

MILWAUKIE
CITY COUNCIL MEETING
March 2, 1982

COUNCIL CHAMBERS

1403rd Meeting

Work Session - 6 p.m.

A work session of the Council was held prior to the regular meeting to consider charter amendments proposed by the City Attorney. The following councilors were present:

Mel Paulson	Don Graf
Wallace Bischoff	Roger Hall
Mayor Joy Burgess	

Also present:

Greg Eades, City Attorney
Laurie Perkin, Secretary

Eades went through his suggestions section by section, explaining reasons for changes in Section 6, having to do with investigations of city departments; Section 13, regarding notice of elections; Section 17 dealing with terms of office; Section 19 regarding nominations; Section 22 regarding meeting requirements; Section 23 having to do with number of members required for a quorum; Section 28 dealing with Mayor's signature on bills; Section 29 dealing with removal of manager, purchasing provision, city manager pro tem, and civil service references & Section 38, dealing with public contracting limit. Procedures used in passing ordinances, general language changes, process of swearing in of councilors, and Civil Service Commission changes were also discussed. It was decided to look at the Civil Service Commission changes at the next meeting on March 16.

The work session adjourned at 6:50 p.m.

The one thousand four hundred and third meeting of the City Council of the City of Milwaukie, Oregon was held at 7 p.m. on March 2, 1982 with the following councilors present:

Mel Paulson	Donald Graf
Wallace Bischoff	Roger Hall
Mayor Joy Burgess	

Also present:

Steve Hall, Acting City Manager Pro Tem
Greg Eades, City Attorney
Topaz Faulkner, Director of Community Services
Gordon Erickson, Finance Director
Laurie Perkin, Secretary

The invocation was given by Mel Paulson and the pledge of allegiance was recited.

AUDIENCE PARTICIPATION

Robert Bothman, Metropolitan Administrator for the Oregon Department of Transportation, addressed the Council regarding status of the McLoughlin project. The project is a four and one half mile section extending from the Union/Grand couplet in Portland down to SE River Road in Milwaukie. The purpose of the project is to relieve congestion on McLoughlin, remove through traffic from the Portland neighborhoods, increase transit usage and allow for eventual conversion to light rail. Mr. Bothman provided Map and project summary and discussed alternative plans. There was discussion on

an overcrossing structure at Tacoma Street, reactions from property owners, relocation of businesses, and time frame of project. A public hearing is scheduled for March 18, after which a recommendation will be brought to the City Council for approval. A final impact statement will be completed by June, and approval by the Federal Highway Administration is expected by October. The cost is estimated to be between 22 and 24 million dollars. A formal presentation with maps was made by Mr. Bob Heard of ODOT. Burgess asked staff to keep Council informed as to the time frame of the project and suggested that Council have a work session on this.

Members of the audience asked for a report on cable T.V. City Attorney said that the following companies have submitted proposals and have paid the deposit.

Cablesystems, Multnomah East
Harmon & Company
Global Cable TV
Liberty Cable Television
Milwaukie Cable Vision, Inc.
Satellite Communications CATV
Western Systems, Inc.

A proposal will be made to the Council no later than the first meeting in May. As to the recent advertisement in the New Review by Liberty, Eades said that the free "first tier" service offer was substantially the same as that offered by other companies.

PUBLIC HEARING- APPLICATION OF GRADY/PECK ARCHITECTS ASSOCIATION
FOR ANNEXATION, ZONE CHANGE AND PLAN AMENDMENT FOR PROPERTY
NORTH OF HARMONY ROAD. ORDINANCE 1516, 1517 and RESOLUTION 3-1982.

Public Hearing was declared open at 7:20 p.m. Notices published and posted. Staff report was given by Topaz Faulkner. Applicant is annexing to the city for adequate sewer and water service. Included in application was a conditional use request for a Dental Clinic. No correspondence was received and no one appeared to speak in opposition to the application. Jim Grady, 1130 SW Morrison, made a presentation to the Council explaining the revisions which had been requested by the Planning Department. Mr. Grady answered questions from the Council and there was discussion on elevation of property, landscaping and impact of the business. There were no other questions. Public Hearing was declared closed at 8:09 p.m. It was MOVED by Paulson, SECONDED by Graf, to adopt Resolution 3-1982 (A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE APPROVING A REQUEST FOR ANNEXATION TO THE CITY OF MILWAUKIE (A-82-1) MOTION CARRIED unanimously.

It was MOVED by Graf, SECONDED by Paulson, to read Ordinance No. 1516 the first time by title only. MOTION CARRIED unanimously. It was MOVED by Graf, SECONDED by Paulson, to read the ordinance the second time by title only. MOTION CARRIED unanimously. It was MOVED by Graf, SECONDED by Paulson, to adopt Ordinance No. 1516 (AN ORDINANCE OF THE CITY OF MILWAUKIE, OREGON PROVIDING FOR THE RECLASSIFICATION OF CERTAIN PROPERTY IN THE CITY FROM

CLACKAMAS COUNTY MEDIUM-DENSITY TO CITY MEDIUM-DENSITY RESIDENTIAL AND AMENDING ORDINANCE NUMBER 1437 (COMPREHENSIVE PLAN) AND THE COMPREHENSIVE PLAN MAP ACCORDINGLY. (PRC-82-1)

The MOTION CARRIED with the following roll call vote:

AYES: Paulson, Bischoff, Burgess, Graf, Hall. NOES: none.

Ordinance 1516 passed the Council and was so declared by the Mayor.

It was MOVED by Paulson, SECONDED by Bischoff to read Ordinance No. 1517 the first time by title only. MOTION CARRIED unanimously.

It was MOVED by Hall, SECONDED by Bischoff, to read Ordinance No. 1517 the second time by title only. MOTION CARRIED unanimously.

It was MOVED by Hall, SECONDED by Bischoff to adopt Ordinance No. 1517 (AN ORDINANCE OF THE CITY OF MILWAUKIE, OREGON REZONING CERTAIN PROPERTY IN THE CITY FROM CLACKAMAS COUNTY MR-1 TO CITY R-3 AND AMENDING ORDINANCE NUMBER 1438. (ZC-82-1) The MOTION CARRIED with the following roll call vote: AYES: Paulson, Bischoff, Burgess, Graf, Hall. NOES: none

LEGISLATION

Payment of bills

It was MOVED by Paulson, SECONDED by Graf, that the bills listed for March 2, 1982 be approved for payment. MOTION CARRIED unanimously.

Parc request re Water Division property

Public Works Director has made a recommendation that funds from the sale of property at 32nd Ave. and Boyd St. be used for improvements to Stanley Park and Water Tower Park. It was MOVED by Graf, SECONDED by Hall to accept recommendation of Public Works Director regarding use of funds. MOTION CARRIED unanimously.

Water Well # 7- Progress Pay estimate

Public Works Director has recommended payment to West Coast Drilling Co. for the above referenced project. The figure shown in the memo dated February 25, 1982 was corrected to read \$6270 rather than \$6720. It was MOVED by Graf, SECONDED by Hall to concur with recommendation of Public Works Director. MOTION CARRIED unanimously.

Proposed Clackamas County Drainage District

City staff and the Parks and Recreation Commission have made a recommendation regarding the Clackamas County flood control project study. Staff recommends that Council approve the plan in concept which provides for improvements in North Clackamas Park as a trade off for providing storm drainage holding ponds. Formal agreements will be brought to the City Council for approval at a later date. Randy Westrick, Parks and Recreation Superintendent, presented slides of flooding problems in North Clackamas Park and discussed implementation of plans for construction in the park. It was Council consensus that Parks and Recreation Commission should act as design review board in this project. It was MOVED by Graf, SECONDED by Bischoff to concur with Steve Hall's memo recommending approval of concept of proposed Drainage District.

Alternative Management Plan update -Salary Change RESOLUTION 4-1982

Jo Durand introduced Bill McDonald, Administrative Assistant and gave an update on the implementation of the Alternative Management Plan. The salary change is for the new Community Services

Director and is the first step in equalizing salaries for the management team. The following change was made in the proposed resolution: the word "immediately" was deleted and the effective date is to read "March 1, 1982". Bischoff requested some information on salaries from other cities. Steve Hall, Acting City Manager Pro Tem, said that the management team will be doing a comparison study which will be presented to the Council. There was further discussion on the Alternative Management Plan. It was MOVED by Graf, SECONDED by Bischoff, to adopt Resolution 4-1982 (A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE ADOPTING A SALARY RANGE FOR THE POSITION OF COMMUNITY SERVICES DIRECTOR AND AMENDING RESOLUTION 14-1982) MOTION CARRIED unanimously.

911 Emergency System

There was discussion on the types of 911 emergency systems. It was the consensus of the council that the enhanced system was desirable for the city and that this information be relayed to the administrator of the emergency management division. It was MOVED by Graf, SECONDED by Hall, to accept recommendation of City Manager Pro Tem that a letter stating the foregoing be forwarded to the 911 emergency task force and to the administrator of the emergency management division. MOTION CARRIED unanimously.

Interfund Loan Resolution No. 5-1982

It was MOVED by Graf, SECONDED by Paulson to adopt Resolution No. 5-1982 (A RESOLUTION TO LOAN MONEY BETWEEN FUNDS). MOTION CARRIED unanimously.

Request for CDBG Funds

Topaz Faulkner, Planning Director, presented details of city's request for a three phase, downtown rehabilitation program, the total amount being \$75,000. It was MOVED by Hall, SECONDED by Bischoff, to concur with city's request as outlined. MOTION CARRIED unanimously.

CONSENT AGENDA

Approval of minutes- February 16, 1982

Liquor license renewals: Joe's Warehouse, Pal's Shanty, Law's Monroe Street Market, Ship a'Shore Restaurant

Memo regarding meetings at Milwaukie Center

It was MOVED by Hall, SECONDED by Graf to approve the Consent agenda with the following correction: In the minutes of February 16, 1982, Roger Hall's name was not listed as being among those present. Hall was in fact present at the February 16, 1982 meeting and the minutes should so indicate. MOTION CARRIED unanimously.

Sara Hite, Center Director, was asked to comment on the need for meetings at Milwaukie Center. Hite suggested that meetings be held on the first Tuesday of each quarter, which would make the first meeting at the center on April 6, 1982. Council concurred with this suggestion and staff was directed to advise the Center Advisory Board and the Senior Citizen Advisory Commission of this decision.

INFORMATION

There was discussion on the hours at the library. Bischoff asked if there was a way to keep the library open longer hours. Faulkner said she would have a report on this at the April 6 council meeting.

Paulson said that he would like a presentation from the Liquor Commission on the approval of liquor licenses. Staff was directed to contact Mr. Lelac of the Oregon Liquor Control Commission regarding presentation.

OTHER BUSINESS

Jo Durand attended meeting held by Clackamas County Commissioners. Among subjects discussed were: Jail fees, Senate Bill 955 regarding reorganization of senior services, 911 emergency system, and the state gas tax. The meetings are for representatives of cities and will be set up quarterly.

There was discussion on whether to have the Charter amendments on the May ballot or wait until November. It was the consensus of the council to hold a work session on March 11 to discuss this further.

City Attorney requested Council approval to use funds advanced by Cable T.V. companies to conduct research into anti-trust activities by Cable T.V.firms. It was the consensus of the Council to approve this request.

Steve Hall brought up the fact that there are two vacancies on the Planning Commission and only one applicant to date. Burgess asked if there had been a report on absenteeism on the Planning Commission. Faulkner said that she would have a report at the next meeting.

It was MOVED by Hall, SECONDED by Paulson that the meeting be adjourned.

The meeting adjourned at 10:20 p.m. to go into executive session to discuss employment of staff, labor negotiations, litigation, exempt records, under ORS.192.660 (1) (a),(d), (f), and (h).

The meeting reconvened at 12:20 a.m.

Mayor Burgess made a statement to the press regarding the city's cash flow problem. The firm of Coopers and Lybrand have been consulted as to which of several options available to the city should be pursued.

It was MOVED by Graf, SECONDED by Paulson that a request by the firefighters union to come before City Council be denied. MOTION CARRIED unanimously.

It was agreed by the Council that Eades would call Brown and try to work out the changes in the contract which had been agreed upon by the City Council in its executive session. If an acceptable agreement cannot be worked out, the Council will have to have another meeting. If an acceptable agreement is developed, the Mayor could approve it by phone.

It was MOVED by Graf, SECONDED by Bischoff, to authorize the Mayor to approve a mutually acceptable agreement. MOTION CARRIED with the following roll call vote: AYES: Paulson, Bischoff, Graf, Hall. NO: Burgess.

The meeting was adjourned at 12:30 a.m.

Joy Burgess, Mayor

Laurie Perkin, City Recorder

MILWAUKIE
CITY COUNCIL AGENDA
March 2, 1982
7 p.m.

COUNCIL CHAMBERS

1403rd Meeting

- I CALL TO ORDER
a) Call to order
b) Invocation
c) Pledge of Allegiance
- II AUDIENCE PARTICIPATION
a) James McClure, ODOT re improvement of McLoughlin Blvd.
- III PUBLIC HEARINGS
a) Application of Grady/Peck Architects Association for annexation, zone change and plan amendment for property north of Harmony Road. Ordinance _____, Ordinance _____ and Resolution _____.
- IV LEGISLATION
a) Payment of bills
skue b) PARC request re Water Division property
c) Water Well # 7-Progress pay estimate
- d) Proposed Clackamas County Drainage District.
Jo. e) Alternative Management Plan update - Salary Change Resolution _____
f) 911 emergency system
g) Interfund Loan Resolution _____
- V *Gordon* CONSENT AGENDA
a) Approval of minutes - February 16, 1982
b) Liquor license renewals
1. Joe's Warehouse
2. Pal's Shanty
3. Law's Monroe Street Market
4. Ship a'Shore Restaurant
c) Memo from Center Advisory Board re meetings at Center
- VI INFORMATION
a) Letter from OLCC re liquor license applications
b) Ledding Library report - January 1982 , minutes-January 20, 1982
c) Letter from Metro re yard debris disposal
d) Letter from Fred Moore re re-routing of Tri-Met
e) Memo re absence of City Manager
f) Park and Recreation Commission minutes - Feb. 8, 1982
g) Budget calendar
h) Letter from Boundary Commission re assessments for Fiscal Year 1981-82 and 82-83
i) Notice of intent to appeal from Floyd Jones - Chevron
j) Request for CDBG funds - downtown rehabilitation

VII OTHER BUSINESS

VIII ADJOURNMENT

3 82 10: 03

MILWAUKIE-03

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

II_a

TO: City Council

DATE 8 February 1982

FROM: Steven M. Hall
Public Works Director

sm. Hall

SUBJECT: McLoughlin Blvd.
Northern Improvements

The State Department of Transportation has requested the opportunity to present an update on the progress of this project for the improvement of McLoughlin Boulevard(99E) from Highway 224 North into Portland.

Mr. James McClure of ODOT will make the presentation. Please make note of any questions you may have.

This item will be on the 2 March 1982 agenda under audience participation.

ODOT is scheduling a Public Hearing for 18 March 1982.

sh:SMH

RESOLUTION NUMBER _____

711
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A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE APPROVING A REQUEST FOR ANNEXATION TO THE CITY OF MILWAUKIE. (A-82-1)

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

WHEREAS, annexation of the territory to the City has been initiated by land-owner's statement of consent in accordance with ORS 199.170, and would therefore constitute a so-called "triple majority" annexation under ORS 199.170 and a "minor boundary change" under the Boundary Commission Law, ORS 199.410 to 199.510 and

WHEREAS, the part of the territory that lies in the Oak Lodge Fire Protection District would be operation of ORS 199.510 (2) be automatically withdrawn from that district immediately upon consummation of the annexation;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Milwaukie that the Council approves annexation of the following described property and requests the Boundary Commission to approve it and effect it as soon as possible;

A tract of land situated in the John D. Garret D.L.C. No. 38 and in the NW ¼ of Section 5, T 2S, R2E, W.M., Clackamas County, Oregon, being more particularly described as follows:

Beginning at the northwest corner of that tract of land described in deed to Robert H. Knoll and Donna M. Knoll by instrument recorded July 22, 1970 under recorder's Fee No. 70-14361; thence S 65° 16'30" E along the north boundary of said Knoll tract and the South R/W line of the Southern Pacific Railroad a distance of 131.27 feet to an iron rod marking the true point of beginning of the tract herein to be described; thence leaving the north line of said Knoll tract and running S 7° 22' E a distance of 167.19 feet to an iron rod set in the north R/W line of Harmony Road (also known as the Foster-Milwaukie Road No. 115); thence N 82° 38' E along said north R/W line a distance of 235.00 feet to an iron rod; thence continuing along said northerly R/W line a distance of 16.86 feet along the arc of a 542.96 feet radius curve to the left through a central angle of 1° 46' 47" (the chord of which bears N 29° 57' 12" E, 16.86 feet) to an iron rod set in the south R/W line of the Southern Pacific Railroad, said point also being in the north boundary of the hereinbefore mentioned Knoll tract; thence N 65° 16'30" W along the north boundary of said Knoll tract a distance of 289.46 feet to the true point of beginning.

Excepting herefrom the Northeasterly 16 feet previously annexed to the City of Milwaukie.

III a (2)

RESOLUTION NO. _____

PAGE 2

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

Introduced and adopted by the City Council on _____.

Joy Burgess, Mayor

ATTEST:

Laurie Perkin, City Recorder

APPROVED AS TO FORM:

Greg Eades, City Attorney

III-a (3)

ORDINANCE NUMBER _____

AN ORDINANCE OF THE CITY OF MILWAUKIE, OREGON PROVIDING FOR THE RECLASSIFICATION OF CERTAIN PROPERTY IN THE CITY FROM CLACKAMAS COUNTY MEDIUM-DENSITY TO CITY MEDIUM-DENSITY RESIDENTIAL AND AMENDING ORDINANCE NUMBER 1437 (COMPREHENSIVE PLAN) AND THE COMPREHENSIVE PLAN MAP ACCORDINGLY. (PRC-82-1)

WHEREAS, the City Council adopts the recommendation of the Planning Commission to amend the City's Comprehensive Plan by changing certain property classification from Clackamas County Medium-Density to City Medium-Density Residential.

WHEREAS, amendment is contingent upon approval of annexation

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

Section 1. Property contained within the boundaries of the following legal description is changed from Clackamas County Medium-Density to City Medium-Density Residential:

A tract of land situated in the John D. Garret D.L.C. No. 38 and in the NW ¼ of Section 5, T 2S, R2E, W.M., Clackamas County, Oregon, being more particularly described as follows:

Beginning at the northwest corner of that tract of land described in deed to Robert H. Knoll and Donna M. Knoll by instrument recorded July 22, 1970 under recorder's Fee No. 70-14361; thence S 65° 16'30" E along the north boundary of said Knoll tract and the South R/W line of the Southern Pacific Railroad a distance of 131.27 feet to an iron rod marking the true point of beginning of the tract herein to be described; thence leaving the north line of said Knoll tract and running S 7° 22' E a distance of 167.19 feet to an iron rod set in the north R/W line of Harmony Road (also known as the Foster-Milwaukie Road No. 115); thence N 82° 28' E along said north R/W line a distance of 235.00 feet to an iron rod; thence continuing along said northerly R/W line a distance of 16.86 feet along the arc of a 542.96 feet radius curve to the left through a central angle of 1° 46' 47" (the chord of which bears N 29° 57' 12" E, 16.86 feet) to an iron rod set in the south R/W line of the Southern Pacific Railroad, said point also being in the north boundary of the hereinbefore mentioned Knoll tract; thence N 65° 16'30" W along the north boundary of said Knoll tract a distance of 289.46 feet to the true point of beginning.

