. Liane said even though there may be a possibility of the Oregon Supreme Court contesting an Ordinance regulating location of adult entertainment businesses the community and Council are in favor of regulation.

Mr. Trotter read the section of the Zoning Ordinance that specifically states the purpose of such an Ordinance for the community. All of the Conditional Uses are based on protection of the surrounding property in accordance with the Zoning Ordinance. He feels that the Commission should continue to establish a Conditional Use procedure for adult entertainment businesses which are objective and deal with land use issues. All legal limitations and implications should be considered by the Commission in order to establish a practical Ordinance.

Mr. Brown said that the Commission had not received any testimony reflecting the impacts of the neighboring businesses or community, and without these facts it is difficult to evaluate the concerns of the community with other Conditional Uses.

Mr. Littlehales said the Commission should concentrate on establishing regulation based on time, manner and place of such adult entertainment facilities.

Mr. Laine Made a Motion to continue the Public Hearing until the next meeting, Motion died for lack of Second.

Mr. Brown asked what type of legal notice was publicized for the Public Hearing. Staff replied that the legal notice was printed in both the Oregonian and New Review, as well as articles describing the issue in detail.

Greg Eades suggested that the Public Hearing be continued and for Staff to make every attempt to acquire all the information possible on this issue, by contacting various neighborhood groups in the City of Portland.

Topaz agreed that various groups such as churches, downtown merchants, and the city's Key Communicators should be contacted for continued public hearings.

CITY OF MILWAUKIE - PLANNING DEPARTMENT
PLANNING COMMISSION MINUTES
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Mr. Trotter Made a Motion to continue the Public Hearing on the proposed adult entertainment ordinance until January 11, at 7:30 P.M.; Ms. Roholt Seconded the Motion, it carried unanimously.

There was some discussion among the Commissioners regarding the lack of testimony and who to notify of the next public hearing.

6.0 CONSENT AGENDA

6.1 CITY COUNCIL MEETING MINUTES: November 16, 1982

6.2 PLANNING COMMISSION MEETING MINUTES: November 23, 1982
No Corrections.

7.0 OLD BUSINESS

7.1 CONFIDENTIAL MEMORANDUM FROM CITY ATTORNEY

RE: M-82-9, M-82-10, C-82-10, VR-82-24

Keith Wilson, Applicant and Property owner

Location: Northwest corner of Freeman Rd. and
Chelsea Ave.

Addressing Mr. Cathey's concerns regarding the legality of subdividing or partitioning this property.

Mr. Trotter mentioned that he had spoken to Mr. Cathey by telephone, it was his opinion that the Commission should not allow the partitioning of the property without review through the subdivision process.

Mr. Brown Made a Motion not to reopen the application as per Greg Eades recommendation. The Motion died for lack of Second.

Ms. Roholt asked what the advantages or assurance are for the City if this application were processed as a Subdivision rather than a Minor Land Partition.

Staff explained that there would be no visual impacts, but there would definitely be more protection for the property owner.

Mr. Trotter Made a Motion that Mr. Wilson be advised that he must resubmit application for a subdivision and comply with all requirements, because the Minor Land Partition does not comply with the Oregon Revised Statutes 92.010. Ms. Roholt Seconded the Motion. The Motion Carried 4-1, Mr. Laine abstaining because he was not present at the original public hearing.

Mr. Trotter Made a Motion to cancel the December 28, Planning Commission Meeting, Mr. Laine Seconded the Motion, it passed unanimously. The meeting adjourned at 9 p.m.

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Hillside Park project sale plan advances

By WANDA COCHRAN
of The Oregonian staff

MILWAUKIE — Clackamas County Housing Authority officials are making what they hope will be final revisions to a plan to turn over the 100-unit Hillside Park housing project to a private non-profit corporation.

Nick Knapp, housing authority director, said the area office of the federal department of Housing and Urban Development responded Tuesday to the housing authority's latest informal proposal for the 40-year-old Milwaukie housing project.

He said he hopes to resolve department questions about the proposal "within the next 10 days."

According to Tom Cusack, special assistant to the area manager of HUD, no formal proposal for sale of the Hillside Park project has been submitted by the Clackamas County Housing Authority. "We have been discussing issues they will have to address" before a formal proposal can be submitted, Cusack said.

HUD officials have recommended that the housing authority seek more tenant comment on the proposal and have requested a more detailed outline of how the project's rent structure would change under private ownership, Knapp said.

Knapp said he plans to meet with the president of the Hillside Park Tenant Association and will attend the association's monthly meeting Monday to answer questions about the proposal.

"We want to give everyone a chance to speak up," Knapp said. Tenants also must be notified in writing of any plans to sell the property, Cusack said.

The housing authority has proposed selling the Hillside Park project to a

non-profit agency for \$70,000, the amount outstanding on a \$365,000 loan Clackamas County received from the federal government to build the project.

Waiver of federal rules on projects funded with HUD money would be required to sell the project for less than the fair market value, Knapp has said. According to Cusack, final disposition of the property would have to be decided by officials in Washington, D.C.

The housing authority proposed selling the low-income project when the federal agency refused requests for renovation funds three times in four years.

Knapp said the only options for the project are "to renovate it or demolish it. Those units won't last another 20 years," he said, noting that the county will not be able to retire the mortgage until 2000 under the current payment schedule.

He said renovation required in the units includes repairs to roofs and wiring, weatherization work and installation of adequate heating equipment.

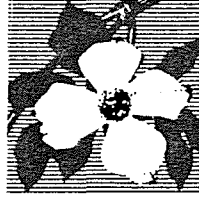
If the project were sold to a non-profit agency, Knapp has said, investors could fund renovation of the units or construction of new low-income housing units on the property.

Rents would be higher under private ownership, Knapp said, because the project would have to be competitive in the rental market. Federal rent subsidies for low-income people would pay a smaller portion of tenant housing costs, he said.

Any of the 250 tenants at Hillside Park could transfer to other low-income housing units operated by the housing authority if transfer of ownership occurs and they can no longer afford the rents, Knapp said.

Council —

Mgt. Only



CONFIDENTIAL MEMORANDUM

January 14, 1983

TO: MAYOR AND CITY COUNCIL

FROM: HUGH BROWN, CITY MANAGER

SUBJECT: OBSERVATIONS ON RECENT CITIZEN COMPLAINTS

The City Attorney and I have submitted to you the conclusions and recommendations resulting from the review of the claims by Jim Backenstos. In addition, I wish to relate to you my concern about 1) how this complaint is being pursued by Jim and others, 2) the apparent similarities to past conflicts between citizens and city personnel and 3) the effect it has on city employees, operations and, consequently, important city goals.

The turmoil Milwaukie has been through for many years is a history we all wish to put behind us. I say "we" because this has been expressed to me so often throughout the community and has probably been a part of every discussion I've had with City Council which related to needs of the city. We wish to move away from an environment of turmoil partly because of the damage it has caused the city's image and consequent relations with neighboring citizens and communities. It has severely hampered the city's internal abilities to accomplish needed and desirable civic programs.

Another reason I believe we wish to leave that history behind is that the turmoil was often sparked and characterized by personal attacks. If attack is too strong a word to cover all of the disputes, there certainly appears at the least to have been persistent distrust, suspicion and accusations. My observations are mostly based on background provided by others but recent events cause me to believe we have a long way to go. The purpose of this memo is not to request any specific actions but rather to confidentially relate my concerns about certain activities as background for our joint efforts to build community goodwill.

The subject and the people involved vary and the examples I mention are only used as indicators of what I believe is an unfortunate and damaging approach to addressing concerns about the city. The current example involves Jim Backenstos, the

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Police Department, the Police Chief and other department heads and myself.

You are aware of Jim's allegations of Police Department wrongdoing regarding telephone tape recording. Other recent disputes involve the allegations by Vicki Hodges and her husband and the Animal Control proposal. The complaint by Vicki Hodges was thoroughly investigated and reported to City Council. The Animal Control proposal was submitted by the department and myself as an honest effort to provide an important service at a reduced cost. What is troubling is the appearance of continued targeting of the Chief and the department for criticism and ridicule. The Animal Control Program is scrutinized by the minute; my report to City Council on Mrs. Hodges is labeled a whitewash.

Occasional concerns and complaints are expected, if not welcomed. They usually result in improved operations. The pattern of complaints directed toward the current Police Chief have to be questioned, however. You can be assured I will seriously investigate every accusation of wrongdoing in the city operations. I hope this is and will continue to be evident to City Council. There is a point of irritation, however, when these best efforts continue to meet with disbelief and ridicule.

The concern about Jim, Vicki and perhaps others is the perception of deceit and ineptitude that is passed around the community about the Police Chief and the department. As I've related to each of you, I have an excellent group of department heads, including the Police Chief. I will stand behind their work as long as I have reason to believe in their abilities and integrity. This is where I currently stand with the Police Chief. If I'm provided with information contrary to what I now have, I will be the first to re-evaluate. In the meantime, the community should instead be proud of a Chief and his department which has absorbed a 40% increase in calls over the past five years (12% the last year alone) with the same or less manpower. Last years major crime categories showed reductions in Milwaukie compared to increases around us. The city experienced a 24% reduction in traffic accidents and a 15% reduction in drunk drivers. Something is being done right and I believe good management of the department is a major factor.

Lastly, I have been aware for some time that people are speaking of dissension between myself and the department heads. Some have asked the department heads about it, and some have rather obliquely and cryptically asked others. I understand Jim has gone so far as to ask some people if they are interested in being City Manager. This causes some

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bewilderment and concern among many, and anger among others. Such methods only do harm to an organization, and the city organization is still healing from the past several years of disruption. It is particularly unfortunate for these methods to be still used today when the City Council and staff have made great progress in developing an excellent team relationship and team spirit.

It must be a concern of mine, too, that such tactics undermine the City Manager form of government. They harm both the office of City Manager and the role of City Council.

As far as I can determine, the rumors and questionable methods are not widespread. There is no dissension either among the staff or between staff and myself. As always, if you hear something to the contrary, I welcome your questions. I believe in a firm line between policy and administration, but I also as firmly believe in exchanging views and information.

Again, I don't suggest or request any particular action. I do welcome your comments and hope we can move beyond the distrust and suspicion.

CABLE TELEVISION BATTLES THE BUREAUCRATS

Cable television is fighting against government regulation with one hand and against some new technologies with the other. The battle promises to become hotter in Oregon and elsewhere in the years ahead.

By Ron Karten

What started in 1948 as a way to bring crystal clear television signals to towns with otherwise unbearable reception is now racing to become the preeminent delivery system for all electronic entertainment. One-third of the nation's homes are wired for cable television, and cable companies' assets in 1982 stood at nearly \$4.4 billion. With 250,000 new subscribers joining every month, by 1990 half of all American homes are projected to have cable service.

In Oregon, cable has followed the same pattern, with more distant towns getting cable first to assure clear reception, and the major metropolitan areas now getting cable as its channel and entertainment offerings have broadened to 30-50 different channels. Cable systems are now going into many major cities across the country, including Portland.

Yet some 108 cable television systems already serve upwards of 315,000 sub-

scribers in 200 Oregon communities. Beth Gilson, legislative affairs coordinator for Oregon's League of Cities, estimates that well over 70 percent of the state is wired. "New builds are in process on the east side of Portland; in a grouping that includes east Multnomah County and the towns of Gresham, Fairview, Troutdale, and Wood Village; and another across Washington County.

The capital costs to install cable systems are extremely high — the two companies putting cable systems in the city of Portland estimate they will have spent a total of \$70 million by the time both systems are essentially completed at the end of 1983.

A 30 percent revenue and profit growth

The rewards are also high. Liberty Communications, headquartered in Eugene, is the nation's 20th largest cable company, based on number of subscrib-

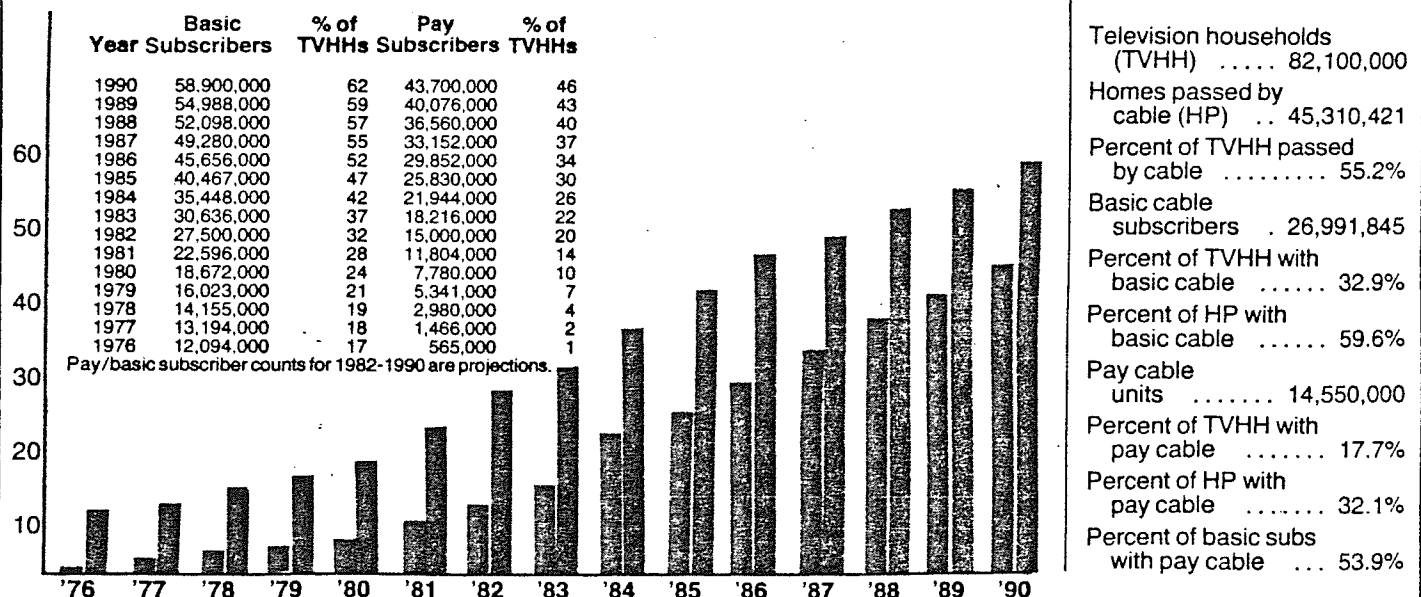
ers. It has seen its revenues and operating profits grow 30 percent a year for the last 20 years. In that time, its net worth has grown from \$26,000 to the point where the owners were reportedly offered over \$200 million in a merger attempt last year. (See accompanying story, page 23.)

Typically, cable systems pay "free" broadcasting channels from one to 20 cents per subscriber to run the channel on cable. This cost is included in the basic fee subscribers pay. For pay channels, such as Home Box Office, cable systems pay from \$1 to \$5 each month per subscriber, and then the cable system in turn charges from \$4 to \$10 per month per subscriber.

Cable systems can also sell advertising on their systems. This business has been slow to develop, but it is starting to grow rapidly. In 1980, the entire cable industry sold only \$45 million of advertising.

continued on page 24

PAY/BASIC CABLE GROWTH



Source: CableVision magazine, December 6, 1982

Figures are as of October 1982

continued from page 22

In 1981, that figure climbed to \$129 million, and last year it was expected to reach \$252 million.

Cable company revenues statewide are currently about \$62 million a year, according to industry estimates, and the number of subscribers statewide is expected to grow 6-7 percent a year for the next few years.

Yet the industry also faces its own uni-

que set of problems, many of them arising from local government regulation, and it is fighting hard to shake off that growing regulatory — and financial — burden.

Traditionally, municipalities have exercised regulatory authority over cable systems because the cables require public rights-of-way. In the beginning, licenses were issued to deal with simple concerns such as construction and safety stan-

dards, and the repair of sidewalks and streets after construction. Now, in addition to the competition that cable faces from the traditional sources of entertainment as well as the half dozen or so new and competing technologies (see story, page 24), the industry is faced with escalating demands from the municipalities that issued the franchises and collect "franchise fees" based on gross revenues from the companies.

Donald Tykeson, president and chief executive officer of Liberty, estimates that 22 cents of every dollar of Liberty's revenues goes to cover the cost of local regulation. Those costs include not only the franchise fees, but also the special financial reports imposed by local governments; special services local governments mandate as a condition of the franchise, such as free wiring of public buildings; and provisions for special public access television channels.

"First, local governments tell you that they're going to determine the prices you're allowed to charge," said Michael Dewey, executive secretary for the Oregon Cable Communications Association. "Then, they're going to take 5 percent of your gross, recognizing that for every distant signal you bring in, the Copyright Tribunal has already said that they're going to take 3.75 percent. (In November, the Copyright Tribunal sanctioned even higher royalty fees for distant signals. The industry lobby group, the National Cable Television Association, appealed,

THE CABLE COMPETITORS

In addition to regulatory problems, the cable industry faces competition from a growing array of new technology. Of course, this includes such things as video cassette recorders which allow buyers to rent uncut movies at low cost and show them in their homes at their own convenience. But this competition also includes a variety of less well-known new technologies, such as:

Subscription Television (STV): A television broadcaster presents programming with scrambled signals and provides decoders for a monthly fee.

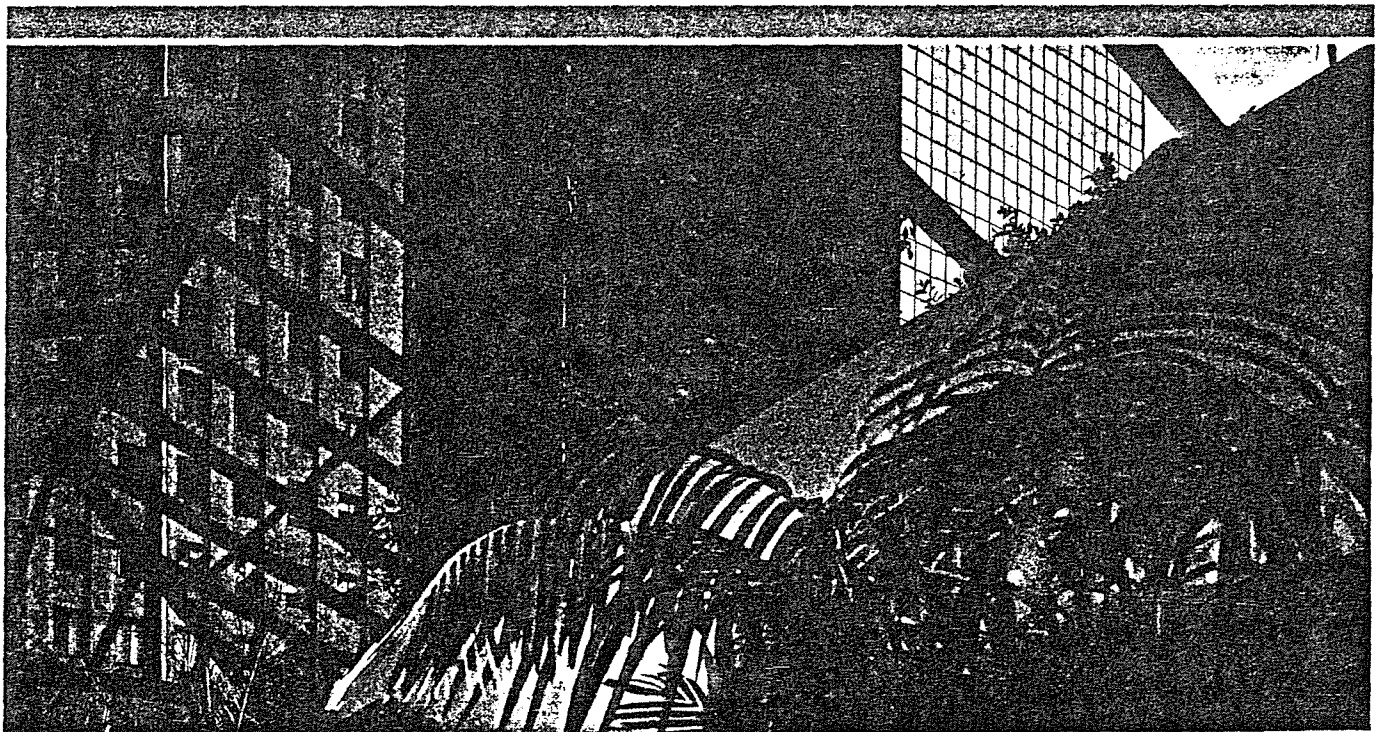
Multiple Distribution Service (MDS): More often a wholesale distributor of programming than a retail distributor. These companies receive programming via satellite or microwave and then distri-

bute it to subscribers for a monthly fee. Often "married" into MATV systems.

Master Antenna Television Systems (MATV): A closed-circuit television system typically used in apartment or cooperative complexes where antennae for each unit is impractical.

Satellite Master Antenna Television System (SMATV): Adds on to an MATV system a satellite receiving dish for distributing premium programming bounced off of satellites.

Direct Broadcast Satellite (DBS): Not yet available, but coming soon. Five channels of premium-type programming are expected to be delivered from the satellite(s) to the homes. The companies will provide individual receiving dishes and decoders for a monthly fee.



**SO CLOSE.
SO FAR AWAY.**

Lush palms reach to the sky
as a bubbling fountain flows

nearby. You're surrounded by
an air of casual elegance.

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lobby skylight reminds you
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THE PORTLAND HILTON

noting that systems would have to delete programming as a result. The Copyright Tribunal was established by Congress in 1976 to set appropriate royalties for copyrighted works that appear on television or other media.)

"Then they tell you that you have to give access to anybody who wants to use these channels, and also, they want you to give free service to schools, churches, and hospitals. They want complete access to all of your records, and to review your performance every 10 or 15 years. So, after 15 years of investing in a plant, at the whim of the local government unit,

they have the option to not renew your franchise. We ask ourselves, 'Who's going to go into business under those circumstances?'"

4,700 cable systems

The answer is less dismal than the question suggests. In 1980, 4,700 systems were operating across the nation. Owners included a wide spectrum of business entities, from single entrepreneurs and families to giant entertainment corporations like Warner Amex Cable Communications, a joint venture of Warner Communications and American Express. Many begin operations in a climate far more restrictive than the one today — the Federal Communications Commission (FCC) set down the basic regulatory framework in 1972, and since 1977, a systematic easing of these regulations has been the rule. Still, where the feds have backed off, local governments have stepped in to fill the regulatory void. Yet instances of bankrupt cable systems are extremely rare.