Excepting herefrom the Northeasterly 16 feet previously annexed to the City of Milwaukie.

ORDINANCE NO. _____

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III a (4)

Section 2. The Comprehensive Plan and plan map of the City of Milwaukie is hereby amended to reflect the change recommended by the Planning Commission, in Section 1.

Read the first time on _____, 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.

Joy Burgess, Mayor

ATTEST:

Laurie Perkin, City Recorder

APPROVED AS TO FORM:

Greg Eades, City Attorney

III a (5)

ORDINANCE NUMBER _____

AN ORDINANCE OF THE CITY OF MILWAUKIE, OREGON REZONING CERTAIN PROPERTY IN THE CITY FROM CLACKAMAS COUNTY MR-1 TO CITY R-3 AND AMENDING ORDINANCE NUMBER 1438. (ZC-82-1)

WHEREAS, the City Council adopts the recommendation of the Planning Commission after proceedings initiated by it pursuant to Article 9 of Ordinance Number 1438, regarding this property.

WHEREAS, amendment is contingent upon approval of annexation

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

Section 1. The following property is rezoned from County MR-I to City R-3:

A tract of land situated in the John D. Garret D.L.C. No. 38 and in the NW¼ of Section 5, T 2S, R2E, W.M., Clackamas County, Oregon, being more particularly described as follows:

Beginning at the northwest corner of that tract of land described in deed to Robert H. Knoll and Donna M. Knoll by instrument recorded July 22, 1970 under recorder's Fee No. 70-14361; thence S 65° 16' 30" E along the north boundary of said Knoll tract and the South R/W line of the Southern Pacific Railroad a distance of 131.27 feet to an iron rod marking the true point of beginning of the tract herein to be described; thence leaving the north line of said Knoll tract and running S 7° 22' E a distance of 167.19 feet to an iron rod set in the north R/W line of Harmony Road (also known as the Foster-Milwaukie Road No. 115); thence N 82° 28' E along said north R/W line a distance of 235.00 feet to an iron rod; thence continuing along said northerly R/W line a distance of 16.86 feet along the arc of a 542.96 feet radius curve to the left through a central angle of 1° 46' 47" (the chord of which bears N 29° 57' 12" E, 16.86 feet) to an iron rod set in the south R/W line of the Southern Pacific Railroad, said point also being in the north boundary of the hereinbefore mentioned Knoll tract; thence N 65° 16' 30" W along the north boundary of said Knoll tract a distance of 289.46 feet to the true point of beginning.

Excepting herefrom the Northeasterly 16 feet previously annexed to the City of Milwaukie.

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ORDINANCE NO. _____

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Read the first time on _____, 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.

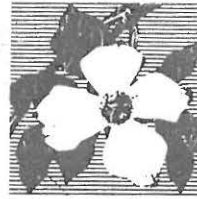
Joy Burgess, Mayor

ATTEST:

Laurie Perkin, City Recorder

APPROVED AS TO FORM:

Greg Eades, City Attorney



III a 7

MEMORANDUM

TO: CITY COUNCIL

FROM: PLANNING DEPARTMENT

RE: A-82-1; ZC-82-1; PRC-82-1; C-82-1
Peck Grady Associated Architects, Applicant
Dr. John Harris, Property Owner

DATE: JANUARY 27, 1982

On January 26, 1982 the Planning Commission approved petition for annexation, initiated Comprehensive Plan Map Amendment from County to City Medium-Density and Zone Change from County MR-1 to City R-3 of the property located on the north side of Harmony Road, southwest of the Southern Pacific Railroad tracks, west of Linwood and Railroad Avenues intersection. (T.L. 2301, 2391)

FINDINGS:

1. The proposed annexation would comply with the following elements of the Comprehensive Plan:
 - A. OBJECTIVE #4 - Dual Interest Area Plan Compatability, Policy 1, Page 88.
 - B. OBJECTIVE #6 - Annexation Policy 1, Page 90.
 - C. Would match the Medium-Density Land Use Designation.
2. Annexing the parcel would reduce the irregularity of the City Limit Boundary.
3. The City R-3 Zoning would match the present County MR-1 Zoning.
4. The City R-3 Zoning would closely match the existing County and proposed City Comprehensive Plan Designation.
5. The Conditional Use would comply with the following elements of the Comprehensive Plan:
 - A. OBJECTIVE #1 - Economic Development, Policies 1 and 2, Page 35.
 - B. OBJECTIVE #2 - Employment Opportunity, Policies 1 and 2, Page 36.
6. Traffic conflicts will be minimal.
7. The site will be appropriately landscaped.

MEMORANDUM TO CITY COUNCIL
FROM PLANNING DEPARTMENT
RE: A-82-1; ZC-82-1; PRC-82-1; C-82-1
JANUARY 27, 1982 - PAGE 2

III a (8)

FINDINGS: (Continued)

8. The existing park-like setting will be maintained.
9. Use of natural materials and earth-tone colors will blend in with adjacent land uses.

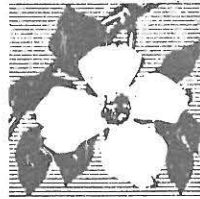
Approval of Conditional Use is subject to the following Conditions:

1. Drainage, utilities, exterior lighting, curbing, wheel stops, pavement and procedures for fire protection to be approved by the Public Works and Fire Departments.
2. Submit site plan and general building profiles showing building location configuration and appearance to be reviewed by the Planning Commission.
3. Shift the northerly portion of the parking lot 2'6" to the south and create three compact parking stalls east of the driveway entrance.
4. Signing and exterior lighting to be shielded from adjacent properties.
5. Submit landscape plan showing modified building configuration and modify ramp access to discourage Harmony Street pedestrian drop off.
6. Submit landscaping plan for staff review.
7. Provide pedestrian access along entire south side of the site.

The Planning Commission voted to request Staff to send a letter supporting the preservation of twelve trees within the Clackamas County right-of-way, if and when road widening construction takes place on Harmony Road.

Attached is January 26, 1982 Staff Report, Annexation Resolution, Comprehensive Plan and Zone Change Ordinances and Site Location Map.

CITY OF MILWAUKIE



III a 9
PLANNING DEPARTMENT
in the City Hall • phone 659-5171

January 28, 1982

Peck Grady Associated Architects
1130 S.W. Morrison Avenue
Portland, Oregon 97205

RE: A-82-1; PRC-82-1; ZC-82-1; C-82-1

Dear Mr. Grady:

At the meeting held January 26, 1982, the Milwaukie Planning Commission voted to approve your petition for annexation, initiated Comprehensive Plan Map Amendment from County to City Medium-Density and Zone Change from County MR-1 to City R-3, to take place if and when the property is annexed to the City. Subject property is located on the north side of Harmony Road, southwest of the Southern Pacific Railroad tracks, west of Linwood and Railroad Avenues intersection. (T.L. 2301, 2391)

Approval of Conditional Use is subject to the following Conditions:

1. Drainage, utilities, exterior lighting, curbing, wheel stops, pavement and procedures for fire protection to be approved by the Public Works and Fire Departments.
2. Submit site plan and general building profiles showing building location configuration and appearance to be reviewed by the Planning Commission.
3. Shift the northerly portion of the parking lot 2'6" to the south and create three compact parking stalls east of the driveway entrance.
4. Signing and exterior lighting to be shielded from adjacent properties.
5. Submit landscape plan showing modified building configuration and modify ramp access to discourage Harmony Street pedestrian drop off.
6. Submit landscaping plan for staff review.
7. Provide pedestrian access along entire south side of the site.

Peck Grady Associated Architects
A-82-1; PRC-82-1; ZC-82-1; C-82-1
January 28, 1982
Page 2

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Your request will be referred to the City Council in Resolution form for their approval.

The Planning Commission voted to request Staff to send a letter supporting the preservation of twelve trees within the Clackamas County right-of-way, if and when road widening construction takes place on Harmony Road.

If you have any questions, please contact the Planning Department.

Sincerely,

MILWAUKIE PLANNING COMMISSION



Carol Lee
Secretary

CC: Dr. John W. Harris
City Council

CITY OF MILWAUKIE PLANNING DEPT. STAFF REPORT

DATE: January 26, 1982

FILE NO: A-82-1
ZC-82-1
PRC-82-1
C-82-1

APPLICATION : ANNEXATION, PLAN AMENDMENT
APPLICANT : PECK/GRADY
PROPERTY OWNER : ASSOCIATED ARCHITECTS
LOCATION : DR. JOHN W. HARRIS
North side of Harmony Road, Southwest of
Southern Pacific Railroad tracks, west of
Linwood and Railroad Avenues intersection.
T.L. 2301, 2391

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PROPOSAL:

1. Request to consider petition from John Harris for annexation of property located southwest of the Southern Pacific Railroad tracks west of intersection at Linwood and Railroad Avenues on the north side of Harmony Road, to obtain City sewer and water. (See Exhibit #1.)
2. Request to consider Comprehensive Plan Map Amendment from County Medium Density Residential to City Medium Density Residential
3. Request to consider zone change from County MR-1, Residential to City R-3, Residential.
4. Request to consider conditional use to construct a two-story 4,100 square foot dental clinic and 18 space parking lot.

BACKGROUND:

The Applicant has been unable to secure adequate water and sewer in the County for development. The site is served by 12", City of Milwaukie water line and City of Milwaukie sanitary sewer. It is the present City Policy that at the time of development the property must be annexed to secure City sewer and water service.

The Applicant is seeking Planning Commission approval of the annexation petition, Medium Density Comprehensive Plan Map Amendment, R-3 Residential Zone Designation and Conditional Use approval of a dentist office and associated parking lot. Dental clinics are Conditional Uses in an R-3 Residential Zone. Approval of a dentist clinic at this site would be contingent upon City Council and Boundary Commission approvals.

SURROUNDING ZONING AND LAND USE: See Land Use Map

PRESENT ZONING: MR-1 Apartment Residential

NORTH: City R-1, Residential, Minthorn Creek, Southern Pacific Railway tracks, then Railroad Avenue, east to west, convenience store, Linwood Avenue, then apartments.

EAST: City R-1, Southern Pacific Railway tracks, intersection of Harmony Road, Linwood Avenue and Railroad Avenue.

CITY OF MILWAUKIE - PLANNING DEPARTMENT
STAFF REPORT - PECK GRADY A-82-1; ZC-82-1; PRC -82-1; C-82-1
PUBLIC HEARING - JANUARY 26, 1982

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SOUTH: County I-2 Industrial, Harmony Road, then Industrial area.

WEST: County MR-I Residential, pond in northwest corner, single-family residence, beyond are apartments.

SITE CONDITIONS:

The triangular shaped parcel is .42 acres in area and is vacant. A small lake and boat dock are located in the northwest corner. There is a delapidated shed near the west property line.

ACCESS:

Access is from Harmony Road.

TOPOGRAPHY:

The property slopes gradually down to the Railroad tracks and pond in the northwest corner.

VEGETATION:

There is extensive evergreen tree coverage along the south property line, southwest corner; scatter vegetation along the north property line; grass and berry vines groundcover.

PUBLIC SERVICE:

FIRE: Clackamas County Fire District No. 1 serves the parcel. The area will be withdrawn upon annexation. The Mutual Aid Agreement between the City and District will be maintained.

SEWER AND WATER:

The parcel is served by a 12" City of Milwaukie water line and 2" sewer line.

POLICE:

The Milwaukie Police Department patrols and responds to requests for assistance from the County Sheriff's Department in areas adjacent to the City.

SCHOOLS:

The property will remain in the north Clackamas School District No. 12



CITY AND COUNTY COMPREHENSIVE PLANS:

Adjacent areas within the City to the north are designated High-Density Residential. The County Comprehensive Plan designates the site as Medium-Density Residential.

DUAL INTEREST AREA AGREEMENT WITH CLACKAMAS COUNTY:

The parcel is within the City's Dual Interest Area. Our agreement states that the Medium-Density Residential Designation will be maintained by the City after annexation until a need for change is shown at a public hearing.

CITY ZONE DESIGNATION:

Section 2.06 - Zoning of Annexed Areas:

Areas annexed to the City shall be included within the boundaries of zones established in this Ordinance. The Planning Commission shall recommend to the City Council, which shall adopt by appropriate zoning as follows: Areas already zoned before annexation shall be in the City Zone most clearly approximating the zoning in effect prior to annexation of the zone indicated by the adopted Comprehensive Plan of the City.

The site is zoned Clackamas County MR-1. Adjacent areas within the County are zoned MR-1, to the west; I-3, General Industrial, south of Harmony Road. Minimum lot area in an MR-I Zone is 3,360 sq.ft. per housing unit. Adjacent areas within the City to the north and northeast are zoned R-1, Residential. The northeast corner of Linwood and Harmony Road is zoned City C-N, Neighborhood Commercial.

The Applicant is requesting City R-3, Residential Zoning, which has a minimum lot area of 3,000 sq.ft per unit. The City R-3 Zone is the closest equivalent to the County MR-1 Zone, and would match the County MR-1 Zoning and Medium-Density Designation. The City R-1, Residential Zone to the north is a High-Density Zone requiring 5,000 sq.ft. of lot area for the first unit and 1,400 sq.ft. for each dwelling unit over one. Offices would be allowed as a Conditional Use. A High-Density Designation would conflict with the present Medium-Density Designation.

RELEVANT ELEMENTS FROM THE CITY COMPREHENSIVE PLAN:

OBJECTIVE #4 - Dual Interest Area Plan Compatibility, Policy 1, Page 88.

The City will participate with the County during the Plan Amendment process to establish land use designation compatibility within the Dual Interest Area. The process for this coordination is established in the Dual Interest Area Agreement.

The agreement establishing Comprehensive Plan compatibility has been approved by Milwaukie and Clackamas County.

OBJECTIVE #6 - Annexation, Polciy 1, Page 90.

In the short-term, the primary aim of annexation will be to straighten and rationalize the City's irregular boundaries.

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OBJECTIVE #1 - Economic Development, Policies 1 & 2, Page 35.

1. The City will ensure that there is adequate land available with public services provided to meet the need for economic growth and development.
2. The City will actively and aggressively encourage new economic development which provides an increased tax base, and employment opportunities.

OBJECTIVE #2 - Employment Opportunity, Policies 1 & 2, Page 36.

1. The City will encourage new and existing industries, businesses and employment centers that will provide primary head of household jobs as well as opportunities for second income sources within households.
2. The City will encourage new professional and service-oriented employment opportunities to meet the diverse needs of City residents.

EFFECT ON CITY BOUNDARIES:

It is the City's policy to straighten the irregular boundaries via annexations that fill in existing "gaps". This annexation would be consistent with that policy.

PROPOSED USE:

The Applicant proposes to place a two-story office building, contoured into the hillside, and an 18-space parking lot on the site. A development plan (Exhibits #2 and #3) and general building profile (Exhibit #4) have been submitted. The Applicant has provided an outline specification list giving some information on the building's appearance. (Exhibit #5). The structure will have beveled, natural wood siding with Olympic Stain, cedar shingles and dark anodized window frames. Material samples and additional building details will be presented at the Planning Commission hearing. The building configuration and outline specifications are in the conceptual stage. More detailed plans will be prepared when the parcel is annexed. A landscape plan has been prepared (Exhibit #6) showing a variety of vegetation materials. The plan was prepared prior to the latest development plan, (Exhibits #2 and #3) and shows a rectangular shaped building and 17-space parking lot. The building shape and parking lot have been modified but landscaping is unchanged.

The annexation would not adversely effect health, welfare and safety of the community and would comply with the following elements of the Comprehensive Plan:

OBJECTIVE #4 - Dual Interest Area Plan Compatibility, Policy 1, Page 88.

OBJECTIVE #6 - Annexation, Policy 1, Page 90.

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ANALYSIS AND EVALUATION OF CONDITIONAL USE C-82-1:

The Conditional Use review procedure is based on the following:

Section 6.01. - Authorization to Grant or Deny Conditional Uses

Conditional uses in this Ordinance may be permitted, enlarged, or otherwise altered upon authorization by the Planning Commission in accordance with the standards and procedures set forth in Section 6.01. through 6.03. In permitting a conditional use or the modification of a conditional use, the Planning Commission may impose, in addition to standards and requirements expressly specified by the Ordinance, any additional conditions which it considers necessary to protect the welfare of the surrounding property and the City as a whole. These requirements may include increasing the required lot size or yard dimensions, limiting the height of buildings, controlling the location and number of off-street parking and loading spaces, limiting the number, size and location of signs, and requiring diking, fencing, screening, landscaping, or other facilities to protect adjacent or nearby property. In the case of a use existing prior to the effective date of this Ordinance and classified in this Ordinance as a conditional use, any change in use or in lot area or an alteration of structure shall conform with the requirements dealing with conditional uses.

1. NATURAL RESOURCES:

Some vegetation and ground cover will be removed and open space reduced for the parking lot and office building (Exhibit # 3) The landscape plan was prepared prior to the latest development plan and shows a slightly different building and parking lot configuration, but proposed landscaping is basically unchanged. The building configuration was changed to preserve more existing vegetation and be more compatible with the site topography. The landscape plan shows a variety of shrubs, trees, and grass ground cover. The Applicant has indicated that as much of the existing landscaping will be retained and a park-like setting maintained. Most of the pine trees within the right-of-way of Harmony Road will remain. Some trees will be removed when Harmony Road is widened. The level of roadway and time schedule of improvements by the County has not been developed. Roadway improvements are anticipated several years in the future. The water flow of Minthorn Creek will not be impeded. The boat dock abutting the pond will not be modified.

2. AESTHETIC:

The building will have earth-tone, beveled wood siding, and cedar shingles, anodized window frames, clear glass metal doors and a wood entry deck (See outline specifications, Exhibit #5, General Profile, Exhibit #4 and application addendum for details, Exhibit #7) The Applicant intends to build a structure that will be compatible with adjacent land uses. Sample building materials and additional site information will be presented at the Planning Commission hearing.

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3. SOCIAL:

The building will contain about 2,500 sq.ft. of upper floor space and 1,600 sq.ft. on the daylight basement level. The lower level will not be visible from Harmony Road. Extensive landscaping around the building and parking lot and use of natural building materials and color will help reduce any visual impacts. The structure will be visible from northeast and partially visible from other directions.

The building will be 16' from the west property line, 19' from the north property line and 28' from Harmony Road. Section 4.10.3 of the Zoning Ordinance requests an additional 10' setback to allow for future road improvements on Harmony Road. The proposed setback would be adequate. The City Highway Department has indicated proposed roadway improvements might be accomplished within the present right-of-way, preserving the row of pine trees. Signing and lighting are not indicated. Shielding all exterior lighting would reduce reflection onto adjacent properties.

The parcel is served with adequate City sewer and water. The proposal will increase the City tax base and provide additional employment opportunities.

The proposal complies with the following elements of the Comprehensive Plan:

OBJECTIVE #1 - Economic Development, Policies 1 and 2, Page 35.

OBJECTIVE #2 - Employment Opportunity, Policies 1 and 2, Page 36.