Nevertheless, for the last three legislative sessions, Congress has been wrestling with the notion of deregulating the cable industry. The latest effort, The Cable Telecommunications Act of 1982, known in the industry as the Goldwater bill, received strong backing from the cable industry, and from the banks and insurance companies that have invested heavily in this capital intensive business.

Tykeson terms the legislation "essential" to the industry. Cable companies

"must have limitations on the costs that can be imposed" by local governments and "a reasonable expectation of franchise renewal," he adds.

The nation's cities, however, consider the bill a catastrophe. "It's a one-sided piece of legislation designed to punish cities and favor the industry," said Donald Weidner, director of Portland's Office of Cable Communications. "Nobody has been able to say anything about the legislation to show it was in the public interest."

Cities complain

The cities argue that without verifiable cause, the bill preempts their traditional regulatory role in franchising cable systems; that the federal government cannot tailor cable system operations to local needs or correct problems as efficiently as local governments can; and that without sufficient municipal authority to disenfranchise cable systems, first franchises become *de facto* monopolies.

The bill was recommended out of the Senate Commerce, Science, and Transportation Committee last July, but saw no further action by the Senate or the House of Representatives. Sources on both sides of the issue attribute the bill's failure to the vociferous opposition of the nation's cities.

Christopher Coursen, communications counsel to the Senate committee, said that when the bill is rewritten for the 98th Congress this year, the cities will receive no further concessions. "This bill



Michael Dewey

Cable operators are subject to the "whims" of local governments.

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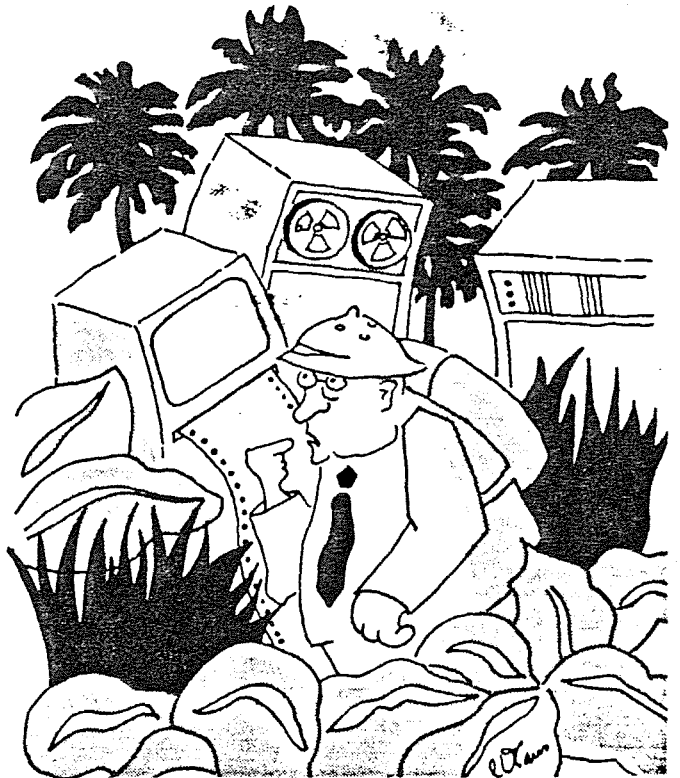
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is already very accommodating to the cities," he said. "A new one certainly won't be any more accommodating."

On the other side, Representative Timothy Wirth (D-Colorado), the chairman of the House's Telecommunications Subcommittee, which will have to initially act on the legislation in the House, said that there will be no legislation without more compromise.

In December one-on-one negotiations between the industry and the National League of Cities were attempting to iron out such a compromise. Sources were unwilling to spell out particulars but one from the cities said, "As long as they keep talking, that's good for the cities."

An interesting disparity of emphasis has occurred in this debate. It points up the tiny fulcrums on which the balances of power rest. "It is not just for 106 channels of 'The Gong Show' that cities are trying to preserve their authority," Gil-

son from Oregon's League of Cities said. "But cable has the capacity for dispatching police and fire units, transmitting data for banking business, opening institutional networks. It's a whole information system." The civic concerns here seem to make a case for local regulation.

Portland is one of the first two cities — after New York — to have an active institutional cable system serving the special needs of business, such as high speed data transmission. (See accompanying, page 27.)

Downplaying the technology

While Cablesystems Pacific, the company offering the special cable services for business clients in Portland, touts the advantages of the system and points to the growing use of a similar system in New York City, other industry people downplay the interactive (two-way) capabilities of cable, stressing that those are

far in the future, for all practical purposes. Robert Corrao, general manager of Liberty Cable's Portland Division, one of five divisions in a corporation with 245,000 subscribers nationwide and three major systems operating or being built in Oregon, said that while "the technology is there, it works, it's reliable, I'm not sure of its economic viability to businesses. There may not be a business there, or it may be a little too early to promote it." Clearly, local regulation over the delivery of entertainment makes a less compelling case than local regulation over the delivery of important business and civic affairs.

Stressing the difficulties

The industry therefore concentrates on the difficulties of competing in today's entertainment market. "Cities want to regulate cable television," Dewey said, "but they will not be able to regulate di-

CABLE FOR BUSINESS

First Interstate Bank of Oregon has hooked onto Portland's new cable television system. No, First Interstate executives are not ensconced in their offices watching old movies and reruns of "I Love Lucy."

First Interstate is using the cables for high speed data transmission between its headquarters building and branches on Portland's east side.

Portland is the second city in the country after New York to have an operating institutional cable network offering special services — for a fee — to businesses and government agencies.

Cable systems are marketing services to businesses to gain another source of revenue, help compensate for competition from other forms of home entertainment, and because the cable's technological advantages are a good selling point to businesses.

The coaxial cable used for cable television can transmit 130,000 times more information at 100 times the speed of conventional copper telephone wire. More importantly, the service is cheaper. John Rivenburgh, business network director of Cablesystems Pacific, the company operating the Portland business cable system, says he can offer high speed, point-to-point data transmission service for 20 percent less than a telephone utility would charge.

In the Portland cable system, data can be transmitted at 2.4, 4.8, 9.6, 19.2, and 56 kilobits per second and at 1.54 megabits per second. The fee charged, unlike the phone company, is not usage sensitive — it does not vary according to the distance the data must travel. The fee varies according to the speed at which the user wants to transmit the data.

Rivenburgh noted that First Interstate also found that its errors went down "drastically" and response time of the

system was quicker. First Interstate first used the service during a free trial period and has now contracted for the service.

Another business service offered on the cable at present is one-way teleconferencing. The major user of this at present is the medical community, Rivenburgh said. Some medical conferences from around the country and special educational offerings are being sent over cable to Holladay Park Hospital in Portland. This service is proving very popular to doctors and nurses in the area.

The third business service currently being offered over cable in Portland is the Reuters stock and commodity wires, bringing up-to-the-minute price quotations on stocks and commodities on the

major exchanges. One investment firm and First Interstate have hooked up to this service, Rivenburgh said.

By the second quarter of 1983, Cablesystems Pacific will be able to offer a "packet switching" service that will allow certain types of businesses, through an "intelligent" modem, to hook up to data base "packages," Rivenburgh said. For instance, the service will probably be offered to doctors initially, because of the large number of doctors in the Portland area. The service would allow doctors' offices to be directly hooked to such things as insurance companies, accounting software, hospitals and medical data bases on such things as poisons. All of this would be at a lower cost than the doctor would pay if contracting for each service separately with the originator.

Cablesystems is also working on business services which will be offered to the import-export sector, but Rivenburgh said he was not at liberty to discuss the details of these services yet.

Cablesystems has talked to all the major employers in the Portland area, trying to come up with services that the businesses would be interested in. "We are aggressively promoting our services. We are constantly trying to figure out how our technical capabilities can match the needs of business people," he said.

Most of the downtown Portland area should be wired by the end of 1983, he added. The cable is only being installed as the business develops.

By 1990, some analysts predict that cable will have gained some \$11 billion a year of the business telecommunications market. Rivenburgh is working hard to make sure Cablesystems gets its share of that market.

He added, "If we can provide good service with high reliability — and we can — then we will get a lot of attention from business."



John Rivenburgh (l.) and Scott Gwin of Cablesystems Pacific. The institutional cable "will get a lot of attention from business."

rect broadcast satellite (DBS). Apartments are starting to wire themselves with satellite master antenna systems; MATV) and they are not regulated. They put a cable system in, and the cable company operating in the area cannot get to them. What they are finding in Texas is that their market is much smaller than they anticipated because apartment and co-op complexes are wiring themselves with mini-cable systems. They don't have a franchise or pay a franchise fee. They don't have to have

local access or local origination. They just bring in the programming. And cable has to compete with them.

"Then, you've got CBS which says it is going to provide five signals via satellite in five of the major cities, offering premium-type channels. They call it 'wireless cable,' and it is supposed to cost up to \$200 million. Now, it cost \$100 million to wire Dallas, Texas alone with cable. There's no question that they'll be able to undercut cable prices."

One of the world's most expensive enterprises

The competition takes place in one of the world's most expensive business enterprises. An average start-up time for wiring a substantial portion of a city like Portland is three years. The break-even point comes somewhere between six and 10 years. Frank Nuessle, general manager for Cablesystems Pacific, the Portland affiliate of Rogers Communications which has 2 million subscribers in

MAJOR OREGON CABLE COMPANIES

The following is a list of the Oregon cities and urban areas with cable systems owned by the nation's major cable companies. The number of subscribers at the beginning of 1981 is listed in parenthesis. A newly emerging force on the Oregon scene is a joint venture of McCaw Communications of Washington and the *Boston Globe* newspaper. The source for the following is the 1982 *Broadcasting Cablecasting Yearbook*. According to the Oregon Cable Television Association, the top three companies at the present time in Oregon in numbers of subscribers are: Liberty, 70,000; McCaw, 51,000; and Group W, 43,000.

- Liberty
1. Albany (2,133)
 2. Bend (8,528)
 3. Clackamas County, unincorporated areas*
 4. Corvallis (8,125)
 5. Gladstone*
 6. Junction City (704)
 7. Lake Oswego (1,036)
 8. Lebanon (2,622)
 9. McMinnville*
 10. Newberg*
 11. Newport (2,710)

12. Oregon City*
13. Philomath (568)
14. Portland, west*
15. Sweet Home (2,609)
16. Tigard*
17. West Linn*

Warner Amex Cable Communications

1. Coos Bay (10,555)
2. Hood River (2,129)
3. Myrtle Point
4. Sandy (327)
5. Wemme (780)

Rogers-United Artists

1. Hermiston (2,660)
2. Pendleton (6,072)
3. Portland, east*
4. Pilot Rock (561)

Cox Cable Communications

1. Astoria (5,611)
2. Seaside (3,321)
3. The Dalles (5,477)

Group W

1. Coquille (1,900)
2. Eugene-Springfield (33,300)

American Television & Communications Corp.

1. Baker (3,700)
2. LaGrande (4,800)
3. Union (600)

Storer

1. Beaverton*
2. Clackamas County, unincorporated areas*
3. Forest Grove*
4. Hillsboro*
5. Lake Oswego*
6. Tualatin*
7. Washington County, unincorporated areas*

Viacom

1. Fairview*
2. Gresham*
3. Multnomah County, east*
4. Salem (14,681)
5. Troutdale*

McCaw-Boston Globe

1. Grants Pass (7,867)
2. Medford-Ashland (19,143)
3. Klamath Falls (11,680)
4. Roseburg (6,735)
5. Wheeler (288)

*Systems under construction or subscribers not available.

TOP 20 CABLE SYSTEM OPERATORS

Rank	Company	Parent Firm	Subscribers
1.	Tele-Communications, Inc., Denver	---	2,200,000
2.	American Television and Communications, Englewood, Colo.	Time, Inc.	2,057,280
3.	Group W Cable, New York	Westinghouse Electric Corp.	1,809,043
4.	Cox Cable Communications, Atlanta	---	1,248,879
5.	Storer Cable Communications, Miami	Storer Broadcasting	1,106,278
6.	Warner Amex Cable Communications, New York	Warner Bros. and American Express	1,100,000
7.	Times Mirror, Irvine, Calif.	Los Angeles Times	740,077
8.	Rogers-UA Cablesystems, Toronto	Rogers Communications and United Artists	675,461
9.	Newhouse Broadcasting, Syracuse, NY	---	666,043
10.	Viacom Cablevision, Dublin, Calif.	---	592,841
11.	Continental Cablevision, Boston	---	563,857
12.	United Cable Television Corp., Denver	---	522,980
13.	Sammons Communications, Dallas, Tex.	Sammons Enterprises	512,052
14.	TeleCable Corp., Norfolk, VA	Landmark, Communications	503,794
15.	Capital Cities Cable, Bloomfield Hills, Mich.	Capital Cities Communications	313,172
16.	General Electric Cable Corp., Schenectady, NY	General Electric Co.	302,500
17.	Cablevision Systems Development, Woodbury, NY	---	270,000
18.	Heritage Communications, Des Moines, Iowa	---	253,964
19.	Comcast Corp., Bala Cynwyd, Penn.	---	265,000
20.	Liberty Communications, Eugene, Ore.	---	245,000

*Source: CableVision magazine, December 6, 1982

Canada and the U.S., and 80,000 more in Ireland, estimated a nearly three-year start-up time in May, 1981, when CableSystems and the city came to their franchise agreement for Portland's east side and an "institutional" channel for downtown. He now expects to be finished nearly half a year early. He attributes the pleasant surprise to cooperation from the utilities and the city — a situation that is not always the case — and because "it doesn't snow here, so we can work all year around."

On the other hand, the \$45 million price tag on the system is 20 percent higher than anticipated. He attributes that to inflation and the sky high costs of state-of-the-art equipment.

Liberty spent about \$20 million to wire its franchise area in west Portland.

"The cities have to realize," Dewey said, "that if they want cable to flourish, not just in entertainment but as an im-



Donald Weidner, director of Portland's Office of Cable Communications

The bill in Congress deregulating the cable industry "is a one-sided piece of legislation designed to punish cities."

portant public medium for their citizens, that's great, but it will never be that if the other competitors are able to undercut cable television. We do not want to compete with them with one hand tied behind our back."

Cable burglar alarms

In fact, nearly everybody in the industry is working on high cost systems with break-even points years away. In Beaverton, a company called CableBus Systems, Corp., recently acquired by the Pacific Power & Light subsidiary, Pacific Telecom, is already the world's largest producer of burglar alarm systems designed to be used on cable. It is not all that lucra-

tive a business yet, with only 70 systems working in the U.S. and western Europe, but in time this industry addition is certain to come of age. CableBus also manufactures home information systems, energy management systems, telephone systems, and computer systems all designed to work on cable.

Cities write stringent contracts

The power and wealth of the cable industry is certain to win big in the coming session of Congress, further strengthening its position in the marketplace. Municipalities, as a hedge against some of those losses, are now writing contracts that they hope will stand up against the expected federal legislation. In east

Multnomah County, with 80,000 potential cable customers, where the county and four municipalities were recently expected to sign a franchise agreement with Viacom International, a number of telling clauses were included. According to Marjie Lundell, the county cable officer, "One says that if there is legislation that affects the terms and conditions of the contract so that the company would have to violate the law in order to comply, then we could revoke the franchise." This kind of language may enable municipalities to coerce cable companies to honor contractual obligations that the coming federal law may not demand.

(Editor's Note: On December 16, Viacom said it was breaking off franchise negotiations for

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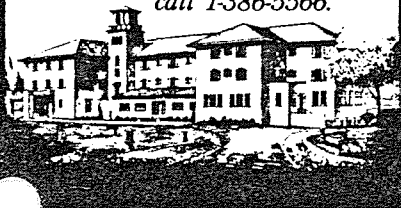
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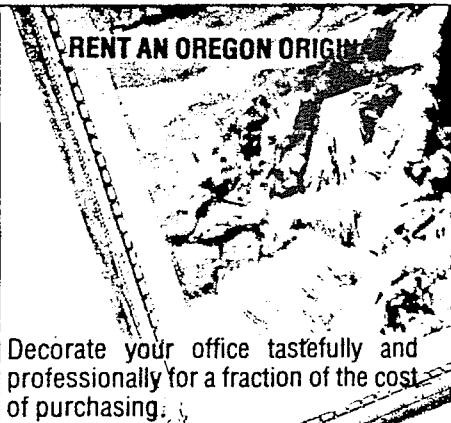
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THE RENTAL SALES GALLERY

east Multnomah County, charging that the county was seeking major changes in the franchise agreement at the last minute. County officials charged Viacom wasn't living up to the agreement that had been negotiated. The action that triggered the dispute was an announcement by Viacom that its rates would be higher than previously anticipated at the time of franchise negotiations.)

On another front, the major judicial action in the nation is also going against traditional city regulatory authority. "Everybody's focusing on the Boulder, Colo. vs. Community Communications Co. law suit dealing with First Amendment and antitrust questions," Weidner said. "The city's position was that it had the right to determine who, how, where, why, and when cable franchises were issued. The city's main action was to deny a franchise to an existing company, and tell it that it was frozen in place while they went out to look for proposals from companies that they felt would perform better. The existing company took issue



Christopher Miller, Coos-Curry Electric Cooperative

"The current fees utilities charge cable companies for use of the poles do not pay a fair share of the costs."

Photo by Gary Tucker

with that and said they had at least a vested interest and that there was probably reason to believe that First Amendment freedom of speech, freedom of press, and antitrust issues were involved, and even up through the appeals court, the decisions have been heavily on its side."

Fighting with utilities

The industry's dealings with utilities is another area of contention. Here, the

FCC has placed a ceiling on the rents utilities may charge cable companies for pole space, but provided certain exemptions for cooperatives and public utilities. The situation has come up that although average pole fees across the state and nation are in the \$2 to \$4 per-pole per-year category, certain cooperatives and public utility groups are charging more.

While on the one hand, it is true that anything the utilities get for leasing space on their poles is more or less found money, many are of the opinion that the cable companies should be paying a rate that equally divides up the cost among all users of the pole.

The Coos-Curry situation

The Coos-Curry Electric Cooperative puts forth just such a case. With three different cable systems renting space on a total of 4,000 poles, the cooperative has been charging \$3.00 per pole per year since 1977. In negotiations with the cable companies, Coos-Curry is seeking a rise to an average \$10 per pole. The difference between this proposed fee and that of others in the state, according to Christopher Miller, right-of-way maintenance supervisor for the cooperative, "is quite possibly because the others didn't care to push the issue." The current fees charged to cable systems do not pay for a fair share of the cost of the poles, their installation and their maintenance, Miller contends. While the cooperative does not lose money by the arrangement, its customers nevertheless are subsidizing cable systems for that fair portion of the pole costs which the cable system is not now paying.

One argument holds that cable companies should pay just for the small part of the pole that they use, while Miller contends they also have a responsibility to pay for the part of the pole that holds the wires off the ground.

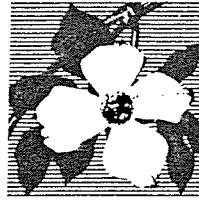
To dramatize the point, Miller said that Coos-Curry offered to sell the poles to local cable companies and rent space back for \$18 per pole per year, but found no takers. "They know they can't just bring those poles out on the back of a pick-up and set them in the ground," Miller said. "A lot of (hidden) costs make it more expensive than it may seem."

The cable industry has made a mockery of the old adage, "You can't fight city hall" and it has thrown in the utilities to boot. In California, where a utility boosted its pole space rental fee to \$12 and won a court decision affirming the action, the cable industry went to the state legislature and got a law passed that limited the top rate to \$2.50!

With some of the giants of corporate America now owning cable companies and with billions invested, these companies have considerable clout in state legislatures and Congress. They are, in the political lexicon, "playing hardball."

It just remains to be seen who will make the last out.

Ron Karten is a freelance writer from Dayton, Oregon.



MEMORANDUM

January 14, 1983

TO: HUGH BROWN, CITY MANAGER

FROM: TOPAZ FAULKNER, COMMUNITY SERVICES DIRECTOR

SUBJECT: BUSINESS ACTION COMMITTEE

The Business Action Committee was formed by the Milwaukie USA Business Association in October, 1982 to research and develop recommendations for the future of our downtown. Committee members are: John Burrell (banker); Sol Menasche (retailer); Dave Strauss (property owner); Gary Hubbard (retailer); Hugh Brown and myself.

At the organizational meeting, it was decided that gathering information was the first priority. A shoppers survey was requested and Reed Ritchey, our Planning Intern, provided a questionnaire that had been recently used in several small commercial areas within Portland. The survey was completed in November, 1982, with the aid of graduate students from Portland State University. A summary of the results is attached. In addition, a comparison of Milwaukie to the other commercial areas was done, to provide a context for interpreting the results. A copy of this is also attached. In response to requests from the committee, an inventory of vacancies has been provided by Robert Hoag, a broker with Centerline International, and planning staff is comparing current businesses to those here ten years ago.

The Business Action Committee has reviewed the data and come up with the following recommendations for short term goals:

Improving the city's image

- cleaning up downtown
- painting storefronts through participation in the city's C.D.B.G. program
- providing street trees, awnings and benches for shopper convenience

Stressing personal, friendly and fast service

- being positive in our discussions with customers and other business people

Working together to fill the vacancies downtown

- holding an "open house" for realtors and "targeted" businesses that shows off the entire downtown

Hugh Brown, January 14, 1983

page 2.

As a first step in achieving these goals, the Business Action Committee will be sending letters to property owners requesting their involvement.

DOWNTOWN MILWAUKIE SHOPPER SURVEY

Summary of Findings

PREFACE

One hundred forty-seven shoppers were interviewed outside of selected businesses in the downtown area. An effort was made to include a variety of businesses in the survey and to conduct interviews at varying times of the day and days of the week. Since the interviews were conducted at only six business locations, caution must be taken in generalizing the results of the survey to all downtown Milwaukie shoppers.

Shoppers were interviewed in front of Graham's, The Blade, Perry's, Willamette Savings, Red's and Safeway. These businesses were selected because they represent a variety of commercial uses and are all significant generators of shopper traffic.