4. SAFETY:

The site has access from Harmony Road. All clear vision obstructions will be removed. The access driveway is 20' wide and vehicle maneuvering area 22' wide. Eighteen spaces are provided, three more than required for a medical use. Minimum parking requirements, based on one space per 275 sq.ft. of floor area, call for 15 spaces for the 4,100 sq.ft. building.

Parking dimensions are 8' x 18' for compact and 9' x 19' for standard spaces. Compact spaces have to be marked "compact" space. There will be 11 standard, 6 compact and one handicapped parking spaces provided. The cluster of 8 parking spaces along the north property line are 2'6" from the north property line rather than 4'6" as shown. A setback of 7' is required. Section 5.03.8.d.1 states:

A parking space may extend up to 2'6" beyond a curb, which serves as the boundary of the paved area, and also serves as a wheel stop, providing the following conditions exist:

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The overhang distance does not occupy space for required 4'6" setback between a parking space and a property line.

The setback variance can be eliminated by shifting the east portion of the parking lot 2'6" to the south and eliminating the three parking stalls east of the driveway entrance. There will still be adequate parking (15 spaces) for the proposed use.

Parking stall wheel stops and curbing around the parking lot periphery are not shown. Access to the handicapped parking stall would be improved if the space was relocated to the southwest corner of the parking lot adjacent to the sidewalk. Ramping is not indicated.

Traffic conflicts on Harmony Road would be minimal. The Public Works Department approves the location of the driveway.

PUBLIC WORKS AND FIRE DEPARTMENT INPUT:

FIRE DEPARTMENT:

A fire hydrant will be required at the southeast corner of the driveway and Harmony Road. The building shall conform to the Uniform Building and Fire Codes.

PUBLIC WORKS INPUT:

See the January 12, 1982 memorandum, attached detailing concerns of the Public Works Department.

APPLICANT'S JUSTIFICATION:

See addendum attached.

RECOMMENDATION:

1. Approve petition for annexation of Tax Lots 2391, 2301, Section 31D, T2S, R2E, property southwest of intersection Linwood Avenue, Railroad Avenue and Harmony Road; forward petition to the City Council for action.
2. Initiate Comprehensive Plan Map Amendment from County Medium-Density Residential to City Medium-Density Residential; forward to the City Council for action. -
3. Initiate Zone Change from Clackamas County MR-I to Milwaukie R-3, Residential; forward to the the City Council for action to take place if and when the property is annexed to the City of Milwaukie.
4. Approve Conditional Use request to construct a two-story 4,100 sq.ft. dental clinic and 15-space parking lot.

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PROPOSED FINDINGS:

1. The proposed annexation would comply with the following elements of the Comprehensive Plan:
 - A. OBJECTIVE #4 - Dual Interest Area Plan Compatability, Policy 1, Page 88.
 - B. OBJECTIVE #6 - Annexation Policy 1, Page 90.
 - C. Would match the Medium-Density Land Use Designation.
2. Annexing the parcel would reduce the irregularity of the City Limit Boundary.
3. The City R-3 Zoning would match the present County MR-1 Zoning.
4. The City R-3 Zoning would closely match the existing County and proposed City Comprehensive Plan Designation.
5. The Conditional Use would comply with the following elements of the Comprehensive Plan:
 - A. OBJECTIVE #1 - Economic Development, Policies 1 and 2, Page 35.
 - B. OBJECTIVE #2 - Employment Opportunity, Policies 1 and 2, Page 36.
6. Traffic conflicts will be minimal.
7. The site will be appropriately landscaped.
8. The existing park-like setting will be maintained.
9. Use of natural materials and earth-tone colors will blend in with adjacent land uses.

CONDITIONS:

1. Drainage, utilities, exterior lighting, curbing, wheel stops, pavement and procedures for fire protection to be approved by the Public Works and Fire Departments.
2. Submit site plan and general building profiles showing building location configuration and appearance to be reviewed by the Planning Commission.
3. Shift the east portion of the parking lot 2'6" to the south and eliminate the two parking stalls east of the driveway entrance.
4. Signing and exterior lighting to be shielded from adjacent properties.
5. Submit landscape plan showing modified building configuration.
6. Submit landscaping plan for staff review.

Signing?

CITY OF MILWAUKIE - PLANNING DEPARIMENT
STAFF REPORT - PECK GRADY A-82-1; ZC-82-1; PRC-82-1; C-82-1
PUBLIC HEARING - JANUARY 26, 1982

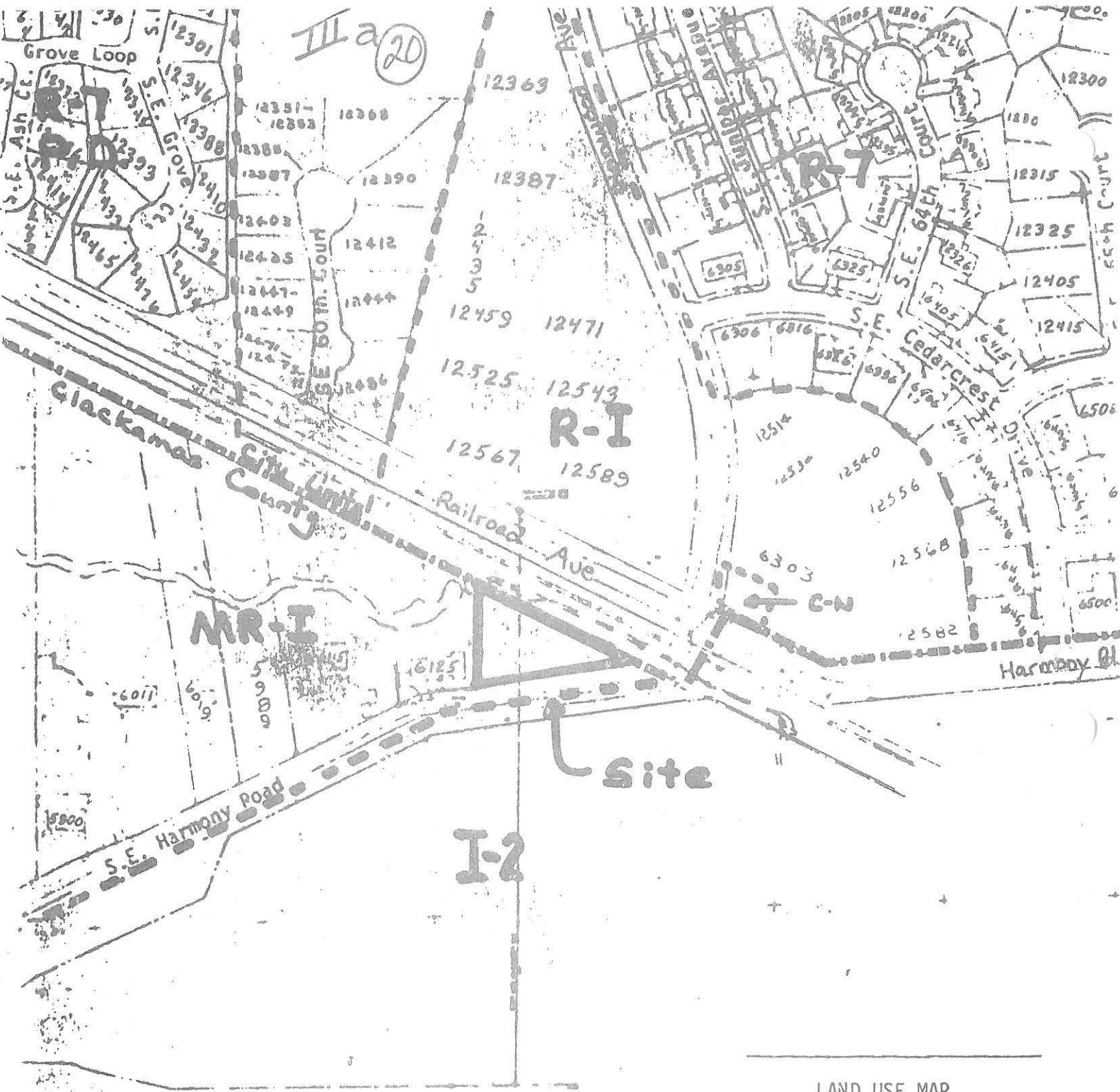
III a (19)

ATTCHMENTS:

Land Use Map

- Exhibit #1 - Assessor's Map
- Exhibit #2 - 1" = 40' Site Plan
- Exhibit #3 - 1/8" = 1' Site Plan
- Exhibit #4 - General Profile
- Exhibit #5 - Outline Specifications
- Exhibit #6 - Landscape Plan
- Exhibit #7 - Application Addendum
January 12, 1982 Public Works Memorandum

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LAND USE MAP

↑ North 1" = 200'

-  Single family
-  Apartment, including duplex
-  Commercial, including office
-  Manufacturing
-  Other use, as indicated
-  Subject property
-  Zoning boundary
-  City limits

CITY OF MILV

5976	WEIKO WAY
5978	
5944	
5946	
5980	
5982	
5984	
5986	
	RUSK RD.

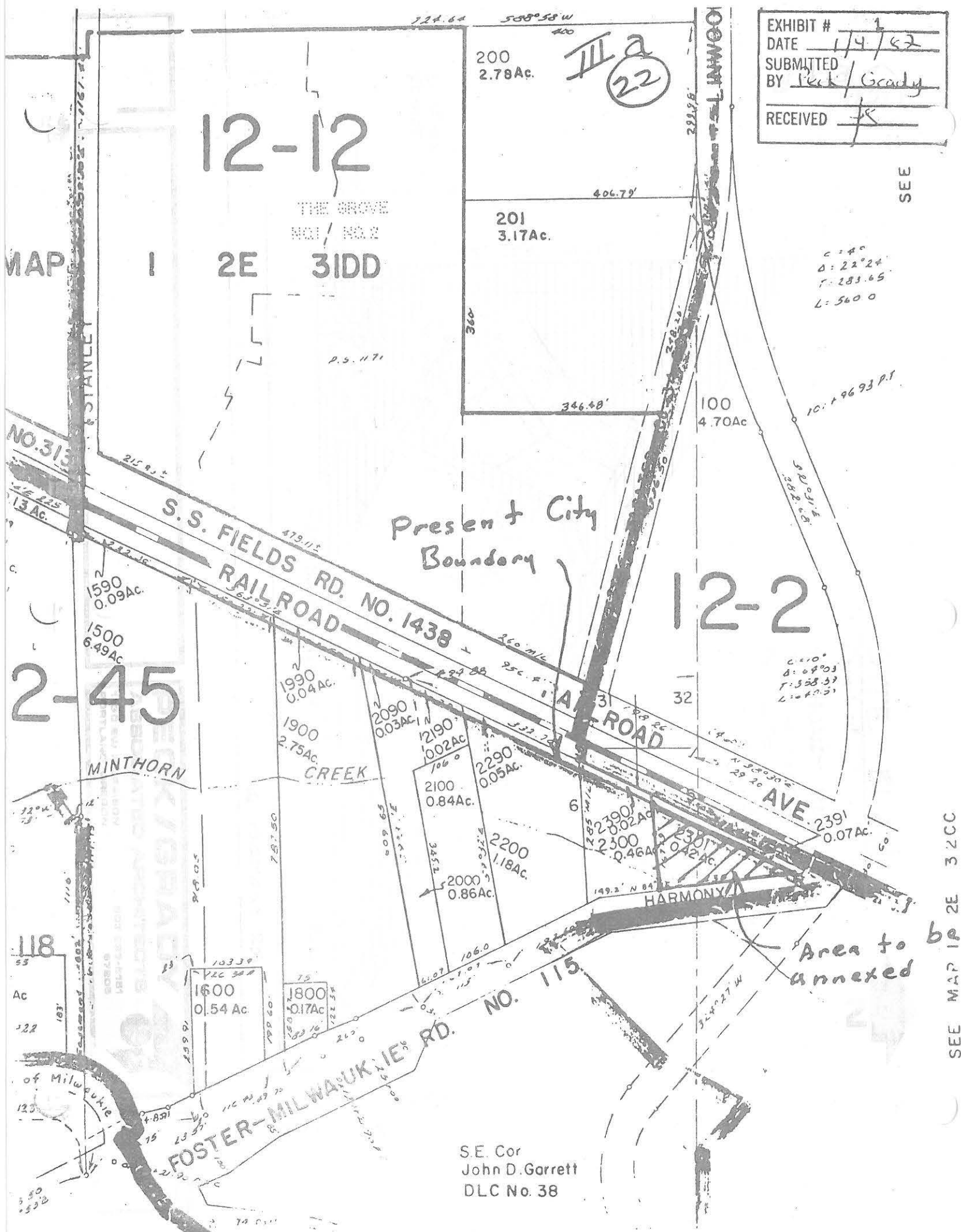
15/78

EXHIBIT #	1
DATE	1/4/62
SUBMITTED BY	Peck / Grady
RECEIVED	[Signature]

SEE

C = 40
 A = 22° 24'
 T = 283.65
 L = 560.0

C = 10°
 A = 69° 03'
 T = 358.33
 L = 47.5



MAP

1 2E 3IDD

12-12

THE GROVE
 NO. 1 / NO. 2

200
 2.78Ac.

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 22

201
 3.17Ac.

100
 4.70Ac

12-2

2-45

Present City
 Boundary

S.S. FIELDS RD. NO. 1438
 RAILROAD

MINTHORN

CREEK

ROAD

AVE

HARMONY

FOSTER-MILWAUKIE RD. NO. 115

Area to be
 annexed

S.E. Cor
 John D. Garrett
 DLC No. 38

SEE MAP 19 2E 3 2CC

EXHIBIT #	5
DATE	1/4/82
SUBMITTED BY	Peck/Grady
RECEIVED	JS



4 January 1982

DR. JOHN W. HARRIS

Outline Specification

EXTERIOR:

Windows	Dark Anodized Frames
Glass	Clear
Entry System	Dark Anodized Frames to match Windows
Soffits	Compatible with Building Color
Beveled Siding	Olympic Stain - Earth Tones
Trim	Olympic Stain - Earth Tones
Cedar Shingles	Earth Tone
Hollow Metal Doors (Exit)	To Match Beveled Siding
Wood Entry Deck	Olympic Stain - Natural Tones

EXHIBIT #	7
DATE	1/1/82
BY	Peck/Grady
APPROVED	78

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DR. JOHN W. HARRIS

Conditional Use Application:

The Conditional Use process allows the construction of medical/dental clinics. This proposal will contain an estimated 2,500 square feet of upper floor space and 1,600 square feet on the lower level. The lower level will not be visible from Harmony Road. In essence, the size and mass will reflect a small building compatible with the existing residential and multi-family uses in the neighborhood. This will be implemented through a design employing shape, proportion, texture, scale and color to accomplish this objective.

Traffic: The impact of traffic generated from this dental clinic will be minimal since access will be controlled at not more than two designated points. Employees will remain at the clinic for the full day and will not be making trips in and out. The character of Harmony Road is not residential in nature as it is a heavily traveled arterial.

Signing: Because of the character of this project and the related professional ethics, signing will be minimal in size. There will be no free-standing signs on the premises, and all signing will be adjacent to the entry.

Screening and Landscaping: All parking areas will be totally screened from view from the street and every attempt will be made to cluster parking areas in lieu of providing one large

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parking area. A survey has been performed which specifically locates each and every tree, and it is our intent to design the building with a configuration to allow as many of these trees as possible to remain and to save the existing conifers. Landscaping will be designed to complement both the building and the surrounding neighborhood. We feel that through this design and review process that every effort will be made to enhance the surrounding property and adjacent neighborhood. Our goal is a project that will be an asset to the City of Milwaukie.

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

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DATE: January 12, 1982

TO: Jon Stein
Associate Planner

FROM: Paul Roeger
Office Engineer

SUBJECT: A-82-1, C-82-1
Harris Dental Clinic,
Harmony Road

Water is available from a 12-inch City main in Harmony Road. Sanitary sewer is available from a City interceptor sewer line on an easement along the north property line of this parcel.

Storm drainage must be contained on site and run to the creek through an oil separator. The design must be approved by Public Works.

Harmony Road is under Clackamas County Jurisdiction, therefore driveway access approval must be obtained from the County Road Department along with any street improvements or agreement for improvements they may require. Subject to County approval the driveway approach shall be graded to accept future widening of Harmony Road. Project a 2% cross slope from centerline of Harmony Road to right of way.

A profile is required on approach plus verification of sight distance.

Parking space length is not adequate along the north property line.

Based on a drainage study done by the City of Milwaukie it is estimated the basement finished floor elevation should be 79.0 feet above sea level (USC&GS 1927 datum). This would put the floor 1.0 foot above potential high water level.

j

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CITY OF MILWAUKIE - PLANNING DEPARTMENT
MINUTES OF PLANNING COMMISSION
REGULAR MEETING - JANUARY 26, 1982

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3.1 PECK GRADY ASSOCIATED ARCHITECTS, Applicant; DR. JOHN W. HARRIS, Property Owner
A-82-1; ZC-82-1; PRC-82-1; C-82-1 (T.L. 2301 & 2391)

PROPOSAL:

1. Request to consider petition from John Harris for annexation of property located southwest of Southern Pacific Railroad tracks, west of intersection on Linwood and Railroad Avenues on the north side of Harmony Road, to obtain City sewer and water.
2. Request to consider Comprehensive Plan Map Amendment from County Medium-Density Residential to City Medium-Density Residential.
3. Request to consider zone change from County MR-1, Residential to City R-3, Residential.
4. Request to consider conditional use to construct a two-story 4,000 sq.ft. dental clinic and 18 space parking lot.

Jon Stein presented the Staff Report. The Commission paused to read correspondence from Mr. and Mrs. Breitenstein, Plastics Development, Inc., and Mr. Elwood Pontin, both in favor of the proposal.

APPLICANT'S RESPONSE:

SPEAKING: JIM GRADY, 1130 S.W. Morrison, Portland, Oregon
Representing Dr. John W. Harris, 6511 S.E. King Road, Milwaukie, Oregon

Mr. Grady stated the Applicant concurs with Staff's Report, with one exception, the required parking spaces in ratio to the square footage of the proposed building should be corrected. The Staff Report states the building will be a two-story 4,100 sq.ft. dental clinic. Changes to the floor plan have been made, allowing for preservation of several large trees. The revised floor plan calls for a two-story 4,800 sq.ft. dental clinic, which requires 18 parking spaces. Mr. Grady presented an alternative parking plan, allowing for the required 18 parking spaces, three spaces of which would accommodate compact cars. Ingress and egress points will be from Harmony Road at ground level and an access ramp provided for upper level entry. Mr. Grady requested that the Commission ask the City Council to support their efforts to preserve the twelve large trees that still remain within the Clackamas County, Harmony Road right-of-way. These trees would be threatened if in the future Harmony Road is widened to the 48 foot width.

Mr. Cathey suggested that a study be done to evaluate the health of each tree, as well as, effects that construction would have on these trees. Mr. Grady said they had inspected each tree on the property, accounting for specie, size, health broken limbs and disease. They found many of them to be healthy, towering trees, without disease or broken limbs. Two of them had been topped by natural means, and two of the trees had recently been removed.

CITY OF MILWAUKIE - PLANNING DEPARTMENT
MINUTES OF PLANNING COMMISSION
REGULAR MEETING - JANUARY 26, 1982

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There was discussion among the Commission and Staff regarding Clackamas County's authority to remove the trees during road construction process, and requirements for curbing and sidewalks. Harmony Road is under the jurisdiction of Clackamas County and plans for roadway improvements are uncertain.

Staff clarified the Commission's concerns regarding parking and Zoning Ordinance requirements for curbing and sidewalks. The revision of the proposed building's floor plan of 4,800 sq.ft. does require 18 parking spaces, and before the Applicant can be granted a building permit he must show he has access to the property from the county roadway.

Ms. Jamtgaard asked Mr. Grady if the duck pond on the adjacent property would still be accessible from the rear of the property.

Mr. Grady said, yes, and that there would be a low fence constructed and obscured with vegetation, along the edge of the landscaped area separating it from the pond and the adjacent property.

Mr. Cathey asked Mr. Grady what was the purpose of the 10' easement along the adjacent property. Mr. Grady explained at one time the property was connected to the adjacent lot but when this section was sold the easement was established to provide access to the duck pond at the rear of the property.

SPEAKING: MR. WALT GUSTAFSON, 14465 S.E. Bevington Court, Milwaukie

Mr. Gustafson stated for several months the Pontin property has been for sale. They do not intend to continue to reside there after the property is sold, and it is very likely the new homeowner may decide to convert the property to commercial use.

THE PUBLIC HEARING CLOSED AT 8:30 P.M.

Mr. Gudgel made a Motion, and Ms. Sweetland Seconded the Motion, to Approve A-82-1, with Staff's proposed Findings #1 through #4; ZC-82-1; PRC-82-1, MOTION CARRIED UNANIMOUSLY.

FINDINGS:

1. The proposed annexation would comply with the following elements of the Comprehensive Plan:
 - A. OBJECTIVE #4 - Dual Interest Area Plan Compatability, Policy 1, Page 88.
 - B. OBJECTIVE #6 - Annexation Policy 1, Page 90.
 - C. Would match the Medium-Density Land Use Designation.

CITY OF MILWAUKIE - PLANNING DEPARTMENT
MINUTES OF PLANNING COMMISSION
REGULAR MEETING - JANUARY 26, 1982

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2. Annexing the parcel would reduce the irregularity of the City Limit Boundary.
3. The City R-3 Zoning would match the present County MR-1 Zoning.
4. The City R-3 Zoning would closely match the existing County and Proposed City Comprehensive Plan Designation.

The Planning Commission then discussed the Conditional Use request for the dental office, C-82-1.

Ms. Sweetland asked Mr. Grady if there would be a handicapped access ramp for the first and second level of the building. Mr. Grady explained there would be a combination stairway/ramp access to the second level because the hillside is quite steep.

There was discussion among the Commissioners relating to provisions for handicapped access, from the parking lot to the ramp access. The Commission concurred that pedestrian access along the entire south side of the property be provided and, in order to discourage pedestrian drop off on Harmony Road, the ramp be modified to provide pedestrian and handicap access. The Commission agreed with the Applicant's alternative parking proposal, that provides three compact parking spaces. By shifting the east portion of the parking site 2'6" to the south, adequate parking will be provided.

Mr. Cathey made a Motion; Ms. Sweetland Seconded the Motion to APPROVE C-82-1 with proposed and revised Findings and Conditions to apply, contingent upon annexation of the property to the City. THE MOTION CARRIED UNANIMOUSLY.

FINDINGS:

5. The Conditional Use would comply with the following elements of the Comprehensive Plan:
 - A. OBJECTIVE #1 - Economic Development, Policies 1 and 2, Page 35.
 - B. OBJECTIVE #2 - Employment Opportunity, Policies 1 and 2, Page 36.
6. Traffic conflicts will be minimal.
7. The site will be appropriately landscaped.
8. The existing park-like setting will be maintained.
9. Use of natural materials and earth-tone colors will blend in with adjacent land uses.

CONDITIONS:

1. Drainage, utilities, exterior lighting, curbing, wheel stops, pavement and procedures for fire protection to be approved by the Public Works and Fire Departments.

CONDITIONS: (Continued)

2. Submit site plan and general building profiles showing building location configuration and appearance to be reviewed by the Planning Commission.
3. Shift the northerly portion of the parking lot 2'6" to the south and create three compact parking stalls east of the driveway entrance.
4. Signing and exterior lighting to be shielded from adjacent properties.
5. Submit landscape plan showing modified building configuration and modify ramp access to discourage Harmony Street pedestrian drop off.
6. Submit landscaping plan for staff review.
7. Provide pedestrian access along entire south side of the site.

Ms. Jamtgaard made a Motion, Ms. Sweetland Seconded the Motion, requesting Staff send a letter to Clackamas County Road Department, indicating the City would be opposed to removing any trees along Harmony Road in the event it is widened.
THE MOTION CARRIED UNANIMOUSLY.

4.0 PUBLIC COMMENT

SPEAKING: GENE LAMBIRD, 12006 S.E. McLoughlin, Milwaukie

Mr. Lambird commended the Staff for their support at the meetings with the Clackamas County Hearings Officer, regarding the Public Hearing for the Kellogg Lake Condominium Project.

5.1 TRI-MET TRANSFER STATION

Topaz said the City Council has asked Tri-Met to consider another site, on McLoughlin Blvd., where the Chinese restaurant and Chevron Station are located, for the future Tri-Met Timed Transfer Station in downtown Milwaukie.

This second site has been found to have more amenities than the original site and Tri-Met prefers it. The Public Works Department is willing to consider changes to Monroe Street, which would provide two-way traffic for the one block area accessing the site, between Main and McLoughlin, but are opposed to two-way traffic on Main Street. Tri-Met will be presenting their proposal at the City Council Meeting, February 2. After Council approval, an application will be filed with the Federal agencies to receive funding for 80% of the project.

6.1 PLANNING COMMISSION MINUTES OF JANUARY 12, 1982

Ms. Sweetland mentioned an error on Page 1, which should read, "Ms. Sweetland asked Staff why a transit shelter should be required." The Minutes were approved 5 - 0, Mr. Cathey abstaining.

Milwaukie Planning Commission
10722 S.E. Main Street
Milwaukie, OR 97222
Phone: (503) 659-5171

CONDITIONAL USE
[WILLAMETTE GREENWAY ZONE]
[DEVELOPMENT IN THE FLOODWAY (FW)]

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FOR OFFICE USE ONLY
No. _____
Fee \$ 150.⁰⁰

APPLICATION IS TO BE SUBMITTED
IN BLACK PEN OR TYPEWRITTEN ONLY

PLEASE READ CAREFULLY. Application will be processed when all questions are answered and accurate site plan is submitted in accordance with Planning Department guidelines. If you have questions, contact the Planning Department at 659-5171.

I HEREBY REQUEST A CONDITIONAL USE on property described below. With this application, I am furnishing 1 copies of a legibly drawn SITE PLAN showing exact dimensions and arrangement of the proposal as well as elevation drawings and any other drawings, topographic surveys, photographs or other material essential to the understanding of the proposed use and its relationship to the surrounding properties as may be required by staff and/or Planning Commission. On the reverse side of this application, I am explaining circumstances for granting my request for a CONDITIONAL USE.

APPLICANT(S): (Print) Peck/Grady Associated Architects Date: 30 December 1981

Mailing Address: 1130 S.W. Morrison, Portland ZIP 97205 Phone: 228-5151

PROPERTY OWNER(S)(Print) Dr. John W. Harris Phone: 777-2673

Mailing Address: 6511 S.E. King Road, Milwaukie, OR ZIP 97222

REQUEST: Conditional Use for construction of a dental clinic as denoted for use in an R-2 zone.

Zone Classification: R-3 Comp Plan Designation: Medium Density Residential

Legal Description: Township 2S Range 2E Section 5 Tax Lot(s) 2391 & 2301
(Submit metes and bounds description upon request)

Property Location: Intersection of Harmony Road and Railroad Avenue near (cross street)

In granting a Conditional Use, conditions may be attached which are found necessary to lessen the impact of the Conditional Use on nearby property, protect the general welfare of the City, and achieve the purposes of the Zoning Ordinance.

Date of Meeting: _____

I CERTIFY that the information contained in this application is true and accurate to the best of my knowledge and I further agree to comply with the provisions of all state statutes and city ordinances and regulations regarding this application.

Signature: James A. Grady Date: 31 DEC 81

FOR OFFICE USE

Approved: _____ Denied: _____ Continued: _____ Appealed: _____

III a (32)

DR. JOHN W. HARRIS

30 June 1981

Conditional Use Application:

The Conditional Use process allows the construction of medical/dental clinics. This proposal will contain an estimated 2,500 square feet of upper floor space and 1,600 square feet on the lower level. The lower level will not be visible from Harmony Road. In essence, the size and mass will reflect a small building compatible with the existing residential and multi-family uses in the neighborhood. This will be implemented through a design employing shape, proportion, texture, scale and color to accomplish this objective.

Traffic: The impact of traffic generated from this dental clinic will be minimal since access will be controlled at not more than two designated points. Employees will remain at the clinic for the full day and will not be making trips in and out. The character of Harmony Road is not residential in nature as it is a heavily traveled arterial.

Signing: Because of the character of this project and the related professional ethics, signing will be minimal in size. There will be no free-standing signs on the premises, and all signing will be adjacent to the entry.

Screening and Landscaping: All parking areas will be totally screened from view from the street and every attempt will be made to cluster parking areas in lieu of providing one large

III a (33)

parking area. A survey has been performed which specifically locates each and every tree, and it is our intent to design the building with a configuration to allow as many of these trees as possible to remain and to save the existing conifers. Landscaping will be designed to complement both the building and the surrounding neighborhood. We feel that through this design and review process that every effort, will be made to enhance the surrounding property and adjacent neighborhood. Our goal is a project that will be an asset to the City of Milwaukie.

SITE PLAN

1"=40'-0"

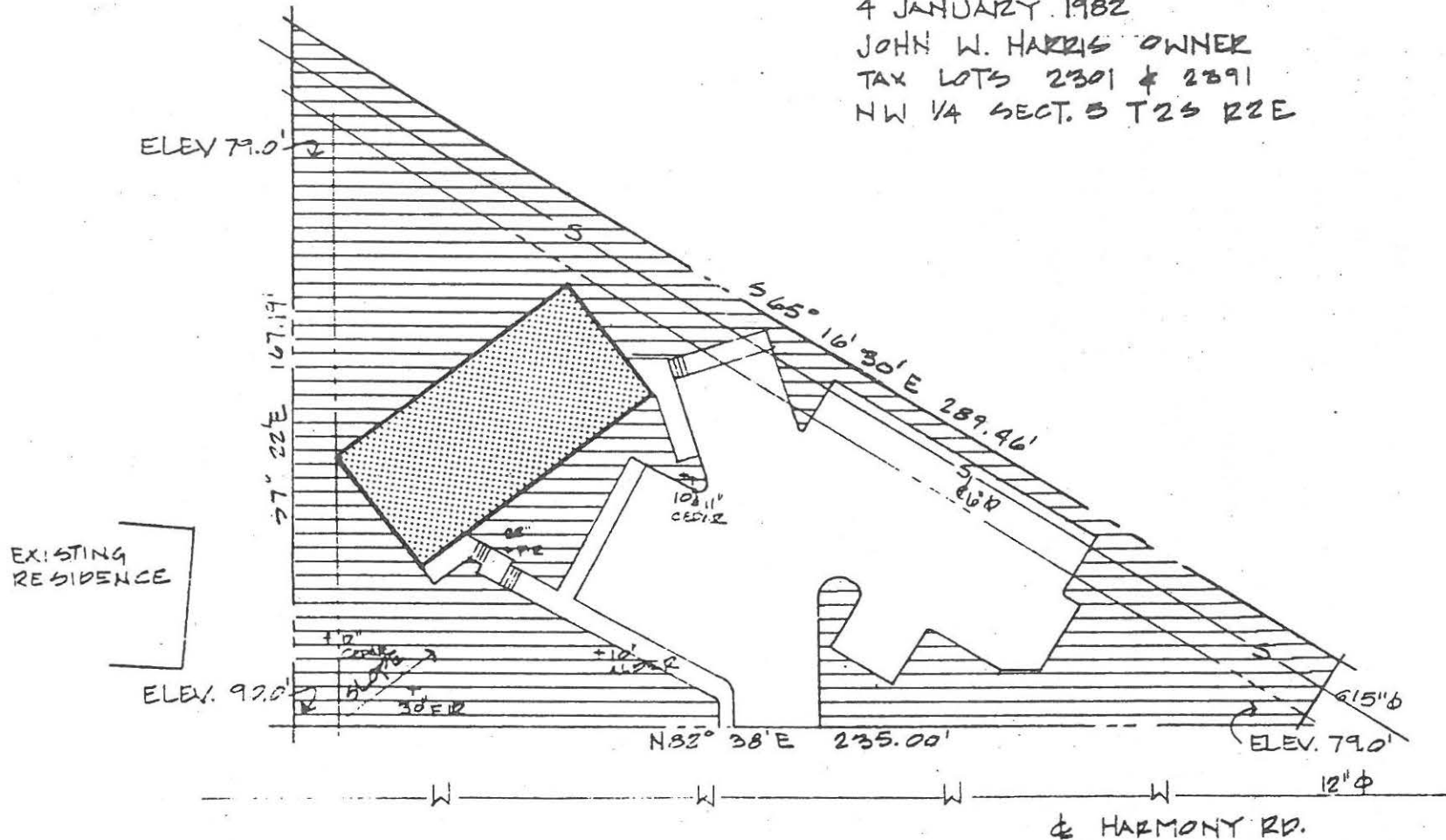


4 JANUARY 1982

JOHN W. HARRIS OWNER

TAX LOTS 2301 & 2391

NW 1/4 SECT. 5 T2S R2E



III
34

PECK/GRADY
ASSOCIATED ARCHITECTS

1130 SW MORRISON
PORTLAND OREGON

503 228-8151
87206



4 January 1982

DR. JOHN W. HARRIS

Outline Specification

EXTERIOR:

Windows	Dark Anodized Frames
Glass	Clear
Entry System	Dark Anodized Frames to match Windows
Soffits	Compatible with Building Color
Beveled Siding	Olympic Stain - Earth Tones
Trim	Olympic Stain - Earth Tones
Cedar Shingles	Earth Tone
Hollow Metal Doors (Exit)	To Match Beveled Siding
Wood Entry Deck	Olympic Stain - Natural Tones

III

a

(36)



31 December 1981

Planning Staff
City of Milwaukie
Milwaukie, Oregon

Re: John W. Harris Property
Proposed Conditional Use,
Amendment to Zoning Ordinance,
Petition for Annexation

Gentlemen:

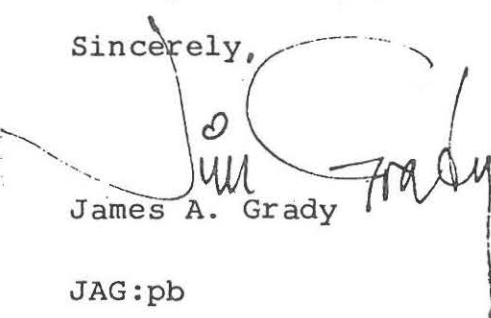
The proposed Conditional Use, Amendment to Zoning Ordinance, and Petition for Annexation are being jointly submitted for the purpose of allowing Dr. John W. Harris to develop a dental clinic on the site.

We are not asking for a zone change per se, but that the city annex this property and assign a similar zone as the county now has designated for the property which will allow a dental clinic to be constructed. Since this property is within the city/county dual interest area, we wish to maintain the continuity of land use development.

The design will reflect proper scale, height, mass, landscaping requirements and character to be compatible with the surrounding neighborhood, and be a welcome addition to the city of Milwaukie.

We want to work with you closely on this project in order for you to arrive at a favorable decision. Please feel free to call on us so that we may make those revisions or modifications that you feel imperative for the success of this project.

Sincerely,


James A. Grady

JAG:pb

12-12

THE GROVE
NO. 1 NO. 2

2.78Ac.

III a
(37)

EXHIBIT #	1
DATE	12/27/82
SUBMITTED BY	JON STEIN
RECEIVED	

C = 40
D = 22° 24'
T = 283.65
L = 560.0

AP I 2E 3IDD

201
3.17Ac.

CITY

100
4.70Ac.

PRESENT CITY BOUNDARY

S. S. FIELDS RD. NO. 1438
RAILROAD

12-2

2-45

MINTHORN

CREEK

ROAD

AVE.