DEMOGRAPHICS

Sex:	Male	44.7%
	Female	55.3%
Age:	Under 20	2.8%
	20-34	34.5%
	35-64	36.6%
	65 and over	26.1%
Residence:	Milwaukie	48.6%
	Unincorporated North Clackamas Ctr	26.4%
	Southeast Portland	8.3%
	Most of remainder live in incorporated portions of Clackamas County	

Employees in the downtown area accounted for 16.4% of shoppers interviewed.

Gasoline or Auto Parts	53.1%
Prescriptions or Medical Supplies	45.6%
Variety (Toys, Housewares, Stationery, Cosmetics)	59.2%

On the day they were interviewed, 46.6% of shoppers visited more than one business downtown.

SHOPPER ATTITUDES

Shoppers were asked what they like and dislike about the downtown business district. Their responses are grouped below by general category followed by the percentage of total responses (not respondents) represented by each item. Some shoppers mentioned no likes or dislikes while some had multiple responses.

Likes: (225 total responses)

Convenience/Accessibility

Location Factors:

Close to home	23.6%
Close together	19.1%
Close to work	2.7%

Transportation Factors:

Easy Parking	5.8%
Easy to walk/bicycle	1.8%
2-way grid	6.2%
Good streets	0.9%
Easy Access	0.4%
Good Bus Service	1.3%
	<u>61.8%</u>

Atmosphere/ Environment

Friendly, Personal, Small Town	20.9%
Quiet, Not Busy	2.2%
Familiarity, Home Town	4.4%
Appearance	0.4%
Never Changes	0.4%
Interesting	0.4%
	<u>28.7%</u>

Quality of Shopping

Like a Certain Store	7.1%
Good Variety	1.8%
Sales, Promotions	<u>0.4%</u>
	9.3%

Dislikes: (74 total responses)

Quality of Shopping

Lacks Variety	28.4%
Needs Certain Store	18.9%
No Public Restroom	1.4%
Exposed to Weather	<u>1.4%</u>
	50.1%

Parking/Transportation

Poor Parking	12.2%
Parking Tickets	1.4%
Parking at Post Office	2.7%
Saturday-Holiday Parking	1.4%
Two-Way Grid/Circulation	<u>8.1%</u>
	25.8%

Atmosphere/Environment

General Appearance	9.5%
Appearance of Specific Building	1.4%
Vacancies	4.1%
Old/Falling Apart	2.7%
Not Clean	1.4%
Bars/Liquor Stores	<u>1.4%</u>
	20.5%

City Government

Public Works	2.8%
Police	<u>1.4%</u>
	4.2%

Needed Shops/Services

Shoppers were asked what new shops or services they would like to see added to the downtown area. Their responses are grouped below by general category followed by the percentage of total responses (not respondents) represented by each item. Some shoppers mentioned no needed shops or services while some had multiple responses. Ninety-three shoppers gave a total of 133 responses to this question.

Clothing:

Clothing (in general)	21.1%
Women's Clothing	10.5%
Men's Clothing	0.8%
Children's Clothing	0.8%
Shoes	<u>7.5%</u>
	40.7%

Restaurants:

Nice Restaurant	4.5%
Fast Food	0.8%
Coffee Shop	<u>1.5%</u>
	6.8%

Grocery:

Another Grocery Store	12.0%
Deli	<u>0.8%</u>
	12.8%
Large Department Store	15.0%

The remaining 24.7% was distributed between 19 types of stores. Only 2.4% of responses referred to the need for new service businesses.

The responses referring to needed retail businesses were distributed as follows:

Comparison Retail	60.8%
Convenience Retail	20.0%
Other Retail	<u>19.2%</u>
	100 %

TYPES OF NEW BUSINESSES
FAVORED BY SHoppers

TYPE OF BUSINESS	MILWAUKIE	BEAUMONT	HILLSDALE	MONTAVILLA	MULTNOMAH	UPTOWN
CONVENIENCE RETAIL	19.5 %	64.6 %	45.0 %	47.0 %	19.4 %	54.6 %
COMPARISON RETAIL	53.4 %	8.3 %	7.5 %	21.6 %	17.7 %	9.1 %
OTHER RETAIL	21.8 %	20.8 %	30.0 %	19.6 %	30.6 %	22.7 %
SERVICE	2.3 %	6.3 %	17.5 %	11.8 %	32.3 %	13.6 %

PERCENT OF SHOPPERS WHO WORK
IN THE COMMERCIAL DISTRICT

MILWAUKIE	16.4 %
BEAUMONT	8 %
HILLSDALE	18 %
MONTAVILLA	14.7 %
MULTNOMAH	22 %
UPTOWN	? missing

FREQUENCY OF SHOPPING TRIPS

FREQUENCY	MILWAUKIE	BEAUMONT	HILLSDALE	MONTAVILLA	MULTNOMAH	UPTOWN
AT LEAST ONCE PER WEEK	73%	70%	75%	59%	75%	66%
DAILY	18%	12%	19%	17%	25%	18%

NUMBER & PERCENT OF DOWNTOWN BUSINESS FIRMS
BY TYPE

TYPE OF FIRM	MILWAUKIE	BEAUMONT	HILLSPALE	MONTAVILLA	MULTNOMAH	UPTOWN
CONVENIENCE RETAIL	16 (13.8%)	8 (19.1%)	18 (24.7%)	8 (13.8%)	10 (11.9%)	14 (22.9%)
COMPARISON RETAIL	5 (4.3%)	0 (0%)	8 (11.0%)	4 (6.9%)	3 (3.6%)	9 (14.8%)
OTHER RETAIL	24 (20.7%)	4 (9.5%)	5 (6.8%)	6 (10.3%)	22 (26.2%)	14 (22.9%)
SERVICE	69 (59.5%)	30 (71.4%)	42 (57.5%)	29 (50.0%)	36 (42.8%)	22 (36.1%)
INDUSTRIAL	2 (1.7%)	0 (0%)	0 (0%)	11 (19.0%)	13 (15.5%)	2 (3.3%)
TOTAL	116 (100%)	42 (100%)	73 (100%)	58 (100%)	84 (100%)	61 (100%)

Percentages represent proportion of total responses, not respondents.

POSITIVE AND NEGATIVE CHARACTERISTICS REPORTED BY SHOPPERS

POSITIVE

MILWAUKIE	BEAUMONT	HILSDALE	MONTAVILLA	MULTNOMAH	UPTOWN
Close to home (23.6%)	close to home (31.8%)	Close to home (31.7%)	close to Home (30.4%)	Close to home (29.1%)	Convenience/One Stop Shopping (29.1%)
Convenience/One-Stop Shopping (21.8%)	Convenience/One-Stop Shopping (21.2%)	Convenience/One-Stop Shopping (30.2%)	Convenience/One-Stop Shopping (22.4%)	Friendly Merchants/Personal Service (20.5%)	Close to home (16.6%)
Friendly Merchants/Personal Service (20.9%)	Friendly Merchants/Personal Service (15.9%)	Friendly Merchants/Personal Service (10.3%)	Friendly Merchants/Personal Service (15.2%)	Convenience/One-Stop Shopping (13.7%)	Friendly Merchants/Personal Service (13.1%)
		Like Specific Store (10.3%)	Like Specific Store (15.2%)		Like Specific Store (10.9%)

NEGATIVE

MILWAUKIE	BEAUMONT	HILSDALE	MONTAVILLA	MULTNOMAH	UPTOWN
Lack of Variety (20.4%)	Parking/Traffic (73.5%)	Traffic (43.1%)	Traffic (36.3%)	Parking/Traffic (50%)	Parking (54.6%)
Needs new Business (18.9%)		Need New Business (15.7%)	Parking (20.8%)	Appearance (14.3%)	Traffic (25.9%)
Parking (17.7%)		Appearance (11.8%)	Appearance (10.4%)		
Appearance (19.1%)					

DATE: January 11, 1983
 TO: Hugh Brown, City Manager
 FROM: Bill McDonald, Administrative Assistant *Bill*
 SUBJECT: Status of the Milwaukie Downtown Improvement Program (Operation Facelift)

The project is proceeding well, with dispersements beginning to occur. The following are active applications and the amount of rebate which has been requested if work has concluded.

<u>Applicants</u>	<u>Rebate Requested</u>
Joe Bernard (Joe Bernard's Garage)	\$2,000.00
* Robert Chatelain (K&R Properties)	693.00
Pacific Western Bank	1,003.50
Dr. John Easley (Milwaukie Center Bldg.)	1,155.83
Timm's Jewelry	
Pietro's	
McNaughton's	
* Parker Building	
Grahams Book & Stationery	
	<hr/> \$4,852.33

I have opened files for four other buildings and have had conversations with their owners expressing their intent to apply. However, I have not received a completed application for those individuals as yet. That would bring the total applicants to 13. I estimate that the six applicants listed above, that haven't completed work and requested a rebate, would represent an additional \$6,000 in rebates. Consequently fairly firm projects will result in approximately \$11,000 in rebates. The four projects for which applications have not been received and sidewalk repairs which will be emphasized this month should result in the total \$20,000 being paid out. Any funds which are unincumbered this year may be carried-over and utilized for the same activities next year.

- * K & R Properties - Greyhound Bldg.
- * Parker Building - Johnson Paint, Cleaners, Gift Shop, etc.



ENTER
LINE INTERNATIONAL, INC.

516 S. E. Morrison Street • Portland, Oregon 97214 • (503) 234-9916

January 14, 1983

Mayor Joy Burgess
Mayor of Milwaukie
City of Milwaukie

Copy For
MILWAUKIE
City Council

Dear Mayor Burgess:

This letter is written at the request of Ken Solomon, owner of the Milwaukie Post Office property, in order to address several apparent objections of the Post Office to its continued tenancy in the present location beyond December 31, 1984.

Parking. The present facility (6107 sq. ft.) provides parking for 52 vehicles and one 18½' loading zone allocated as follows:

North Side:	Head in Public Parking	10 spaces
East Side:	Postal Vehicle Parking	31 spaces
	Truck Loading Area:	1
South Side:	Postal Vehicle Parking:	11

The Postal vehicle parking spaces are now smaller than normal size and the layout is more concentrated than prudent for public parking. It is expected that a revised layout for combination postal and public parking on the East and South side of the building would accommodate a minimum of twenty vehicles plus a loading zone. The proposed ratio of approximately 5 spaces per 1000 sq. ft. of building is believed to be ample.

Please note the site plan attachment.

Space Configuration. The Easterly 40'8" of the 93' deep building is proposed for Postal use. The 3782 sq. ft. is created by a demising wall located so as to require minimum construction expense and to divide existing restroom facilities between the two spaces. This configuration was proposed to provide the maximum advantage to Post Office layout:

- 1) Convenience head in parking possibilities on North and East sides,
- 2) Utilization of existing 16' covered area on East side,
- 3) Use of existing loading facility or South access to building.

The parking allocation and location at demising wall and resulting square footage remain flexible aspects of the proposal.

Page 2 -
Mayor Joy Burgess

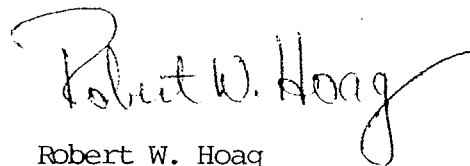
January 14, 1983

Inasmuch as these issues of parking and building configuration have been brought to our attention by the City of Milwaukie, we are pleased to have the opportunity to respond. I would further evidence our willingness to meet with any City of Postal representative to discuss how these features or any others might be further adjusted to facilitate the efficiencies of the Post Office.