HARMONY

AREA TO BE ANNEXED

FOSTER-MILWAUKIE RD. NO. 115
COUNTY

ROAD

SEE MAP 1 2E 3 2CC

IV
a
①

CITY OF MILWAUKIE
BILLS PAYABLE MARCH 2, 1982

1.	A & B Automotive	25.65	1-52	25.65
2.	ASE Supply	59.43	7-	59.43
3.	American Business Machines	36.85	1-61	36.85
4.	Baker & Taylor	466.90	1-70	466.90
5.	Beeson, Arley J.	5.00	1-23	5.00
6.	Bernan Associates	7.50	1-94	7.50
7.	Bernard's Garage	15.00	7-	15.00
8.	Bob's Rentals & Sales	34.00	20-	34.00
9.	Bochsler, Mrs. R. P.	4.00	30-	4.00
10.	Brown, Hugh	688.00	1-24	688.00
11.	Bud's Custom Upholstery	90.00	7-	90.00
12.	Bureau of Governmental Research and Service	4.00	1-30	4.00
13.	Business Equipment Bureau	412.00	1-22	412.00
14.	Clackamas Oregonian DLR	9.25	1-22	9.25
15.	Clay, James P.	28.50	1-52	28.50
16.	Clean One	35.89	1-22	35.89
17.	Commercial Refrigeration	141.43	1-22	141.43
18.	Consolidated Supply	75.19	30-	75.19
19.	Consumer Reports Books	31.75	1-70	31.75
20.	Coover, Lewis Bryan III	120.00	1-23	120.00
21.	Crooker, Constance	115.00	1-23	115.00
22.	Clackamas County Library	65.00	1-70	65.00
23.	" " Printing	399.03	1-41	174.90
			1-42	197.13
			1-94	27.00
24.	" " Prisoners Board	40.00	1-52	40.00
25.	" " Training Center	152.00	1-92	38.00
			1-93	38.00
			20-	38.00
			30-	38.00
26.	Daily Journal of Commerce	39.00	30-	39.00
27.	Downes, Ken	4,665.24	1-30	4,665.24
28.	EC Distributing Company	59.05	7-	59.05
29.	Emergency Training	43.80	1-62	43.80
30.	Familian Northwest, Inc.	58.28	30-	58.28
31.	Far West Office Prouducts	115.43	1-41	45.46
			1-42	12.90
			1-53	31.79
			1-80	17.68
			1-91	7.60
32.	First State Bank	196.24	1-52	98.12
			1-70	98.12
33.	Fred Meyer	27.90	1-80	27.90
34.	Gale Research	65.95	1-70	65.95
35.	Gaylord Bros.	5.75	1-70	5.75
36.	Gesko, Sam	470.00	1-24	470.00
37.	Gladstone Auto Parts	76.80	7-	76.80
38.	Hansen & Rowland, Inc.	293.55	1-24	293.55
39.	Home Laundry	145.33	1-62	145.33
40.	Horton Electric	774.20	4-	258.07
			7-	258.06
			20-	258.07

CITY OF MILWAUKIE
BILLS PAYABLE MARCH 2, 1982

IV a (2)

41.	Hite, Sara	13.80	1-22	13.80
42.	Howard Cooper	143.02	1-62	143.02
43.	Hydraulic & Air Equipment Co.	157.92	1-62	157.92
44.	IBM	419.00	1-21	142.75
			1-22	24.00
			1-41	214.59
			1-80	37.66
45.	ICMA	75.75	1-21	58.50
			1-94	17.25
46.	IPMA	97.32	1-21	97.32
47.	ISSPRO	124.59	1-62	124.59
48.	International Association of Chiefs of Police, Inc.	25.00	1-51	25.00
49.	Jafco	29.93	1-52	29.93
50.	Jury Fees	75.00	1-23	75.00
51.	Kovak, Leonard	500.00	1-30	500.00
52.	League of Oregon Cities	1,000.00	1-21	1,000.00
53.	Legislative Counsel Committee	420.00	1-30	180.00
			1-52	60.00
			1-70	180.00
54.	Libraries Unlimited, Inc.	45.51	1-70	45.51
55.	McClain, J. Gary, P.C.	70.00	1-23	70.00
56.	McDaniel, James I.	28.50	1-52	28.50
57.	McGarvey, Len	2,500.00	1-52	2,500.00
58.	MFOA	135.00	1-41	135.00
59.	Mar-Dustrial Sales, Inc.	202.84	7-	202.84
60.	Earl Marks Company, Inc.	96.52	1-52	96.52
61.	Marriott Corporation	209.00	1-62	209.00
62.	Miller, Nash, Yerke, etal	285.00	1-21	285.00
63.	Milwaukie Auto Parts	50.80	7-	50.80
64.	Milwaukie Firestone	153.62	1-61	153.62
65.	Motorola, Inc.	2,167.00	1-53	2,167.00
66.	Mundorf, Roger	30.00	1-23	30.00
67.	Nashua Corporation	32.70	1-70	32.70
68.	National Fire Protection	9.48	1-70	9.48
69.	Northwest Law Enforcement Equipment	32.54	1-52	32.54
70.	Northwest Natural Gas	646.21	1-22	646.21
71.	Nudelmans	1,212.00	1-52	1,182.00
			1-62	30.00
72.	OLA-WLA	451.80	1-70	451.80
73.	OSBOA	40.00	1-93	40.00
74.	Office Secretary of State	26.00	1-30	26.00
75.	Olson Bros Service	289.28	1-52	251.18
			4-	38.10
76.	Olson-Dye Insurance Inc.	4,907.00	1-24	4,907.00
77.	Oregon, Dept. General Services	1,500.00	3-	1,500.00
78.	Oregon, Dept. Motor Vehicles	7.00	1-52	7.00
79.	Oregon Photo	25.65	1-22	25.65

CITY OF MILWAUKIE
BILLS PAYABLE MARCH 2, 1982

IV a (3)

80. PGE	4,744.39	1-24	10.99
		1-43	571.17
		1-61	44.20
		4-	246.43
		20-	418.45
		30-	3,453.15
81. Pacific Northwest Bell	967.09	1-21	72.34
		1-23	48.23
		1-30	91.06
		1-41	144.69
		1-42	72.34
		1-43	249.06
		1-80	72.34
		1-91	72.34
		1-92	72.34
		1-93	48.23
		1-94	24.12
82. Parts Distributing Inc.	146.96	7-	146.96
83. Petty Cash	288.86	1-10	3.37
		1-21	29.24
		1-22	36.74
		1-23	6.50
		1-30	6.38
		1-41	3.45
		1-51	12.40
		1-52	19.74
		1-53	7.38
		1-62	43.90
		1-70	8.60
		1-92	4.00
		1-94	37.94
		7-	39.19
		20-	7.13
		30-	22.90
84. Pixler Auto Parts, Inc.	12.75	7-	12.75
85. Portland, Stores	961.83	1-22	12.33
		1-23	11.37
		1-43	56.28
		1-52	23.35
		1-62	475.95
		1-94	104.91
		7-	24.00
		20-	159.51
		30-	94.13
86. Rook, Roger	102.40	1-23	102.40
87. Rose, Michael E.	75.00	1-23	75.00
88. Rose City Business Supply	112.85	1-53	112.85
89. Rub-A-Dub Car Washes	79.55	1-52	79.55
90. Sage Publications, Inc	19.80	1-80	19.80
91. Shaw, George A.	1,040.00	1-24	1,040.00
92. Short's Grinding & Machine	20.00	7-	20.00
93. Spec Industries, Inc.	50.63	20-	50.63

IV a (4)

CITY OF MILWAUKIE
BILLS PAYABLE MARCH 2, 1982

94.	Stark's Cleaning and Maintenance	112.50	1-53	112.50
95.	Stevens Automotive	203.04	7-	203.04
96.	Subpoena Fees	15.00	1-23	15.00
97.	Traffic Safety	314.25	1-52	82.50
			4-	231.75
98.	Valley Communications	7.10	1-52	7.10
99.	Water Metrics Co.	17.20	30-	17.20
100.	Western Pacific	492.00	4-	492.00
101.	West Publishing Company	31.00	1-30	31.00
102.	Wilco Fire Equipment	350.14	1-62	350.14
103.	Wiley Security Services, Inc.	69.00	1-62	69.00
104.	Zellerbach	232.96	1-22	88.50
			20-	72.23
			30-	72.23
105.	City Council	275.00	1-10	275.00
		<u>\$39,073.97</u>		<u>\$39,073.97</u>

CHART OF ACCOUNTS
FUNDS, DEPARTMENTS & DIVISIONS

Effective July 1, 1981

CITY COUNCIL	01-10	BONDED DEBT FUND	02
CITY MANAGER'S OFFICE	01-21	EQUIPMENT RESERVE FUND	03
COMMUNITY SERVICE	01-22	STATE TAX STREET FUND	04
MUNICIPAL COURT	01-23	IMPROVEMENT BOND SINKING FUND	05
GENERAL GOVERNMENT	01-24	STREET IMPROVEMENT FUND	06
CITY ATTORNEY	01-30	EQUIPMENT REPAIR FUND	07
FINANCE	01-41	BIKE AND FOOTPATH FUND	09
PURCHASING	01-42	FIXED ASSET ACCOUNT GROUP	10
CITY HALL	01-43	REVENUE SHARING FUND	12
POLICE ADMINISTRATION	01-51	COMMUNITY DEVELOPMENT GRANT FUND	13
" FIELD SERVICE	01-52	SEWER FUND	20
" SUPPORT SERVICE	01-53	WATER FUND	30
FIRE ADMINISTRATION	01-61		
" SUPPRESSION	01-62		
" PREVENTION	01-63		
LIBRARY	01-70		
PLANNING	01-80		
PUBLIC WORKS ADMINISTRATION	01-91		
" " ENGINEERING	01-92		
" " BUILDING	01-93		
" " PARKS	01-94		

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

IV B ①

DATE: February 22, 1982

TO: City Council

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

SUBJECT: Sale of Water Division property
PARC Request

Attached is a memo from the Park and Recreation Commission indicating a potential use for the funds realized from the sale of City of Milwaukie Water Division property at S.E. 32nd Ave. and Boyd Street.

By this memo, the Public Works Department is requesting authorization to utilize the funds in the method outlined in the memo from the Park Commission for improvements to Stanley Park and Water Tower Park.

Thank you for your consideration of this request.

Enclosure: Memo/PARC

cc: Park Commission

SMH:js

APPROVAL REC.
Richard D. Bailey
Richard D. Bailey
City Manager Pro Tem

MEMORANDUM

IV B (2)

February 10, 1982

TO: Steve Hall
Public Works Director

FROM: PARC

SUBJ: Use of funds realized from the sale of 32nd & Boyd property.

The Parks And Recreation Commission has reviewed you memo of February 5, 1982 regarding the sale of surplus Water Division Property. We understand the implications of laws regarding the transfer of funds from enterprise funds to the general fund. But we are interested in the possible use of those funds for improvement of Water Division property which has been designated or developed for use as a recreation facility; specifically Water Tower Park or Stanley Park.

Stanley Park is in need of general landscaping. The most basic need at that site is to have the grounds put into a condition which can be maintained. Water Tower Park is in need of sidewalk and curbing along 40th and Harvey Streets. While these improvements to Water Tower Park were originally included in the plans and funding for this facility, we have recently learned that the Land & Water Conservation Fund will not fund this type of development.

On behalf of the Commission I would like to thank you for your assistance over the past years. We look forward to continuing the same productive relationship with Topaz Faulkner.


Larry Muga, Chairman
Parks And Recreation Commission

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

IV c 0 ①

DATE: February 25, 1982

TO: Dick Bailey
City Manager Pro-Tem

FROM: Steve Hall
Public Works Director

J.M. Hall

SUBJECT: Water Well No. 7
Progress Pay Estimate

Attached is a copy of progress pay estimate #1 for the above referenced project along with the recommendation from R.D. Kennedy of Cunningham Associates, Inc., engineers for the project.

I concur with Mr. Kennedy's recommendation and hereby request payment be made to West Coast Drilling Co. in the amount of \$6720.00 as requested.

js

cc: Finance Dept.

APPROVAL RECOMMENDED
[Signature]
Richard D. Bailey
City Manager Pro Tem

H.S. BURDIN
R.D. KENNEDY
J. L. HELTON

PHONE: 653-0753
9401 S.E. MCLOUGHLIN
MILWAUKIE, OREGON 97222

CUNNINGHAM ASSOCIATES, INC.
CONSULTING ENGINEERS
REGISTERED PROFESSIONAL ENGINEERS
OREGON WASHINGTON

IVC (2)

FILE 937

February 25, 1982

Mr. Steven R. Hall
Public Works Director
City Hall
Milwaukie, Oregon 97222

Subject: Water Well No. 7
West Coast Drilling Co., Inc.

Dear Steve:

Enclosed are three copies of Progress Estimate No. 1 for work completed to February 25, 1982 by West Coast Drilling Co.

Very truly yours,

R.D. Kennedy
R.D. Kennedy
Cunningham Associates, Inc.

Encl

RECEIVED
FEB 25 1982
J. M. Hall
CITY OF MILWAUKIE
DEPT. OF PUBLIC WORKS

TV
C (3)

CITY OF MILWAUKIE, OREGON

DRILLING WATER SUPPLY WELL NO. 7

WEST COAST DRILLING CO. INC., CONTRACTOR

Progress Estimate No. 1
Page 1 of 1

Cutoff Date - Feb. 25, 1982

<u>ITEM</u>	<u>PRICE</u>	<u>QUANTITY</u>	<u>AMOUNT</u>
1. Move in/Move out	\$1200.00 Lump Sum	70%	\$ 840.00
2. Drilling & driving 20" temp. casing	\$ 72.00/Lin.Ft.	80	<u>\$5760.00</u>
	Total to date		\$6600.00
Total Amount of Estimate		\$6600.00	
Less 5% Retained		<u>330.00</u>	
	Total due this estimate		<u>\$6720.00</u>

Estimate Prepared By - R.D. Kennedy

Approved: Cunningham Associates, Inc.
By R.D. Kennedy

RECEIVED
FEB 25 1982
J.M. Hollie
CITY OF MILWAUKIE
DEPT. OF PUBLIC WORKS

MEMORANDUM

IV 00

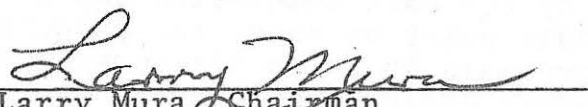
February 23, 1982

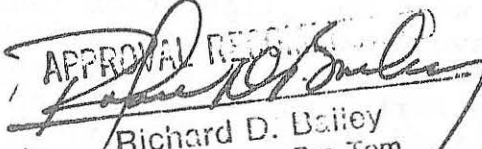
TO: City Council
FROM: PARC
SUBJ: County Drainage District in North Clackamas Park.

At its February 22, 1982 meeting the Milwaukie Parks And Recreation Commission reviewed the progress of the planned drainage system for the Mt. Scott Creek basin. The Commission's concerns regarding the project's impact on North Clackamas Park follow:

1. PARC recognizes the need for the flood control project and feels this is an ideal opportunity to develop undeveloped and under-developed outdoor recreation potentials in the park.
2. Any park facilities constructed in the park in association with the flood control project will be developed at no cost to the city;
3. PARC requests design review rights over any development placed within the park boundaries.

PARC is very interested in the progress of this project. The Commission feels this could be a good opportunity to more fully develop North Clackamas Park.


Larry Mura, Chairman
Parks And Recreation Commission

APPROVAL RECEIVED

Richard D. Bailey
City Manager Pro Tem

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

IV D (2)

DATE: 26 February 1982

TO: City Council

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

SUBJECT: Clackamas County
Proposed Drainage District

City staff has attended two meetings with Clackamas County Department of Environmental Services concerning the formation of a Service District to construct flood control and storm drainage facilities in the Mt. Scott Creek Basin.

The County has retained an engineering firm to begin the study of the basin and potential solutions. To this point in time the firm has noted problem areas in the basin and potential solutions to the noted problems. The firm is now beginning a detailed engineering study of the basin and the proposed solutions. This phase will take several months.

The study area reaches from the confluents of Scott and Kellogg Creeks at the West edge of North Clackamas Park to Mt. Scott Creek's point of origin near 145th and Callahan Road. The tributary streams of Minthorn, Dear and Phillips Creeks are included.

The proposals for "holding ponds" in the North Clackamas Park facilities have been reviewed by the Park Commission and staff. From a workability and reasonable point of view, the proposal provides for some needed improvements in North Clackamas Park as a trade off for providing storm drainage holding ponds.

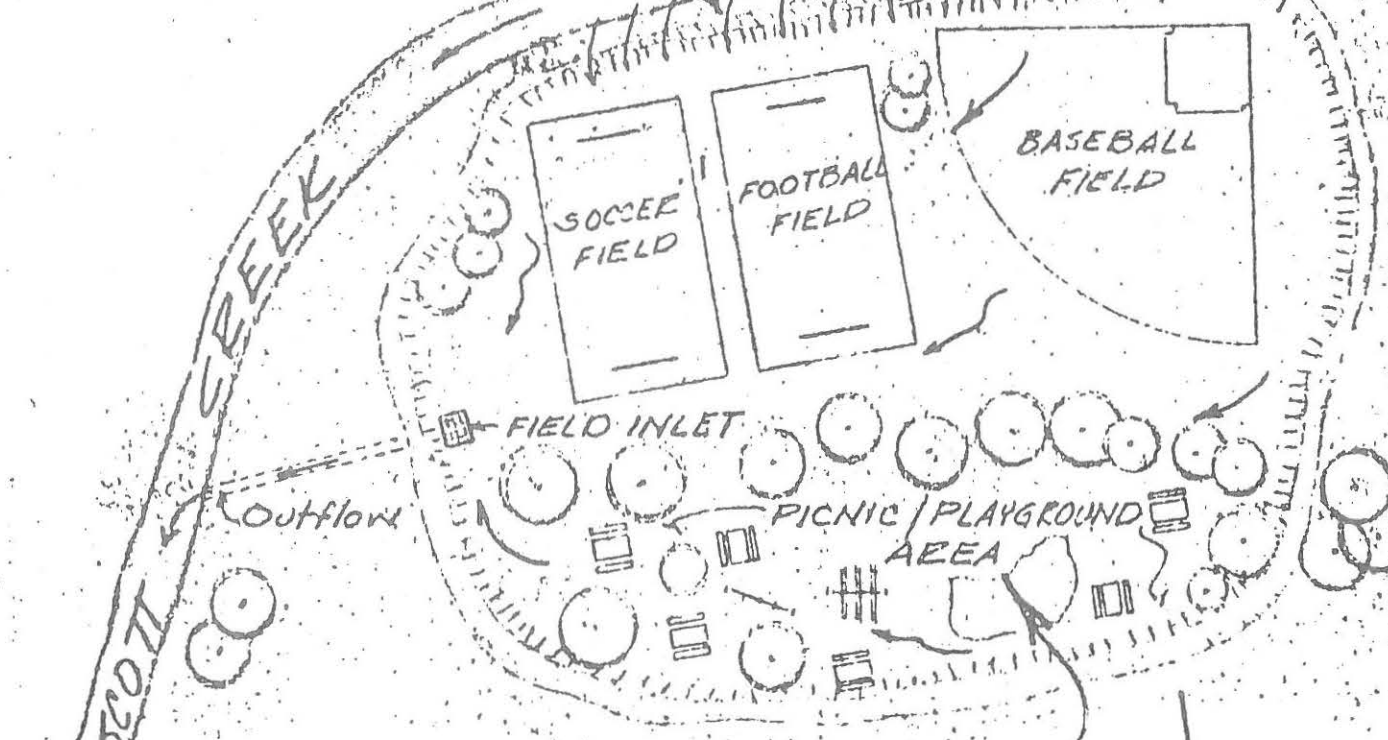
More information will be provided to you via oral presentation at the Council Meeting.

Staff and Park Commission are recommending approval of the concept with the stipulation that City Council approve a final development plan and written agreement at time of formation of the District as proposed. It is also requested that the Park Commission be used as a "Design Review Board" on behalf of the City Council as the project progresses.

IV D (3)



SKIMMING WEIR FOR EXCESS FLOW



MULTIPLE - USE
DETENTION POND



NORTH CLACKAMAS
CENTRAL PARK

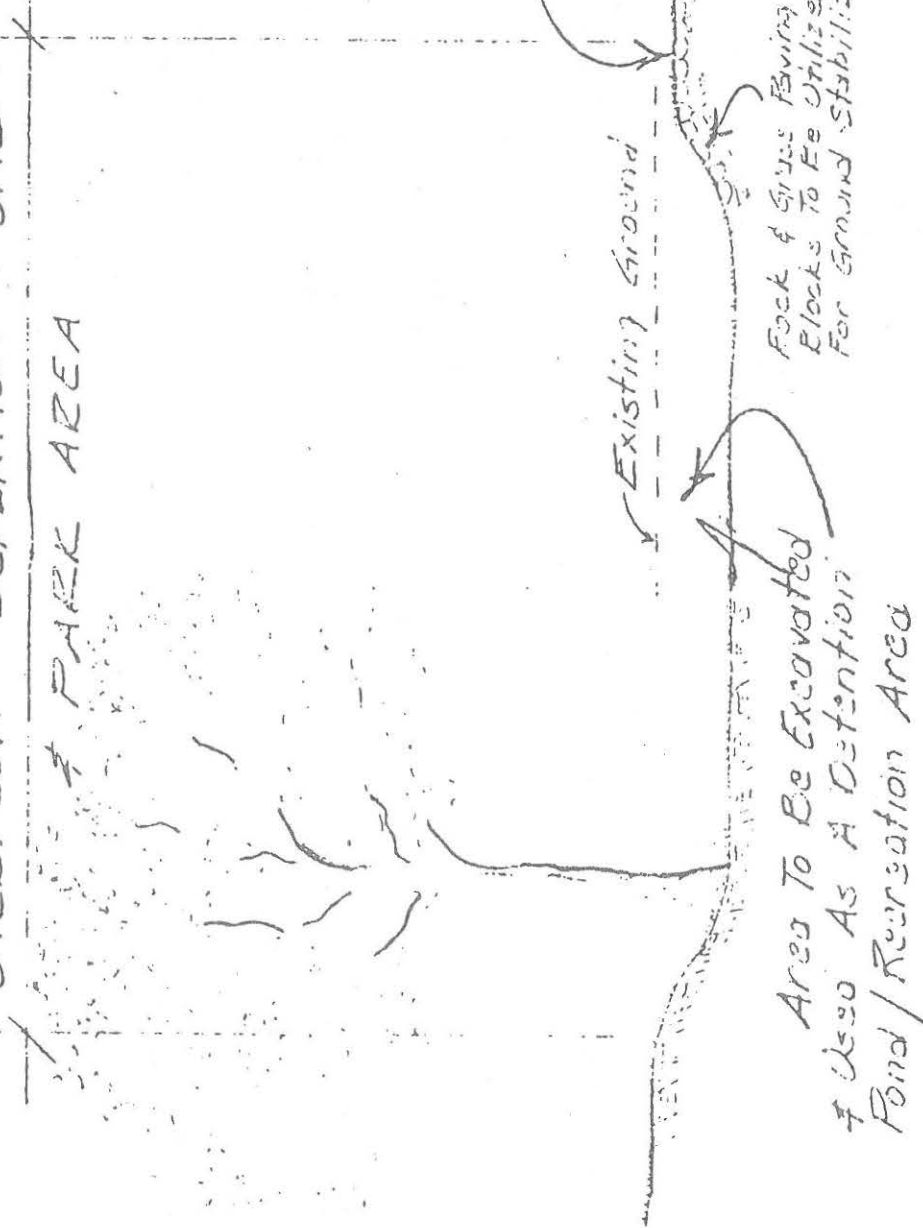
A

M
& S

MacKay & Spósito
ENGINEERS SURVEYORS PLANNERS

OVERFLOW DETENTION POND

PARK AREA



M & S

MacKay & Sposito

ENGINEERS

SURVEYORS

PLANNERS

NORTH CLACKAMAS CENTRAL PARK

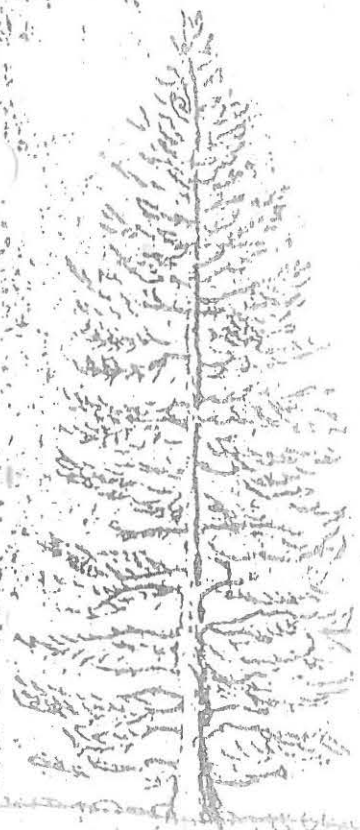
Section A-A

IV D 4

(B)

Trees To Be Introduced
For Stream Shading

IV D (5)



Cobblestones Or
Similar Material
To Be Used For
Bank Stabilization

Low Maintenance
Ground Cover &
Vegetation To Be
Introduced

Normal Water
Surface During Winter
Months For Mt. Scott Crk.

Pedestrian Trails
May Be Developed

Area To Be
Excavated

Landscaped Greenbelt To
Be Utilized For Passive
Recreational Purposes
And As Supplementary
Flood Channel

MOUNT SCOTT CREEK SUPPLEMENTARY FLOOD CHANNEL

M
& S

MacKay & Sposito

ENGINEERS SURVEYORS PLANNERS

(C)

2-10-82
10,572
HVD

RESOLUTION NUMBER _____

IV
E
①

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE
ADOPTING A SALARY RANGE FOR THE POSITION OF COMMUNITY
SERVICES DIRECTOR AND AMENDING RESOLUTION 14-1981.

BE IT RESOLVED by the Council of the City of Milwaukie
that, effective immediately, the following salary rate is
established for this position:

<u>Position</u>	<u>Rate</u>
Community Services Director	\$2749

BE IT FURTHER RESOLVED that Resolution 14-1981 is
amended to include this salary rate.

Introduced and adopted by the City Council on the 2nd
day of March, 1982 at a regular meeting of the City Council.

Joy Burgess, Mayor

ATTEST:

Laurie Perkin, City Recorder

APPROVED AS TO FORM:

Greg Eades, City Attorney

MEMORANDUM

IV E ②
February 26, 1982

TO: CITY COUNCIL

FROM: DICK BAILEY, CITY MANAGER PRO TEM

SUBJECT: UPDATE ON IMPLEMENTATION OF THE ALTERNATIVE MANAGEMENT PLAN

As authorized by you in your December 18th meeting, my staff and I have been implementing the major concepts of the Alternative Management Plan during the last three months. We have gone about this slowly, attempting by careful planning to minimize the problems such a transition can create. While the major concepts have remained the same, some of the details have been changed as we have developed the plan. The management team has worked very effectively in implementing the Alternative Management Plan.

By early March, much of the plan will be in effect. The Community Services Department (originally entitled General Services) will be directed by Topaz Faulkner. The Library, The Milwaukie Center, Parks and Recreation, Planning and Municipal Court will be included in Community Services. Administrative functions will be organized under the City Manager's direction in the Office of Management and Budget (originally entitled Administrative Services). Included will be two Administrative Assistants to the City Manager, Jo Durand and Bill McDonald who has been serving as the Manager of Support Services in the Police Department; the Comptroller (formerly the Finance Director) and his staff; the City Attorney and his staff; the City Recorder and the Personnel Clerk.

As noted above the management team has already begun functioning. I have greatly appreciated the efforts of Ron Schanaker, Steve Hall and Topaz Faulkner and believe that we have made an excellent beginning in the development of an effective team. As well as implementation of the team management concept, several mechanisms are being developed to improve communications among city staff. Steps toward equalization of the department head compensation have already been made in establishing a flat rate rather than a range for Community Services Director. Work on further development of a management compensation plan has begun. Bill McDonald has already been assigned coordination of the assessment of both needs and available equipment and programs to improve the technology utilized in city operations.

To provide for the improved functions of city operations under the Alternative Management Program some minor reorganization of space in City Hall is being undertaken. In particular we are planning to use the court office space more fully.

All the city staff has been helpful and patient during the planning for the Alternative Management Program. Its success will be in large part due to this spirit of cooperation.

MEMORANDUM

IV f (1)

TO: MAYOR AND CITY COUNCIL
FROM: DICK BAILEY, CITY MANAGER PRO TEM
SUBJECT: 911 EMERGENCY SYSTEM
DATE: FEBRUARY 26, 1982

As you are all aware, the Clackamas County Commissioners have appointed a 911 task force that has been in operation for approximately two years. This task force is chaired by Representative Ed Lindquist.

Over the last two years, the 911 task force has been developing plans and cost estimates for an enhanced 911 system. These are very near completion and will be presented for comment in the near future. In order to avoid duplication of effort by all agencies that will be involved in the formation of a 911 system, it is recommended that the attached letter of intent addressed to the administrator of the Emergency Management Division be submitted directly to the Clackamas County 911 task force for inclusion in the overall 911 master plan for the county. A copy stating the foregoing should also be submitted as information to Mr. Harvey Lathram, Administrator of the Emergency Management Division.

By way of further information, you should be aware that at the last session, legislature was passed in regard to the 911 systems that provides funding for the development of these systems through a tax on local telephone service. This money as collected will be held by the state and forwarded as needed for the development and implementation of a county-wide 911 system.

As a further recommendation, I believe the City Council should take a very strong stance as to the type of 911 system it desires in North Clackamas County. There are basically two types. First is the basic system which is manually operated through receiving operators and transferred to the proper agencies. This is the type of system in place currently in Multnomah County and, I am sure you know, not working very well and in some cases causing extreme difficulty for us. The second type of 911 system is the enhanced system which utilizes a variety of state of the art technologies to speed up emergency response. It is without a doubt the latter of these two types which we should recommend.

CITY OF MILWAUKIE



CITY COUNCIL
in the City Hall • phone 659-5171

IV
K
②

February 23, 1982

Administrator
Emergency Management Division
43 State Capitol Building
Salem, OR 97310

Sir:

Pursuant to Section 18 (4), Chapter 533, Oregon Laws 1981 (HB 3178), this letter will advise you of our intent to develop and establish a 911 emergency telephone system for the City of Milwaukie. Agreements from communities and affected public and private safety agencies willing to participate in the proposed 911 system are included as part of this letter.

Actual costs will be determined as the 911 system configuration is developed in the required preliminary and final plan submitted for your review. As required by the act we are attaching a rough range of estimated costs. Map(s) identifying telephone central office service area boundaries and a listing of prefixes serviced by each central office to be considered in developing the 911 system are also attached.

Sincerely,

Joy Burgess, Mayor

IV
90

MEMORANDUM

February 26, 1982

TO: City Manager and City Council

FROM: Gordon Erickson *Gordon Erickson*

SUBJECT: INTERFUND LOAN AND SALE OF IMPROVEMENT BONDS

The sale of improvement bonds has been delayed to create better conditions for sale at a lower interest cost. The presentation of materials for the official statement is currently being planned with the aid of a financial consultant. A presentation to the City Council in the near future is being planned.

Timing considerations of sales planned by other cities has also been a factor in the date selection of April 22.

To make this sale date possible we will need an interfund loan authorization. A proposed resolution is attached.

11 (7)

RESOLUTION NUMBER _____ -1982

A RESOLUTION TO LOAN MONEY BETWEEN FUNDS.

WHEREAS, warrants providing cash funds for Local Improvement Districts have and will mature prior to the sale of bonds, and cash funds being available for payments in other funds, there is reason for an interfund loan.

Be it resolved, by the Council of the City of Milwaukie, Oregon that interfund loans may be made up to \$1,400,000 to be returned from the Street Improvement Fund upon the collection of proceeds from the sale of bonds currently planned for April 22, 1982. The interest rate to be set at the level earned by the Oregon State Treasurers Investment Pool.

Introduced and adopted by the City Council on the 2nd day of March, 1982, at a regular meeting of the City Council.

Joy Burgess, Mayor

ATTEST:

Laurie Perkin, Recorder

Approved as to form:

Greg Eades, City Attorney

MILWAUKIE
CITY COUNCIL MEETING
February 16, 1982

Va ①

COUNCIL CHAMBERS

1402nd Meeting

The one thousand four hundred and second meeting of the Council of the City of Milwaukie, Oregon was held at 7 p.m. on February 16, 1982 with the following councilors present:

Mel Paulson
Wallace Bishcoff (arrived at 8 p.m.)
Mayor Joy Burgess

Don Graf

Also present:

Richard Bailey, City Manager Pro Tem
Greg Eades, City Attorney
Steve Hall, Public Works Director

Gordon Erickson
Finance Director
Ron Schanaker, Police
Chief
Laurie Perkin, Sec'y

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

AUDIENCE PARTICIPATION

Scott Taylor, Clackamas County Residential Center, addressed the Council regarding formation of a citizen board for the center made up of Milwaukie residents. He suggested that the Council members might like to submit names for consideration. There was general discussion about the type of facility, the functions, and the individuals referred to the center.

Alfred Liane, 4809 SE Monroe Street, asked how the 32nd street sidewalks were financed. Steve Hall, Public Works Director, said that they were financed by block grants.

James Backenstos, 3626 SE Harrison, asked that a bulletin be posted at the Milwaukie Center, informing the public that the center is fully funded by the city under the current budget proposal and that the center will not close if the Senior Services Serial Levy fails.

PUBLIC HEARING - SEWER AND WATER RATE INCREASES- Resolution No. 3-1982 and 4-1982

Public Hearing was declared open at 7:20 p.m. Notices published and posted as required. Staff report was given by Public Works Director. In order to maintain the current level of service, an increase in sewer rates of approximately 12% on March 1, 1982 and in water rates of approximately 10% on July 1, 1982 are required. Correspondence received:

Letter from Marlene Brandt, 9903 SE 49th, Milwaukie.

There was general discussion on the costs of sewage treatment and the contract with Clackamas Sanitary Service District # 1. There was discussion on the billing system and whether it would be possible to bill users every month rather than every two months. Steve Hall, Public Works Director, went through alternative solutions to the rate increases and answered questions. Speaking in opposition to the rate increases:

Marlene Brandt, 9903 SE 49th
Arnold Callan, 12012 SE Wood
James Backenstos, 3626 SE Harrison

Va (2)

Mike Richmond, 11467 SE 30th
Alfred Liane, 4809 SE Monroe

Joy Brookhouse, 6662 SE Furnberg, expressed the hope that the Council would not increase rates more than was necessary. Bill Hupp, 2626 SE Washington, said that this issue should be put on the ballot, so that the citizens paying for the increase would have the right to vote.

There was further discussion regarding the city's contract with Clackamas Service District # 1. Public Hearing was declared closed. It was MOVED by Graf, SECONDED by Hall, to adopt Resolutions No. 3-1982 (A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE, OREGON ESTABLISHING RATES FOR SEWER USE AND REPEALING RESOLUTION NUMBER 9-1981) and Resolution No. 4-1982 (A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE, OREGON SETTING FEES FOR WATER SERVICES PROVIDED BY THE CITY UNDER ORDINANCE NUMBERS 1418 and 1424, REPEALING RESOLUTION 8-1981) The MOTION CARRIED with the following roll call vote: AYES: Bischoff, Hall, Graf. NO : Burgess, Paulson. There was discussion on whether or not Bischoff had heard enough of the presentation to vote. Bischoff offered to abstain. It was MOVED by Hall, SECONDED by Bischoff to rescind the previous motion. The MOTION CARRIED with the following roll call vote: AYES: Burgess, Paulson, Bischoff, Hall. NO: Graf. It was MOVED by Hall, SECONDED by Graf, to table the vote on rate increases until the March 2, 1982 meeting to allow Bischoff time to review the tapes. MOTION CARRIED unanimously. PUBLIC HEARING - SYSTEMS DEVELOPMENT CHARGE - ORDINANCE NO. 1514

Public Hearing was declared open at 8:35 p.m. Notices published and posted as required. Staff report was given by Steve Hall, Public Works Director. The systems development charge will equalize charge for sewer connection throughout the city, provide major additional monies in the water fund, and will help to minimize future rate increases to pay for new construction. No correspondence has been received and no one appeared to speak in favor of, or in opposition to, the proposed systems development charges. There was general discussion concerning the costs and how the funds would be used. Public Hearing was declared closed at 8:50 p.m.

It was MOVED by Paulson, SECONDED by Hall, to read Ordinance No. 1514 the first time. MOTION CARRIED unanimously. The ordinance was read in full by City Manager Pro Tem, Dick Bailey. It was MOVED by Bichoff, SECONDED by Graf, to read the ordinance the second time by title only. MOTION CARRIED unanimously. It was MOVED by Paulson, SECONDED by Bischoff, to adopt Ordinance No. 1514 (AN ORDINANCE OF THE CITY OF MILWAUKIE, OREGON CREATING A SYSTEMS DEVELOPMENT CHARGE FOR THE DEVELOPMENT OF EXTRA CAPACITY SEWAGE AND WATER FACILITIES AND REPEALING SECTION 3 OF ORDINANCE 1322 and RESOLUTION NUMBER 9-1969). MOTION CARRIED with the following roll call vote: AYES: Paulson, Bischoff, Burgess, Graf, Hall. NOES: None. Ordinance No. 1514 passed and was so declared by the Mayor.

Va ③

PAYMENT OF BILLS

It was MOVED by Hall, SECONDED by Graf, that the bills listed for February 16, 1982 be approved for payment. MOTION CARRIED unanimously.

ORDINANCE 1515 - DEFINING OFFENSES AND PRESCRIBING PENALTIES.

Police Chief has requested an ordinance controlling the issues and types of weapons discharged within the city limits.

Included in the ordinance are restrictions regarding the use of fire hydrants and alarms. It was MOVED by Graf, SECONDED by Hall to read Ordinance No. 1515 the first time by title only. MOTION CARRIED unanimously. It was MOVED by Graf, SECONDED by Hall, to read the ordinance the second time by title only. MOTION CARRIED unanimously. It was MOVED by Hall, SECONDED by Bischoff, to adopt Ordinance 1515 (AN ORDINANCE OF THE CITY OF MILWAUKIE, OREGON DEFINING OFFENSES AND PRESCRIBING PENALTIES). The MOTION CARRIED with the following roll call vote: AYES: Paulson, Bischoff, Burgess, Hall, Graf. NOES: none. Ordinance 1515 passed the Council and was so declared by the Mayor.

CHARTER AMENDMENTS

There was Council consensus that the charter amendments be on the November ballot and that there be citizen input. Graf suggested that the Council hold a work session to consider the changes proposed by the City Attorney and then turn it over to a citizen's committee. It was decided to hold a work session at 6 p.m. prior to the next City Council Meetings on March 2 and March 16.

REAPPOINTMENT OF CITY MANAGER PRO TEM

It was MOVED by Graf, SECONDED by Paulson, that Dick Bailey be reappointed as City Manager Pro Tem for a maximum of three months or until a new manager was appointed. MOTION CARRIED unanimously.

It was MOVED by Graf, SECONDED by Paulson, that consideration of the water and sewer rate increases be postponed until June. City Attorney said that the previous motion would have to be rescinded before another motion could be entertained. It was MOVED by Burgess, SECONDED by Paulson, that the previous motion, tabling the vote on rate increases, be rescinded. MOTION CARRIED with the following roll call vote: AYES: Paulson, Bischoff, Burgess, Graf. NO: Hall. It was MOVED by Graf, SECONDED by Paulson, that the consideration of water and sewer rate increases be postponed until June. MOTION CARRIED with the following roll call vote: AYES: Paulson, Burgess, Bischoff, Graf. NO: Hall.

CONSENT AGENDA

It was MOVED by Hall, SECONDED by Graf, that the Consent Agenda be accepted. MOTION CARRIED unanimously.

Staff was directed to provide a list of services performed by the League of Oregon Cities at the March 2, 1982 Council meeting.

INFORMATION

The U.S. Postal Service has asked for suggestions regarding a possible location for a new facility. Staff will conduct research on possible locations. Ron Schanaker, Police Chief, is inquiring into the cost of leasing the present post office building.

Va (4)

OTHER BUSINESS

Burgess said that she had many complaints regarding the re-routing of Tri Met from Monroe Street to King Road. Steve Hall explained this was done because of previous complaints from citizens regarding structural damage to homes on Monroe due to the poor condition of the roads. Tri-Met investigated and found the complaints to be justified. Further complaints or inquiries should be directed to Mike Kyte, of Tri Met. There was general discussion on what could be done about the problem. Graf suggested creating an LID to improve the roads.

The meeting was adjourned at 9:55 p.m. to go into executive session to discuss employment of staff, labor negotiations and matters regarding litigation under ORS 192.660 (1) (a), (d) and (h)

The executive session adjourned at 11:20 p.m.