It is strongly believed that the total amenities offered by this location and building are superior to all other sites being considered. As we are all acutely interested in the continuation of a Post Office within the downtown area, we request your cooperation in seeing that this downtown property be given thorough and equitable consideration.

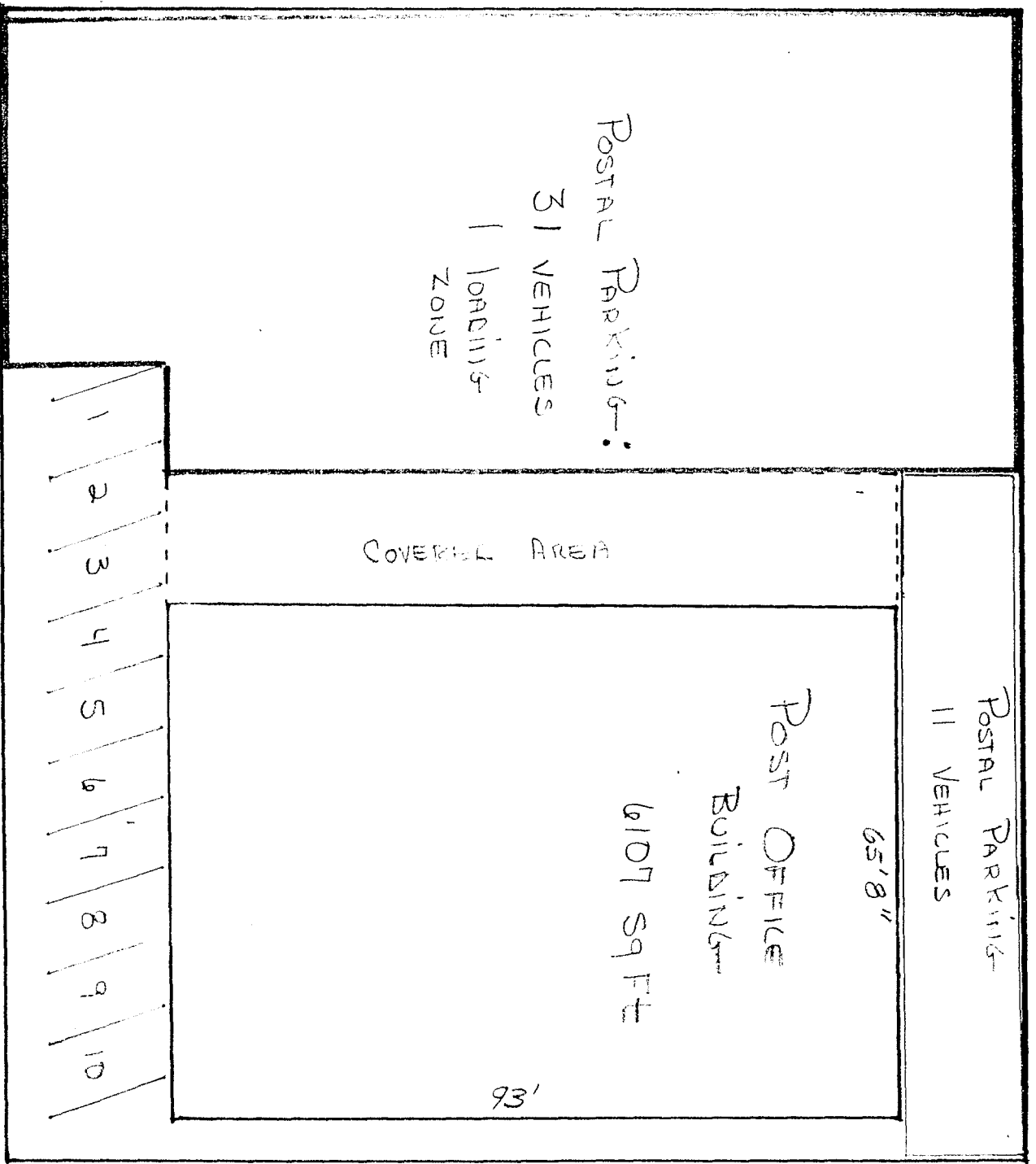
Very truly yours,

CENTER LINE INTERNATIONAL, INC.

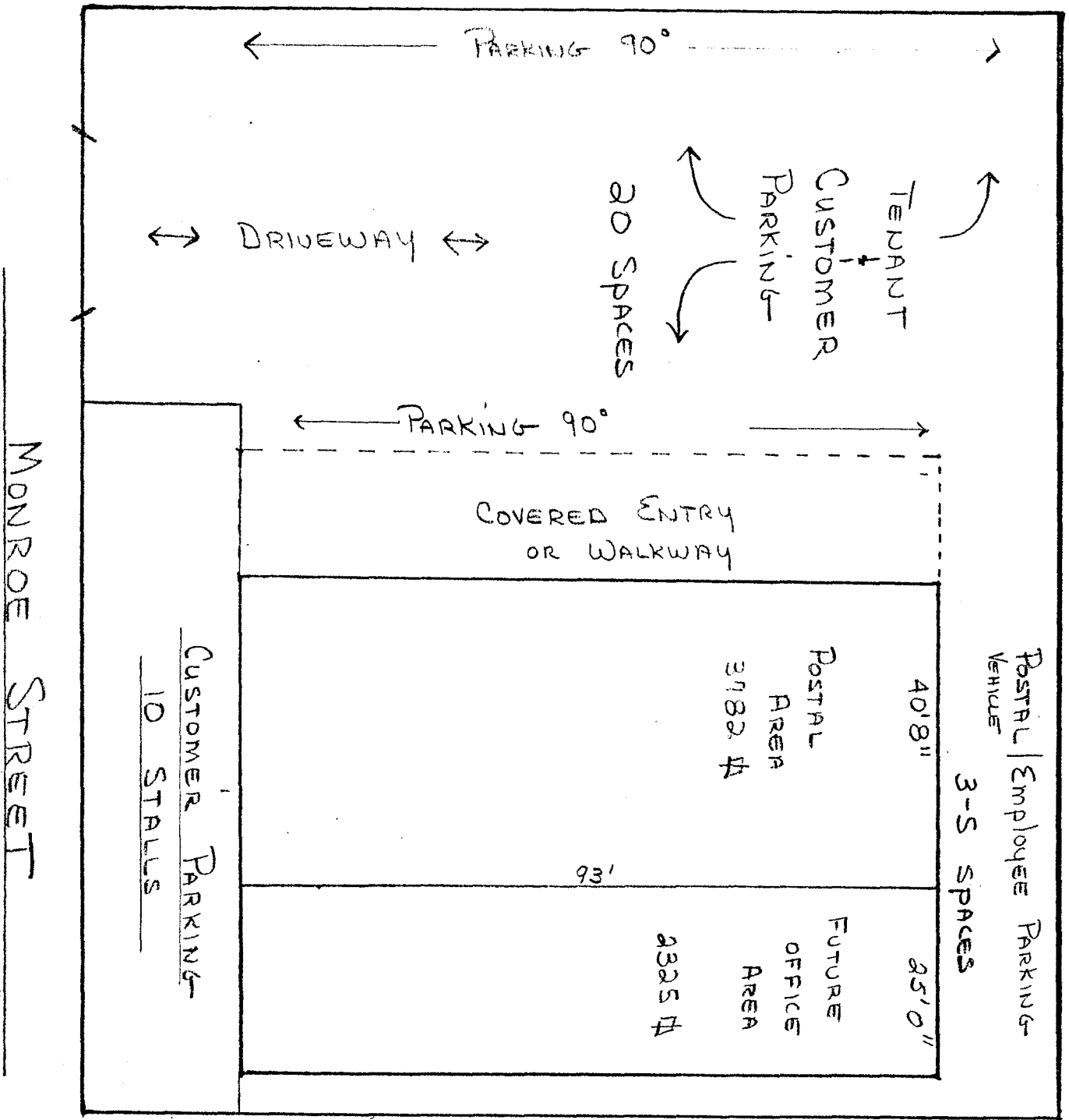
A handwritten signature in cursive script that reads "Robert W. Hoag". The signature is written in dark ink and is positioned above the printed name.

Robert W. Hoag

RWH:ws



CUSTOMER
PARKING
10 VEHICLES



MONROE STREET

NOTE *
 FLEXIBLE
 PARKING +
 BUILDING
 CONFIGURATION
 SEE ATTACHED

PARKING RATIO

RE: MILWAUKIE POST OFFICE.
JAN 14, 1983
RWK

PRESENT SITUATION

THE POST OFFICE USES 6107 sq ft of building AREA AND PARKS 42 VEHICLES plus 1 LOADING ZONE. ONLY 10 CUSTOMER SPACES (NOT 90° ANGLE) EXIST FOR PATRONS. ANGULAR PARKING FOR PATRONS MAKES RETURN TO DOWNTOWN CORE AREA DIFFICULT ALTHOUGH PARKING IN FRONT OF BUILDING AND ENTRANCES IS CONVENIENT (WHEN AVAILABLE). 10 SPACES / 6107 sq ft BLDG EQUALS 1.6 SPACES PER 1000 sq ft.