APPROVED BY:

Joy Burgess, Mayor

Laurie Perkin, City Recorder

B 82 13: 39

WAAKIE-OR

VB①

M E M O R A N D U M

TO: Dick Bailey, Interim City Manager
FROM: Ron Schanaker, Police Chief
DATE: February 19, 1982
SUBJECT: APPLICATION FOR LIQUOR LICENSE RENEWAL

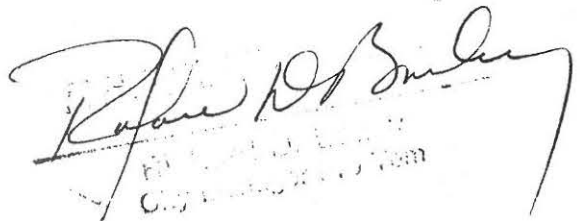
State and local law enforcement records fail to reflect any negative information on the below-listed applicant. I therefore find no reason to deny issuance of the requested license renewal.

APPLICANT: JOE'S WAREHOUSE INC.
JOE'S WAREHOUSE RESTAURANT
12300 S. E. Mallard
Milwaukie, Oregon 97222



Ronald C. Schanaker
Chief of Police

RCS:jh



Dick Bailey
Interim City Manager

M E M O R A N D U M

VB (2)

TO: Dick Bailey, City Manager pro-tem
FROM: Ron Schanaker, Police Chief
DATE: February 23, 1982
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: Clifford & Martha Hanson DBA
PALS SHANTY
11056 S.E. Main Street
Milwaukie, Oregon 97222



Ronald C. Schanaker
Chief of Police

RCS:jh

M E M O R A N D U M

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6
③

TO: Dick Bailey, City Manager pro-tem
FROM: Ron Schanaker, Police Chief
DATE: February 25, 1982
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: Darrell B. and Marilyn J. Laws DBA
LAWS MONROE STREET MARKET
5010 S. E. Monroe Street
Milwaukie, Oregon 97222



Ronald C. Schanaker
Chief of Police

RCS:jh

M E M O R A N D U M

V
b
④

TO: Dick Bailey, City Manager pro-tem
FROM: Ron Schanaker, Police Chief
DATE: February 25, 1982
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: Glen R. and Doris L. Smith DBA
MILWAUKIE MANAGEMENT CO., INC.
SHIP A'SHORE RESTAURANT
11100 S. E. McLoughlin Blvd
Milwaukie, Oregon 97222


Ronald C. Schanaker
Chief of Police

RCS:jh

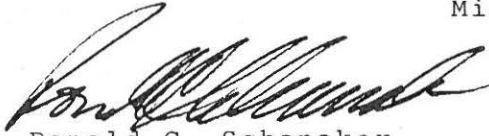
M E M O R A N D U M

Vb
⑤

TO: Dick Bailey, City Manager pro-tem
FROM: Ron Schanaker, Police Chief
DATE: February 26, 1982
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: Satyr Corporation
FERNWOOD INN
2122 S. E. Sparrow Street
Milwaukie, Oregon 97222



Ronald C. Schanaker
Chief of Police

RCS:jh

V
6
b

M E M O R A N D U M

TO: Dick Bailey, City Manager pro-tem
FROM: Ron Schanaker, Police Chief
DATE: March 1, 1982
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: Dave Graf
K N P D GRAF LTD
PIPER'S PUB
10282 SE Main Street
Milwaukie, Oregon 97222


Ronald C. Schanaker
Chief of Police

RCS:jh

IV
⑦
6

M E M O R A N D U M

TO: Dick Bailey, City Manager pro-tem
FROM: Ron Schanaker, Police Chief
DATE: March 1, 1982
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: Roger K. and Sally S. Jacob DBA
DAVE STRAUSS FLOWERS & GIFTS
10605 S.E. Main Street
Milwaukie, Oregon 97222



Ronald C. Schanaker
Chief of Police

RCS:jh

VC

MEMORANDUM

March 1, 1982

TO: CITY COUNCIL

FROM: SENIOR CITIZEN ADVISORY COMMISSION

SUBJECT: RECOMMENDATION ON HOLDING CITY COUNCIL MEETINGS
AT THE MILWAUKIE CENTER

At the February 12 meeting of the Senior Citizen Advisory Commission, the Commission voted to recommend to the Council that the City Council meetings be held at the Center at least quarterly to provide handicapped access, thus encouraging all citizens to participate in city government.

Gail Roach, Secretary

M E M O R A N D U M

IVc

TO: MILWAUKIE CITY COUNCIL
FROM: THE MILWAUKIE CENTER ADVISORY BOARD
SUBJECT: HANDICAPPED ACCESSIBILITY TO CITY COUNCIL MEETINGS

The Center Advisory Board at its meeting on January 15, 1982, recommended that the Milwaukie City Council meet at The Center at least quarterly so that handicapped people may be accommodated.



Oregon Liquor Control Commission

9079 S.E. McLOUGHLIN BLVD., PORTLAND, OREGON
(MAILING ADDRESS: P.O. BOX 22297, Portland, Oregon 97222)

EB 82 15: 5

LWAUKIE-01

VI a ①

All City and County Officials involved in the
Recording and Processing of Liquor License Applications

Gentlemen:

Attached is a sample of the General OLCC Application. On the upper left side you will find the classification of type of license required, this is CIRCLED by a member of the OLCC - next you will find an APPLICATION RECEIVED DATE STAMP which is dated and initialed by the License Investigator. In addition, the license processing fee will be recorded. This only means that the application is proper and ready for investigation by OLCC (THIS IS NOT AN APPROVAL FOR THE LICENSE APPLIED FOR).

IT IS REQUESTED THAT YOU AS A CITY OR COUNTY OFFICIAL NOT ACCEPT ANY APPLICATION THAT DOES NOT HAVE THE APPLICATION RECEIVED DATE STAMP AND INITIALS AS PER THE SAMPLE.

RENEWAL FORMS: Do not require the date stamp, but must be signed and dated. If a Corporation, signed by an officer.

CRITERIA: THE CRITERIA FOR ISSUANCE AND MAINTENANCE OF LICENSE (attached) is used by the Commission as a guideline. Cities and Counties may use the rule as a guideline in making recommendations to the Commission. (ref. 845-05-025 might be of interest to the Governing Body).

OLCC requires Personal History Forms from all applicants, they are provided a copy in the event you need the information to process the application.

If your Council would like a presentation and/or General Question and Answer period, please contact me.

Yours truly,

Gerald Delack
Regional Supervisor
Eastside Office
7940 SE Division
Suite C
Portland, OR 97206
238-3691

JL:anc

SAMPLE

VI a (2)

PAGE

1

STATE OF OREGON OREGON LIQUOR CONTROL COMMISSION

9079 S.E. McLoughlin Boulevard
P.O. Box 22297
Portland, Oregon 97222

APPLICATION GENERAL INFORMATION

The filing of this application does not commit the Commission to the granting of the license that you are applying for nor does it permit you to operate the business named below. If a license is granted by the Commission, you will receive a LICENSE CERTIFICATE.

No fee is collected by OLCC until a LICENSE CERTIFICATE is to be issued.

No 3585

(THIS SPACE IS FOR OLCC OFFICE USE)

(THIS SPACE IS FOR CITY OR COUNTY USE)

Application is being made for:

BOTTLER	Greater Privilege
BREWERY	Lesser Privilege
DISPENSER CLASS A	New Licensee
DISPENSER CLASS B	New Location
DISTILLERY	New Outlet
DRUGGIST	New Partner
FARMER'S WINERY	
INDUSTRIAL ALCOHOL	OREGON LIQUOR CONTROL COMMISSION
RAILROAD, PUBLIC PASSENGER CARRIER OR BOAT	
RESTAURANT	
RETAIL MALT BEVERAGE	JAN 4 1982
SEASONAL DISPENSER	
SPECIAL EVENTS DISPENSER	
WHOLESALE MALT BEVERAGE AND WINE DIVISION	
WINERY	

NOTICE TO CITIES AND COUNTIES: Do not consider this application unless it has been stamped and signed at the left by an OLCC representative.

THE CITY COUNCIL, COUNTY COMMISSION, OR COUNTY

COURT OF _____
(Name of City or County)

RECOMMENDS THAT THIS LICENSE BE: GRANTED _____
DENIED _____

DATE _____

BY _____
(Signature)

TITLE _____

CAUTION: If your operation of this business depends on your receiving a liquor license, OLCC cautions you not to purchase, remodel, or start construction until your license is granted.

1. Name(s) of individual applicant(s), partnership, or corporation:

- 1) _____
(Name) (Address) (City) (State) (Zip)
- 2) _____
- 3) _____
- 4) _____

(EACH PERSON LISTED ABOVE MUST FILE AN INDIVIDUAL HISTORY AND A FINANCIAL STATEMENT)

2. Trade name of premises _____ When filed: _____
(Year Name Filed with Corporation Commission)

3. Former trade name _____

4. Premises address _____
(Number, Street, Rural Route) (City) (County) (State) (Zip)

5. Business mailing address _____
(P.O. Box, Number, Street, Rural Route) (City) (State) (Zip)

6. Was premises previously licensed by OLCC? Yes _____ No _____ Year _____

7. If yes, to whom: _____ Type of license: _____

8. Will you have a manager: Yes _____ No _____ Name _____
(Manager must fill out Individual History, blue page 2)

9. Will anyone else not signing this application share in the ownership or receive a percentage of profits or bonus from this business? Yes _____ No _____

10. What is the local governing body where your premises is located? _____
(Name of City or County)

11. OLCC representative making investigation may contact: _____
(Name)

(Address)

(Tel. No. — home, business, message)

CAUTION: The Administrator of the Oregon Liquor Control Commission must be notified if you are contacted by anybody offering to influence the Commission on your behalf.

Applicant(s) Signature (1)
(In case of corporation, duly authorized officer thereof)

- (2) _____
- (3) _____
- (4) _____

LEDDING LIBRARY OF MILWAUKIE

LIBRARIAN'S REPORT

for

January 1982

VI B ①

Circulation:	<u>1982</u>	<u>1981</u>	<u>1980</u>	<u>1979</u>	<u>1978</u>	<u>1977</u>	<u>1976</u>
Adult	11,619	12,841	9,065	9,564	9,672	6,637	6,561
Juvenile	<u>4,624</u>	<u>5,294</u>	<u>3,683</u>	<u>3,731</u>	<u>3,120</u>	<u>2,244</u>	<u>2,262</u>
Totals	16,243	18,135	12,748	13,295	12,792	8,881	8,823
In House	1,873	1,888	--	--	--	--	--
Daily average	677	698	531	511	511	355	339
Number days open	24	26	24	26	25	25	26

Books loaned to other libraries: 33 Books borrowed from other libraries: 65

Microfilms borrowed from other libraries: 2

Adult reserves processed: 32 Juvenile reserves processed: 12

Books in collection: 51,700 Books withdrawn: Adult: 56 Juvenile: 72 Total: 128

Books added: Adult: 181 Juvenile: 53 Total: 234

Books mended: 76

Record albums in collection: 2,561 Records withdrawn: Adult: 1 Juvenile: 0

Records added: Adult: 111 Juvenile: 36

Framed art prints in collection: 117

Films in collection: 201 (none added or deleted)

Reference questions answered: 1,566 Adult: 1,133 Juvenile: 433

Registrations processed: 367 In city: 165 Out of city: 202

Library income:

Total bank deposit: \$601.49 Fines & fees: \$450.09 Copy machine: \$151.40

Reader-printer: 0 Reserves: \$18.50 Card replacements: \$4.50

Non-reference telephone calls received: 464

Flower arrangements provided by Maplehurst Garden Club.

Display in lobby cabinet: Textile design display by Judy L. Wick.

Volunteer hours worked during month of January: Combined total: 90 hours provided by 15 persons.

Comments:

The library was notified of the estimated dollar amount of our annual portion of the Clackamas County Library Serial Tax Levy. For 1981-82 the base refund will be \$159,288 which totals \$218,957 which is \$7,300 less than last year.

The McNaughton leased books are arriving now in quantity, which makes both the patrons and the staff happy.

The gift catalog is at the printers and has already generated a \$40 donation. The First State Bank has underwritten the cost of donations made through Visa and Mastercard credit cards.

Jan Rose has been able to arrange her schedule so she can again volunteer time on the circulation desk. We are all quite glad to have her back.

VI B (2)

Minutes of Ledding Library Board of Trustees Meeting
January 20, 1982

The meeting was called to order at noon by Chairman Arlie Brown.

Members Present: Arlie Brown, Fred Abney, Bryan Coover, Sam McKean,
Lorraine Vick, Marilyn Thompson (Library Director)

Minutes of December meeting: Approved as presented

Treasurer's Report: Omitted

Librarians's report: Accepted as presented. There was discussion
of how much detail is needed in reports to the city.

Business: There was discussion about whether we are operating the
library during the most needed hours. The fact was pointed out
that circulation has held up quite well in the shorter hours
now available. It was decided that it would be a good idea
to include a community survey sheet in a packet which is being
prepared for mailing by the Friends. The Friends now have a
bulk mailing permit. A mailing will be made concerning the
city library and its services. This will be done in support
of the city budget.

The meeting adjourned at 1:30 P. M.

Lorraine Vick

Lorraine Vick, Secretary.



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

Contact: Caryl Waters
Cheryl Moralez
221-1646

VI
CO

RECEIVED

February 8, 1982

FOR IMMEDIATE RELEASE:

METRO OFFERS DISPOSAL ALTERNATIVES FOR YARD DEBRIS

FEB 10 1982
A.M. 7/10
CITY OF MILWAUKIE
DEPT. OF PUBLIC WORKS

METRO officials today inspected a \$100,000 shredding machine purchased by a private company to recycle yard debris and convert it into a marketable product. The machine was purchased by McFarlane Bark, Inc. after participating in a jointly funded program designed to collect, process, and market yard debris.

One year ago METRO and DEQ received a \$265,000 EPA grant to demonstrate alternative methods to dispose of yard debris in the region. The EPA grant was coupled with state, regional, and local dollars to fund the project. The program was created to explore alternative collection methods, processing, and marketability of yard debris as a valuable resource.

"METRO's original goal was to demonstrate alternatives. The program's success would be measured by the interest generated from private enterprise," stated Executive Officer, Rick Gustafson. "If the project is successful, both from a technical and a marketing standpoint, it should attract private enterprise to initiate their own programs and allow government to remove itself from that portion of the disposal process."

Keeping the material out of the landfill has been a part of the program criteria.

over

IVC (a)

RECEIVED
MILWAUKIE
OCT 10 1981

DEPT. OF PUBLIC WORKS
CITY OF MILWAUKIE

McFarlane Bark, Inc. of 13345 SE Johnson Road in the Milwaukie area is taking over part of METRO's yard debris program just as the program nears its first birthday.

"I am pleased with the marketability of my product," says John McFarlane. "METRO's yard debris program has proven that it is possible to receive more than enough material for me to feel confident that I can market a profitable commodity."

McFarlane today demonstrated the \$100,000 hammer mill grinder he has purchased which will enable him to continue as a collection site for yard debris. Elected officials from METRO and other jurisdictions participating in the demonstration project were on hand for the event.

METRO Council Presiding Officer Cindy Banzer lauded McFarlane's action stating, "This is exactly the outcome we hoped for in starting the yard debris program."

"Anytime that private enterprise can take over an operation from government -- any government -- we, as elected officials, are very pleased," stated Banzer.

McFarlane entered the project October 23, 1981, as a satellite station for receiving, processing, and marketing mixed yard debris. From October to February 1, 1982, McFarlane's has collected over 10,200 cubic yards of material brought in by private citizens, commercial landscapers, and participating municipalities. Oregon

VI C (3)

City, West Linn, and Lake Oswego have all worked cooperatively with the project in providing area-wide clean-ups for their residents. McFarlane shreds and composts the material into a marketable potting soil or soil additive. Negotiations are underway to market the product locally.

In addition to McFarlane's, citizens can dispose of the separated yard debris at St. Johns Landfill in North Portland. In late December, Waste Bi-Products successfully completed a trial run of their chipper which processes the yard debris collected at St. Johns for potential hog fuel marketing. Market representatives present were pleased both with the size and usability of the Waste Bi-Product material.

St. Johns has existed as a collection site through phases I and II of the project, collecting more than 22,500 cubic yards of debris. Together, the total amount of debris diverted from the landfill is equivalent to approximately four days of total refuse collection at St. Johns Landfill, or enough to fill forty three-bedroom houses.

METRO will expand the program in phase three beginning in March. The goal of phase three will be to promote and establish additional participation on the part of private enterprise and additional satellite collection sites particularly in Northeast Portland and Washington County.

Vc (4)

METRO is responsible for solid waste disposal in the region, including identifying ways to dispose of yard debris to keep it out of landfills which are already reaching capacity. Special yard debris, composting, and recycling information is available through METRO's recycling switchboard at 224-5555.

#



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

Vlc (5)

YARD DEBRIS FACT SHEET: February 8, 1982

Metro's object in the Yard Debris Disposal Program is to reduce the pressure on the area's landfills by offering options for disposal of yard debris.

If the project is successful from a technical and marketing standpoint, it should interest private businesses in initiating their own programs, thereby allowing government to remove itself from that portion of the disposal process.

METRO'S Four Phase Project

Phase I: Feb. 9, 1981 - Oct. 22, 1981

Three centers for collection; collected only woody waste.

Phase II: Oct. 23, 1981 - March 1, 1982

Program extended to mixed waste (woody and green); special collection programs in Oregon City, Lake Oswego and West Linn; explored possible markets with McFarlane's; beginning to explore alternatives with Waste Bi-Products for use as boiler fuel.

Phase III: March 1, 1982 - June 30, 1982

Continue similar to Phase II, using McFarlane's experience to develop further involvement by private enterprise.

Phase IV: July 1, 1982 - Sept. 15, 1982

Develop report on total program and establish ongoing alternative yard debris disposal projects.

Background:

*Program started February 9, 1981 with Metro as coordinating agency.

*EPA grant funding of \$265,000 was coupled with Metro funds of \$78,689 and state and local funds of \$11,239.

*Advisory Steering Committee consists of representatives from local jurisdictions and county offices, general public, EPA, DEQ, and the Air Quality Advisory Council.

(more)

Background (cont.):

Yc (6)

- *Waste Reduction Plan adopted by the Metro Council in January, 1981 includes a 40% recovery goal for yard debris.
- *Metro is seeking additional participation by private enterprise and additional sites for collection, particularly in the northeast and and western part of the region.
- *Phase I of the program collected 15,500 cubic yards of yard debris and Phase II has collected 17,042 to date.
- *Total amount of yard debris diverted from the waste stream to date is equivalent to four days total refuse disposed in the St. Johns landfill.....or enough to fill 40 three bedroom homes.
- *Another private firm, Waste Bi-Products, has done test runs on the chipper at St. Johns to explore possible markets for this material as hog fuel or ground cover. Market representatives are interested and pleased with the size and usability.
- *Disposal rates for yard debris at St. Johns and McFarlanes
 - \$1 per car
 - \$2 per pick-up or trailer, assuming a level load
 - 50¢ per cubic yard for commercial customers like landscapers or tree trimmers

McFarlane's Involvement

- *Began participating in the project at beginning of Phase II.
- *Agreed to be satellite station for receiving, processing and marketing mixed yard debris and the target area was built around their location.
- *From October 23 to February 1, McFarlane's has received over 10,200 cubic yards of yard debris.
- *McFarlane's will now receive mixed yard debris year round.
- *The new machine shreds the material which is then composted and marketed as potting soil or soil additive.