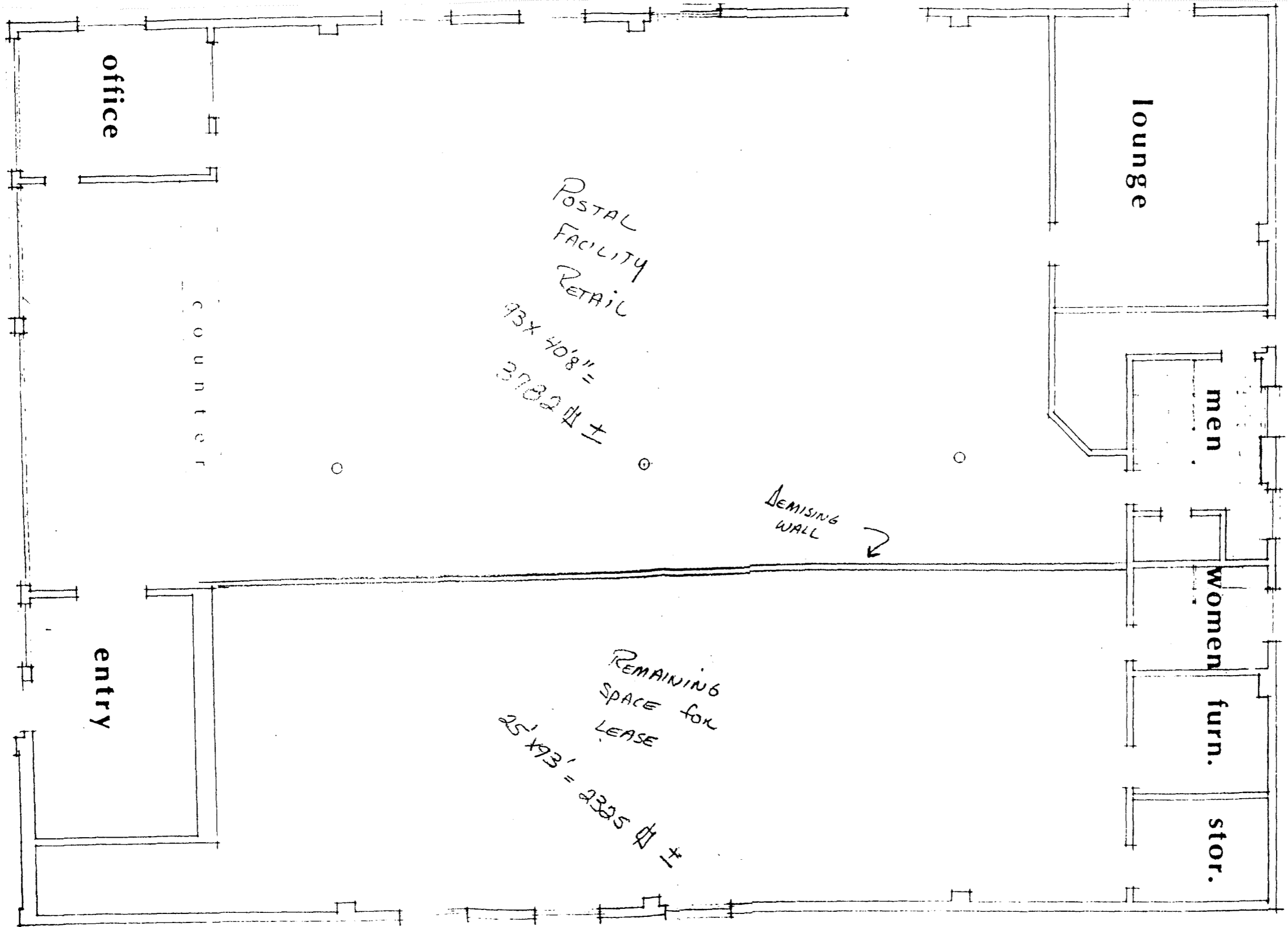
THE POST OFFICE HAS CONSTRUCTED A NEW FACILITY TO ACCOMMODATE THE MAJORITY OF VEHICLES FOR ROUTES IN 97222 ZIP. MAJOR DELIVERY & SORTING FUNCTIONS FOR 97222 CURRENTLY BEING ACCOMPLISHED IN DOWNTOWN MILWAUKIE WILL BE DONE ELSEWHERE.

FUTURE SITUATION

IF THE POSTAL DEPARTMENT WERE TO PARK 3-5 VEHICLES ON THE PROPERTY ALL DAY APPROXIMATELY 30 SPACES WOULD REMAIN FOR CUSTOMERS & EMPLOYEES. 30 SPACES PER 6107 sq ft IS 4.9 PER THOUSAND. THIS IS AN EXCELLENT RATIO EVEN BY MOST RESTRICTIVE STANDARDS. ALSO WHILE RETAINING THE

CONVENIENCE OF PARKING ADJACENT TO THE BUILDING
(AND NEAR COVERED WALKWAY) THE OFFSTREET
PARKING MAKES RETURN TO DOWNTOWN AREA DIRECT
AND CONVENIENT. USE OF DESIGNATED PARKING FOR
POSTAL & EMPLOYEE AREAS WOULD MAKE THE PARKING
TASK THAT MUCH MORE CONVENIENT.

Existing Parking



93'-0"

7 JUN 03 14: 5
MILWAUKEE-3

Dear City Council;

I am in favor of Sex Ships;
in another community;
on another planet;
in another galaxy;
far - far away.

Jim Kramer
Milwaukee

P.S. I feel the same about
any politicians that misuse
their community post.

Jan 12, 1983

*for the community leader representing you

A Sex Shop Ordinance Hearing Without Morality?

I went to the Tuesday (11th) sex shop hearing to see and say and saw. Before the meeting of the minds began a paradoxical message was given by Don Trotter, to the effect of; 'We want only facts this evening; morality is not the issue and when a point is made once it need not be repeated by someone else'. Some groaned, some nearly spit, some chuckled, some left and most ignored. The most that ignored, myself included, could not figure out how to remove the cause from the effect.

It can be said the community folks had a cause. It can also be said the community folks had an effect. The cause and effect of the community folks may cause the commissioners to effect an ordinance that causes effective protection from sex shop merchandising, including accessories, of sexual perversion; while not denying the right of exotic sexual behavior inside the privacy of residences.

May cause does not mean will cause. How to cause an effective sex shop ordinance is another paradox as revealed by our City Attorney Greg Eades. He read from an article on how to form sexually related ordinances that in effect said A sex shop ordinance must be clear and specific; although how to form a clear and specific sex shop ordinance was neither clear or specific. The council became rather confused and our City Attorney became rather confused and we on lookers became rather confused. I suspect the writer of the article was Johnny Carson or a close encounter of his kind.

The way of words becomes useless when common sense does not prevail. Words shift and twist with

such ease and when lacking feeling loose their direction. Right and wrong can become a homeless victim; the way of worse becomes worse and words become banks of unknown direction. When weeds are left at play; how long does it take for worse to have its way?

There were three main places at the planning commission's hearing. There was a place someplace else; a place here and there and a common place drawing a line that did not agree with the place someplace else. The place that's here and there (city council) seemed rather burdened as to which place to please. By the interpretation of words from someplace else it is demanded that each community by law must provide access for somewhere between one or more sex shops. By the interpretation of the spirit of the law the will of common place instructs that one sex shop is to many. Compromises were considered such as provision be allowed next to the City Dump or the City Sewage Treatment Plant. Would special zoning allow for in the City Dump or in the processor of the City Sewage Treatment Plant? We don't have a city dump, but the latter is available; yet probably not acceptable to someplace else.

Apathy was not present in the Tuesday night City Hall Drama as lines of proper place for sex shops were drawn and recorded. Baseball bat proof was there but calm like the eye of a hurricane. The confusion of what to do was well expressed when discussion concluded the community wants no sex shops and the law demands something more than one sex shop. If the city provides for none the city may be sued. If the city provides for

something more than one sex shop the city invites the sex shops with open arms. If the city does nothing the community becomes a welcome wagon for sex shops. The result of all this confusion was set at pending while the staff tries to determine, by fact finding, how to please all places. Good luck staff as I am getting a headache just writing this story.

There is an answer when we allow our brain, our laws and our ways to function as intended. Communities that want sex shops ought to have them and carry the burden of their effect. Communities that do not want sex shops ought not to have them and carry the burden of that effect. Is it unreasonable to let each community determine which burden they will carry? The burden of the community is to tell the city council which burden you prefer. The burden of the city council is to represent by cause and effect and ordinary consciousness the will of the community it represents. But in these times it is not likely a city can stand alone for very long and win an argument of banning sex shop businesses. But many communities in common agreement can cause a law to shift and begin a change to a more common direction. But if the communities form lobbies to fight this and that the will power always shifts to a few and the result becomes less than workable as labels and crossfires brand the members into one box. Information gathering associations are excellent and effective, but only when they gather and report; letting the common will of ordinary folks decide the course of their community and carry the burden of that choice if there is one.

If you want sex shops in your community you need do nothing. Your burden comes later. If you do

not want sex shops in your community your burden has just began. You need get your thought down to City Hall or where ever the meeting is to be held on Tuesday Febuary 8th at 7:30 PM and speak your feelings. Never mind whether your rich or poor; a fancy talker or say aint or auh say weez aint don't wont no durn filth in this here city. Tell them bush wackers the what for and how comes whether you are for or against this and that. If you get nervous or forget what your going to say (like I do sometimes) write it down and read it nervous word for nervous word. It would be nice if our city council held these public hearings the same day once a week instead of hear and there and when ever. Now if you do not go to council meetings and even if you don't often vote (shame on you) that is no longer an excuse not to express what burdens you prefer and prefer not. For after personal research and fact finding impact studies; I have rediscovered a three part form that is effective for any who wish to express their feelings about this and that to your government leaders. This highly technological three part form has been released to the press and to the city council so as to allow each to preform their own fack finding impact studies. If you would like to research your own personal fact finding impact study I am fairly comfortable with the feeling that the press or the city council will share this highly technological three part form with any who ask. This highly technological threepart form will not work well , at first, if to few have to much will power while lacking common sense and to many have common sense while lacking will power. This form will help to move some of the will power from few places to common places, but it will not solve the problem of stupidity. It simply helps to set

a direction until ordinary folks are again convinced that their thoughts about this and that in their community is of no worth because they lack peices of paper to prove their knowledge of what they want and what they don't want for their community.

As I look back over this story it reminds of another story told me when I was a kid. Once upon a time, a long long time ago, a bunch of folks ran around in circles for a long long time; then scatterd about somewhere else. I wonder where they went? I wonder where they went from there? I wonder if they ever stopped running around in circles?

J. M. Kraemer
P. O. Box 22173
Milwaukie, OR 97222

The Confusion of Pretend Caring

Have some communities in our country
given over to the confusion of insanity
causing a sad state of liar's fate
as right and wrong sing a confused song
hurting ourselves trying to figure it out
while singing along in a shouting bout
making it harder to tell
by the man or the label?
For some, caring has become
a phony baloney humbug game
so look very carefully
into the fruits of the man
feeling for grace or flattery
feeling for truth or a ham.
It becomes a little harder to pretend
when you give without bragging to other men
so feel carefully for the grace
in the example of they who do
learning the difference and disgrace
of those who only pretend to do.

J. M. Kraemer



METROPOLITAN SERVICE DISTRICT

527 S.W. HALL ST., PORTLAND, OR. 97201, 503/221-1646

January 11, 1983

Rick Gustafson
EXECUTIVE OFFICER

Metro Council

Cindy Banzer
PRESIDING OFFICER
DISTRICT 9

Bob Oleson
DEPUTY PRESIDING
OFFICER
DISTRICT 1

Charlie Williamson
DISTRICT 2

Craig Berkman
DISTRICT 3

Corky Kirkpatrick
DISTRICT 4

Jack Deines
DISTRICT 5

Jane Rhodes
DISTRICT 6

Betty Schedeen
DISTRICT 7

Ernie Bonner
DISTRICT 8

Bruce Etlinger
DISTRICT 10

Marge Kafoury
DISTRICT 11

Mike Burton
DISTRICT 12

Mr. Bill Parrish
City Engineer
City of Oregon City
P.O. Box 631
Oregon City, Oregon 97045

Dear Bill:

You have been elected to serve on Metro's Transportation Policy Alternatives Committee as an alternate to Steve Hall (Director of Public Works for Milwaukie) representing the Cities of Clackamas County.

I appreciate your willingness to continue to serve on TPAC in this capacity.

Sincerely,

Andrew C. Cotugno
Transportation Director

ACC:lmk

CC: Mayors of Cities of Clackamas County
Steve Hall, City of Milwaukie

The New Review

Clackamas County's Only Independent Newspaper

January 3, 1983

Mr. B.W. Luscher, Jr.
Postmaster
U.S. Postal Service
Portland, Oregon 97208

Oak Grove Square
14631 S.E. McLoughlin Blvd.
Post Office Box 22088
Milwaukie, Oregon 97222
Phone: 653-1732

Dear Mr. Luscher:

In response to your letter of December 21:

1. My November 26 letter constitutes our appeal of the Seattle Mail Classification Center's affirmation of your penalty against The New Review for the late August distribution of a special tabloid commemorating Clackamas Historical Days.

2. I find no inaccurate characterizations of any postal officials in my appeal of November 26. My letter of November 26 is a true account of our dealings with the Portland Post Office, and of the corrupt behavior of those postal officials who have created and promoted this mess. I feel it is essential that your Washington office have that account so that it can understand this issue in its true perspective.

3. The root cause of this, our latest problem with the Portland Post Office, lies in the deplorable condition of postal services in North Clackamas County, a large, highly populated region which has no post office, no zip code and no postmaster. The City of Milwaukie and its suburbs have seen their rights obliterated by the Portland Post Office in the last two decades.

The Portland Post Office mounted two wholly unwarranted and severely harmful actions against The New Review in 1982. But for the intervention of certain public officials and many of our readers, The New Review would have been put out of business last July 1 by one of your mindless actions. All that may be water under the bridge to you; it's not. And your latest action has nothing to do with a violation; it's revenge, pure and simple.

The Portland Post Office, in my experience, addresses all matters from a position of malignant belligerence; in no case will it acknowledge no wrongdoing on its part. Stonewall and coverup are the operating orders in the Portland Post Office's response to problems with The New Review. As further proof of that, I submit your letter of December 21, which is an attempt on your part to deprive The New Review of the right to appeal your ruling.

4. My original appeal of your decision was very brief and to the point. It addressed the false information you on which you based your decision.

Mr. B.W. Luscher, Jr.
January 3, 1983

Page 2

The truth didn't work. Therefore, I resubmitted the truth in my letter of November 26, supported by detailed information on our dealings with the Portland Post Office since late 1978. I sincerely believe all of that information is relevant to the case.

So far, you have controlled and manipulated and monopolized the appellate process; and now you tamper with our rights to an appeal! I believe there has been no occasion where your organization's actions have been scrutinized for error. My appeal of November 26, which was clearly intended for review by the appropriate authorities in Washington, was blocked by you. You are demonstrating further bad faith in refusing to forward our appeal, as you promised to do in your letter of November 15. Now if you choose to regard that remark as an "unseemly characterization," then go to it. But what else could it possibly be?

I believe you have no right or authority to take any action on our appeal, or meddle with it, except to forward it to Washington -- and, perhaps, submit your own rebuttal to Washington. Your action of December 21 is another arrogant attempt to deprive The New Review of its rights. We are trying to work with your system, Mr. Luscher; why won't you give it a try?

5. You object to our informing community and congressional leaders of our problems with the U.S. Postal Service. Yet in our conflict earlier this year, you and your associates proved beyond the possibility of doubt that when you are wrong, you will be the last on earth to concede it -- or move to correct your errors. Had you been doing your job, you'd have immediately recognized the inapplicability and inequity of the action, and helped us clear up the matter without all the agony. Mr. Luscher, if there were anything in our past dealings with the Portland Post Office to suggest we would get a fair shake, or that the Portland Post Office would recognize and address the sadly deteriorated and deficient conditions of postal services in North Clackamas County, none of this would be necessary. You characterize our interest in this problem as civic pride. You accuse me of cynicism. Yet what was it but cynicism in your representations to the Milwaukie City Council last June? What has happened since you made those promises (which, I understand, were recorded)? Sloughing this concern off as "civic pride" only demonstrates how out of touch you really are with the postal situation here, how truly superficial your comprehension of the problem is. You refuse to acknowledge that any such problems exist.

6. You accuse us of "failure to comply with postal regulations." You know that we have a record of vigorous compliance with postal regulations, and that the project we proposed was authorized by Mrs. June Myers of your office, and that we followed her instructions explicitly. Apparently, Mrs. Myers was in error in making that authorization. So you, using false, trumped-up arguments, propose to penalize The New Review for her mistake.

7. Prior to submitting our first appeal, I asked Mr. Ray Polidori, your director of finance, if there were any specific guidelines or restrictions in preparing an appeal. He said there are none. You have no legal reason or right to block our appeal to your Washington headquarters.

8. You refuse to forward our appeal to the General Manager of the Domestic Mail Classification Division, USPS Headquarters, owing to "contradictions" in my letter of November 26.

- a. You are perplexed that while submitting an appeal, I also indicated I wished to review and respond to affidavits of postal employees in this matter. Well, Mr. Luscher, I had 10-day deadline to submit that appeal, and I met that deadline. In addition, I intend to submit a detailed response to those affidavits. Having received copies of a couple of notes (attached to your December 21 letter), I will do so, under separate cover.

(The fact that postal employees involved in this matter had submitted affidavits was revealed to me by Mr. Ray Polidori. Presumably, the notes attached to your December 21 letter are the "affidavits" he referred to.

- b. I recall a three-way telephone call at one point in our discussions with officials at the Clackamas and Portland Post Offices. Perhaps those with whom I spoke were in the same room, speaking from different telephone extensions; if so, I didn't know it at the time.
- c. In your letter of December 1, you refer to "Item 3, Page 2" of our November 26 appeal. I do indeed share your preference for communications in writing, whenever possible. But you'll note you took my September 13 statement out of context. That statement refers specifically, and clearly, to communications having to do with special projects such as the one at issue.

In refusing to communicate by telephone in ordinary, routine matters, your office is working a severe hardship on The New Review.

You have deliberately twisted my statement. Who's the cynic, Mr. Luscher?

- d. The February 1982 refund of \$571.64 was the result of a discovery, on my part, of overpayments during the preceding six months. The overpayments occurred because an employee had difficulty in interpreting new rates and regulations.

Mr. B.W. Luscher, Jr.
January 3, 1983

Page 4

I brought the matter to the attention of one of your employees, and he granted an adjustment. The Portland Post Office did not spot the overpayment, and did not advise us of the overpayment. The Portland Post Office did not, as you imply, made some kind of grandiose gesture, giving us something to which we weren't entitled to.

In conclusion, Mr. Luscher, I reiterate: my letter of November 26 is our appeal. I insist that your letter of December 21 -- as well as this letter -- be included as supporting evidence.

I demand that you cease and desist from abusing our legal rights and privileges and immediately forward our appeal of November 26, with the aforementioned documents, to the General Manager of the Domestic Mail Classification Division of the U.S. Postal Service in Washington, D.C., and that I receive immediate proof that this has been done.

Sincerely yours,



Bert T. Casey
Publisher

cc: U.S. Senator Mark Hatfield
U.S. Senator Robert Packwood
U.S. Representative Ron Wyden
U.S. Representative Denny Smith]
Commissioner Dale Harlan, County of Clackamas
Mayor Joy Burgess, City of Milwaukie
Dick Smelser, President,
North Clackamas Chamber of Commerce
Pete Sinclair, President
Downtown Milwaukie U.S.A. Business Association
David Bennett, Executive Director,
Oregon Newspaper Publishers Association
Robert Brinkman, General Counsel,
National Newspaper Association



JOHN INSKEEP ENVIRONMENTAL LEARNING CENTER

19600 SOUTH MOLALLA AVENUE • OREGON CITY, OREGON 97045 • 503 / 657-8400 EXT. 351

**Project
Director**

Gerald Herrmann

**Assistant
Director**

Nan Hage-Herrmann

**Education
Coordinator**

Charles Puckett

**Association
Presidents**

Sharon Webb 1976
Dan Green 1978
Sue Plaisance 1980
Wes Bruning 1982

**Members of
the Board**

Margaret Charters
Florence Harmon
Leland John
Anna Kruse-Inskeep
Valerie McQuaid
Jim Tompkins

M E M O R A N D U M

TO: Organizational Representatives
FROM: Clackamas County Recycling Task Force
SUBJECT: Organizational Recognition
DATE: January 13, 1983

As promised at our meeting today, here is the accepted name and purpose of the group:

NAME: Clackamas County Recycling Task Force

PURPOSE: To identify the current status of solid waste management in Clackamas County and establish practical county-wide waste reduction/recycling program(s) that coordinate local efforts and offer regional solutions.

We are requesting that each representative take this purpose statement to his/her organization and request the following:

- 1) recognition of the Clackamas County Recycling Task Force.
- 2) an officially designated representative (two, in the case of Trash Haulers Assn., Oregonians For Clean Air, and Clackamas County.)

We would like the recognition to come in the form of a brief letter, written to the Recycling Task Force, c/o the Environmental Learning Center address.

Thank you!



NOTES FROM 1/13/83 Meeting

NEXT MEETING: Thursday, February 10, 1983
3:30 - 5:30 p.m.
Environmental Learning Center

In Attendance - 1/13/83

Delyn Kies	Assn. of Oregon Recyclers
Richard Hertzberg	Resource Conservation Consultants
Sue Moore	Oregonians for Clean Air
Jerry Herrmann	Environmental Learning Center
Liz Moschogianis	Oregonians for Clean Air
Richard Bloom, Jr.	Clackamas County Haulers Assn.
Lloyd Hodges	Clackamas County Haulers Assn.
Marilyn Lunner	Clackamas County Extension Service
Steve Powell	City of Oregon City
Joe Hart	City of West Linn
Mayor Joy Burgess	City of Milwaukie
Richard Dopp	Clackamas County
Dave Phillips	Clackamas County
Bill Bree	D.E.Q.
Carrie Heaton	Clackamas Community College
Dick Barney	Interested Citizen
Jean Lacy	Tri-City Chamber of Commerce
David Dickson	Facilitator (Clackamas Community College)

ABSENT:

Dennis Mulvihill	Metro
Bob Tilley	City of Gladstone
Dale Davis	Elementary/Secondary Education
Dale Harlan	Clackamas County Board of Commissioners

BOTTOM LINE FOR SUPPORT OF TASK FORCE:

(Richard Bloom) Do something/accomplish something.
Actual accomplishments/goals
Facts and accurate data to public.

(Sue Moore) ACTION

(Liz Moschogianis) Goals/Timetable/Public Awareness
Politically powerful group.
High media coverage/education.

(Marilyn Lunner) What is problems w/garbage.
Help Clackamas County get efficient recycling and decision on
what to do w/garbage.

(Carrie Heaton) Information and awareness and cooperation.

(Jean Lacy) Everybody staying together and not being antagonistic. United.

(Jerry Herrmann) Doesn't want just to investigate. Must pursue! Initiate action and support efforts. Resolve differences.

(Richard Hertzberg) More comprehensive approach to recycling. Would like consulting opportunities, if possible.
Role - pass on information - answer questions.
Broader scale perspectives of region.

(Richard Dopp) No duplication of city efforts.
Education of people - Committee for county - Participation by cities.

(Lloyd Hodges) More coordination - not so many efforts going on.

(Delyn Kies) Help groups throughout the state; develop recycling program.

(Joy Burgess) Recycling program capable of working throughout the county.
Tie in all plans.
Work to tie in all city efforts.
Mayors sign letter of concurrence.
GRASS ROOTS!

(Joe Hart) Coordinate regional effort.
Solution to problems which individual cities can't solve.
Market support for haulers.
Site for regional recycling, composting
Regional solutions.

(Dick Barney) Have written a great deal.
Published story.

(Bill Bree) No public support for Metro.
Take advantage of interest while still here.
Helping group get started.

(Dave Phillips) Workable plan for Clackamas County.
See something go! Practical.
Group form background for task force.
"THE OFFICIAL TASK FORCE" for county