VI
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5126 SE Monroe Street
Milwaukie, OR 97222
February 22, 1982

To the City Council
City of Milwaukie
10722 SE Main Street
Milwaukie, OR 97222

Gentlemen,

My wife and I are very disturbed by the recent change in the Tri-Met bus routing to avoid Monroe Street east of 42nd Ave. In talking with the officials at Tri-Met, we were informed that the very poor conditions of the road preclude the travel of heavy vehicles such as the Tri-Met buses, for fear of causing structural damage to houses along the road due to excess vibration.

As taxpayers in this community, we are appalled by the fact that Monroe Street, an important residential arterial, is apparently in such poor condition. My wife is dependent upon the bus for transportation to and from her place of employment. In fact, the very near proximity of dependable bus service was one of the main reasons we purchased our home in the first place. Now, because our city is not able to meet its public obligation to provide safe and dependable roads, we are being greatly inconvenienced.

We realize that the Public Works Department funds are limited, but we feel that they have been neglected for far too long. A city the size of Milwaukie should certainly be able to do better than this in meeting the needs of its citizens.

Yours truly,



Fred G. Moore
Patricia A. Moore

MEMORANDUM

VI e

February 25, 1982

TO: CITY COUNCIL

FROM: DICK BAILEY, CITY MANAGER PRO TEM

SUBJECT: ABSENCE FROM CITY

I will be out of town from Tuesday, March 2 through the following Monday, March 8. The purpose of my trip is to pick up the fire rescue vehicle in Wisconsin.

During my absence, Steve Hall will be acting City Manager and will take my place at the Council meeting on Tuesday.

MINUTES

MILWAUKIE PARKS & RECREATION COMMISSION

Feb. 8, 1982

Milwaukie Center

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The meeting was called to order by the chairman at 7:45 am.
Present were: Larry Mura, John Laing, Wayne Logemann & Betty Stephens
Excused were: Becky Ceniga and Virginia Coyne. Absent: Dave Larson
Staff present: Randy Westrick

The minutes were approved as printed. Logemann moved for approval, Laing seconded.

There was no audience participation.

NEW BUSINESS

Jefferson St. boat ramp design. The design is to have 31 trailer slips. The Marine Bd. will make their decision on the plan and the Grant in June.

The Community Action Program project catalog was presented to the board by Randy Westrick

OLD BUSINESS

The sale of the 32nd & Boyd property was discussed. Randy will send a memo to Steve to the effect that is the feeling of this commission that in as much as the funds must be retained by the public works dept.; they should use said funds for landscaping on either Stanley Park or Weber Tower Park.

OTHER BUSINESS

Randy brought us up to date on the cutting of the trees at Weber Park. He also told us of the problems caused by the pruning of the walnut tree on the Fire dept. property.

Budget for this coming year provides for 1 supt., 2 caretakers and 2 part time gardeners. This amounts to 137,000 for the year 1982-83.

John Laing moved for adjournment, Larry Mura seconded. The meeting was adjourned at 8:30 pm.


Larry Mura, Chairman

Betty Stephens, Sec.

MEMORANDUM

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TO: City Council
FROM: *Gordon Erickson*
Gordon Erickson, Finance Director
SUBJECT: Budget Calendar

I have prepared the following budget calendar for internal use to track budget activities. I believe it may be useful to you. If you have any questions please call me.

CALENDAR OF 1982-83 BUDGET ACTIVITIES
FEBRUARY TO JUNE 1982

Feb. 25 Publish Notice of Revenue Sharing Hearing
Feb. 25 Publish 1st Notice of Budget Hearing (LB Packet)
Mar. 4 Publish 2nd Notice of Budget Hearing
Mar. 16 Budget Hearing by City Council
Mar. 16 Adopt Tax Levy Question by City Council
Mar. 18 File Tax Levy Question at County Election's Office
May 18 Election Day
May 19 Election Doesn't Pass - See Option A
June 2 Election Passes - Adopt Budget
June 2 State Revenue Sharing Intent Resolution

OPTION A:

May 19 - 24 Deliberate on Budget
May 24 Council Adopts Tax Levy Question
May 25 File Tax Levy Question at County Election's Office
June 29 Election Day
June 30 Adopt Budget

CLACKAMAS
MULTNOMAH
WASHINGTON

26 FEB 82 11: 45

-MILWAUKIE-OR

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PORTLAND METROPOLITAN AREA LOCAL GOVERNMENT BOUNDARY COMMISSION

320 S.W. STARK STREET (SUITE 530)

PORTLAND, OREGON 97204

PHONE: 229-5307

February 26, 1982

CITY OF MILWAUKIE

Dear Mayor and Council Members:

Re: ASSESSMENTS FOR FISCAL YEARS 1981-82 and 1982-83

This is to inform you that on February 24, 1982 the Boundary Commission and its Advisory Committee approved the Commission's budget and assessments to be levied against cities, counties and districts to fund the operation of the Boundary Commission for the 1981-82 and 1982-83 fiscal years. These actions are authorized by Section 8 of Chapter 265, Oregon Laws 1981 and are in the form of the two enclosed administrative rules. Each action is detailed below.

Assessments for the 1981-82 Fiscal Year. A recent Attorney General's Opinion (No. 8101) which generally supports the validity of the assessments, has, however, invalidated the procedures utilized to collect them for the current fiscal year. Therefore, the enclosed Rule is a re-notification of the intent to levy for 1981-82. No funds already submitted will be returned. You will simply be credited for them. This Rule indicates that payment for the 1981-82 fiscal year assessments is due April 1, 1982.

As noted in the Rule, assessments for cities and counties are based on a factor of .10¢ per capita, with the counties paying only for the unincorporated population. Based on this factor times your July 1980 population of 17,931, your unit's assessment is \$ 1,793. For those units which have not yet paid, this amount is due April 1. Please make checks out to Portland Metropolitan Area Boundary Commission.

It should be noted that Chapter 265 Oregon Laws, 1981 exempts your unit from the provisions of ORS 294.480(3) when paying this assessment. Consequently, you do not have to publish a supplemental budget nor hold a public hearing on the supplemental budget.

Assessment for the 1982-83 Fiscal Year. This Rule establishes the assessments for the 1982-83 fiscal year. For 1982-83 \$.10 per capita is again being assessed the cities and counties (unincorporated portions only). Based on your July 1981 population of 17,930 times \$.10, your unit's assessment is \$ 1,793. This Rule is your notice of intent to levy this assessment. At least the first quarter payment is due on July 1, 1982; and each quarterly payment is due on the first day of each successive quarter. The assessment may be paid in lump sum at the beginning of the first quarter. In the interest of

STAFF:

KENNETH S. MARTIN, Executive
DENIECE WON, Ass. Admin. Analyst
JEAN KRETZER, Administrative Assistant

COMMISSIONERS:

CAROL STEELE, Vice-Chairman
WAYNE ATTEBERRY
FRANK EISEMAN
GENE GINTHER

ANNE NICKEL
PETER McDONALD
BARBARA TREYVE
BOB WIGGIN
MARIE WILLIAMS

Mayor and Council Members
Page Two
February 26, 1982

VI
H (2)

saving both your staff time and ours, I would encourage utilization of this option.

Would you please make all checks payable to the Portland Metropolitan Area Boundary Commission.

If you have any questions or need additional information regarding this, please contact our office.

Sincerely,

Kenneth S. Martin

Kenneth S. Martin
Executive Officer

KSM/jk
Enc. 2

TEMPORARY RULE ON 1981-82 BUDGET AND ASSESSMENTS

VI
H(3)

Pursuant to ORS 199.457, the Portland Metropolitan Area Local Government Boundary Commission approves \$177,490 for the 1981-82 fiscal year budget. This amount is to be raised by the following methods:

1. 11 percent from filing fees (\$20,000) (ORS 199.457 (3))
2. 59 percent from assessments upon cities and counties (\$104,996) (ORS 199.457 (4))
3. 30 percent from assessments upon districts (\$52,494) (ORS 199.457 (5))

The per capita rate in accordance with ORS 199.457 (4) is .10¢.

$$\left(\frac{59\% \text{ budget}}{\text{total 1980 population}} = \frac{\$ 104,996}{1,049,960} = 10.0\text{¢} \right)$$

The rate per thousand assessed valuation in accordance with ORS 199.457 (5) is \$.00159 per thousand assessed valuation.

$$\left(\frac{30\% \text{ budget - flat rates}}{\text{AV of affected units}} = \frac{\$ 52,494 - \$ 12,500}{25,079,251,033} = \begin{array}{l} .00000159 \text{ per } \$ \text{ of A.V.} \\ \text{or } .00159/\$1000/\text{A.V.} \end{array} \right)$$

One unit of government qualifies for a flat rate of \$5,000, and one unit for a flat rate of \$7500.

Attached (Schedule "A") are the amounts of money to be assessed against each unit based upon the above rates.

Full year assessments are noted on Schedule "A". One-quarter of this assessment shall be made at least quarterly and is due on the first day of each quarter. For the 1981-82 fiscal year, due to Attorney General's Opinion No. 8101 invalidating the emergency clause enacted by the 1981 Legislature (OL 1981, Chapter 265, Section 8a (1)) and thus previous action of the Boundary Commission and Advisory Committee, the entire payment for 1981-82 fiscal year is due April 1, 1982 at the beginning of the final quarter.

All payments previously received by the Boundary Commission for FY 1981-82 assessments will be credited against the above assessments.

The effective date of this Rule is March 29, 1982.

TEMPORARY RULE ON 1982-83 BUDGET AND ASSESSMENTS

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H(4)

Pursuant to ORS 199.457, the Portland Metropolitan Area Local Government Boundary Commission approves \$213,003 for the 1982-83 fiscal year budget. This amount is to be raised by the following methods.

1. 12 percent from filing fees (\$26,400) (ORS 199.457(3))
2. 50 percent from assessments upon cities and counties (\$106,135) (ORS 199.457 (4))
3. 27 percent from assessments upon districts (\$57,711 (ORS 199.457(5))
4. 11 percent from balance carried forward from previous fiscal year.

The per capita rate in accordance with ORS 199.457(4) is 10¢.

$$\left(\frac{50\% \text{ budget}}{\text{total 1981 population}} = \frac{\$ 106,135}{1,061,300} = 10.0\% \right)$$

The rate per thousand assessed valuation in accordance with ORS 199.457(5) is \$.00159 per thousand assessed valuation.

$$\left(\frac{27\% \text{ budget - flat rates}}{\text{AV of affected units}} = \frac{\$ 57,711 - \$12,500}{28,435,584,305} = \underline{\$.00000159 \text{ per } \$ \text{ of A.V. }} \right)$$

or .00159 per \$1000 A.V.)

One unit of government qualifies for a flat rate of \$5,000, and one unit qualifies for the flat rate of \$7,500.

Attached (Schedule "A") are the amounts of money to be assessed against each unit based upon the above rates.

Full year assessments are noted on Schedule "A". One-quarter of this assessment shall be made at least quarterly and is due on the first day of each quarter (July 1, 1982; October 1, 1982; January 1, 1983; April 1, 1983).

(Nothing in this rule, however, shall preclude units from paying their full yearly assessment at the beginning of the first quarter.)

The effective date of this Rule is July 1, 1982.

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2. ①

26 FEB 82 10: 58

BEFORE THE LAND USE BOARD OF APPEALS
OF THE STATE OF OREGON

3	Floyd Jones and)	
	CHEVRON U.S.A., Inc.)	
4)	
	Petitioners,)	LUBA No.
5)	
	v.)	
6)	
	CITY OF MILWAUKIE, OREGON)	
7)	
	Respondent.)	

NOTICE OF INTENT TO APPEAL

I.

Notice is hereby given that petitioners intend to appeal the land use decision of respondent entitled Approval of Tri-Met Transit Center Site, which became final on February 2, 1982 and which involves a decision to approve the site and the design concept for a Tri-Met transit center in the City of Milwaukie.

II.

Petitioners, Floyd Jones and Chevron U.S.A., Inc. are represented by Robert E. Maloney, Jr. and Michael J. Lilly, 800 Pacific Building, Portland, Oregon 97204, telephone: 226-6151.

Applicant, Tri-County Metropolitan Transportation District of Oregon (Tri-Met) was represented in the proceeding below by: Rick Gleason, 4012 S.E. 17th, Portland, Oregon 97202, telephone: 233-3511.

//

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1 Respondent, City of Milwaukie, has as its mailing
2 address and telephone number: 10722 S.E. Main, Milwaukie,
3 Oregon, 659-5171 and has, as its legal counsel: Gregory Eades.

4 Other persons mailed written notice of the land
5 use decision by the City of Milwaukie, as indicated by its
6 records in this matter, include: none.

7 NOTICE:

8 Anyone designated in paragraph II of this Notice
9 other than Respondent City of Milwaukie who desires to participate
10 as a party in this case before the Land Use Board of Appeals
11 must file with the Board a Statement of Intent to Participate
12 in this proceeding as required by rule 661-10-020 of the Board's
13 Administrative Rules. The Statement must be filed with the Board
14 within 15 days of service of this Notice.

15
16 Michael J. Lilly
17 Michael J. Lilly
18 Attorney for Petitioners

19 CERTIFICATE OF SERVICE

20 I hereby certify that on 2/25/82, I served a
21 true and correct copy of this Notice of Intent to Appeal on all
22 persons listed in paragraph II of this Notice pursuant to rule
23 661-10-010(9) of the Rules of Procedure of the Board by (a) mail
24 or (b) personal delivery.

25 Dated: 2/25/82
26 Michael J. Lilly
Michael J. Lilly

CITY OF MILWAUKIE



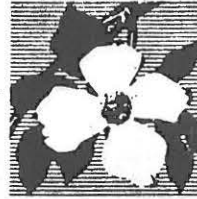
PLANNING DEPARTMENT
in the City Hall • phone 659-5171

VI-50①

TO: Gary DiCenzo
FROM: Topaz Faulkner, Planning Director J.S.
Date: 25 February 1982
RE: Milwaukie's Request for C.D.B.G. Funds

Attached for your review are the details on the City's request for a three phase, downtown rehabilitation program. The total amount is \$75,000 as approved by the Policy Advisory Board on 23 February 1982.

Thank you, and your staff, for all your help with the last minute rescheduling of the request.



VI J (2)

COMMUNITY DEVELOPMENT BLOCK GRANT
PROPOSAL FOR
DOWNTOWN REVITALIZATION

This project is intended to provide City support and incentives to business people to begin the process of downtown renewal.

A cycle of disinvestment has existed in the Central Business District for many years, in part due to the 70% absentee ownership in the area. In many cases, the property has been allowed to gradually deteriorate. Some buildings are in need of a general clean up, while others must be repaired to meet minimal safety and fire codes (or to more closely approximate meeting them).

The revitalization effort will help strengthen the business community which, with the Tri-Met Timed Transfer Station located in downtown Milwaukie, provides the most convenient shopping area for the City's elderly and low-income residents. Many businesses in the central area have a higher fire insurance rating than the rest of the City; resulting in higher rates being paid by these individual properties and increases the aggregate rate of the City. The portion of this proposal that relates to fire and safety improvements will lower the fixed rates paid by businesses, thus allowing them to keep their costs down. It will also lower the insurance costs of the entire City which will effect, to some extent, the cost of housing. Of course, it is difficult to put a price on the potential for saving human lives. That will result from removing the safety violations through this program. The third phase of the revitalization effort calls for planting street trees along Main Street to aesthetically improve Milwaukie's image. A secondary benefit will be realized from members of the community working together to produce the protective iron work for each tree and to plant them.

The following projects are being proposed:

1. Facade Rehabilitation and Painting Program \$20,000.

This program is aimed at providing incentives to the property owners through the use of a rebate for a portion of the cost of renovating building facades. The rebate

VI J (3)

will be 25% of the total cost for improvements, up to a maximum of \$3,000., with the remainder paid by the owner and constituting the necessary matching money.

2. Repairs to Meet Fire and Building Codes \$40,000.

Similar to the incentive program described under Item #1, property owners will be eligible for a 25% rebate of the cost of correcting deficiencies, such as: installing sprinkler systems, fire walls between basement and first floor, and fire escapes to second floor apartments. City Staff, particularly the Building Official, will work closely with the property owners to develop a rehabilitation plan for specific buildings with a list of proposed improvements that will provide increased fire safety and bring the structures closer to current code. Some of these improvements will pay for themselves in a few years. The program is expected to result in a fire insurance rate reduction both for the individual businesses and in the aggregate rating of Milwaukie.

When the improvements have been completed, the owner is eligible for a 25% rebate of the cost, up to a maximum of \$3,000., the remainder will be paid by the owners and constitute the matching funds.

3. Street Trees and Furniture \$15,000.

This final phase of the rehabilitation project involves the planting of 3" trees along Main Street and some cross streets to improve the appearance of the downtown and make the area a more attractive place to shop.

The trees will be planted by the Public Works staff, and protected by metal fences, manufactured by students at the Owen Sabin Skills Center. The total cost is to be:

60 trees @ \$250. = \$15,000.

City Match:

60 fences @ \$100. = \$ 6,000.
installation @ \$150 = \$ 9,000.

The City's total request for all three phases of the project is \$75,000., which will allow Milwaukie to begin a long-term effort at improving the downtown.

VACANCIES -

1 Applicant FOR P. Commissioner
(2 VACANCIES)

NEW TRAFFIC SAFETY Comm. - 1 VACANCY

GREG
OTHER BUS

Items for Council and Manager only- March 2, 1982

- 1. Charter amendments submitted by J. Backenstos (hand-out)
- 2. City Manager Selection costs.
- HOL 3. Letter from Coopers and Lybrand re forcast of changes in cash
EV. SEC. (confidential)
- 4. Letter from S. Gesko re City Mgr. selection
- 5. News release from Proto Tool re open house.
- 6. Memo from Eades re Cable T.V. negotiations
- 7. Letter from R. Fluhart re City Mgr. selection
- 8. Letter from Gesko (thankyou)

2/26/82

CHAPTER IV

ELECTIONS

CHARTER AMENDMENT

(NEW SECTION)

(14- A)

No city official shall run for any other political position in the City of Milwaukie, Clackamas County, or the State of Oregon without first resigning from the position that they now hold. To run for another office in the City of Milwaukie, Clackamas County or, the State of Oregon without first resigning from the position now held would make he or she automatically ineligible for any other political office.

COMMENT: By not having this stipulation in the City Charter, city officials, (Council Members City Mangers Etc.) Could run for any office in the State of Oregon and use the office they now hold either as a "spring board" for higher political gain (politically or salary-wise) or use the office held as a "cushion" in case he or she was not successful in their bid for the higher office.

This amendment would encourage only civic minded candidates for the Milwaukie Council that had the good of the city and it's taxpayers at heart.

CHAPTER III

FORM OF GOVERNMENT

CHARTER AMENDMENT

SECTION 8 MAYOR At each biennial election a mayor shall be elected who shall hold office for a term of four years. No person shall serve more than two consecutive terms as mayor.

COMMENT: Section 7 spells out two consecutive four year terms for city council. The mayor is part of this council with the same voice and vote. To limit the mayor to two consecutive terms of two years is a discriminatory limitation and could be interpreted as politically manipulated and a violation of his or hers civil rights.

CITY MANAGER SELECTION COSTS

Costs incurred in City Manager search to date;

Fee to L.O.C.	\$1000
Air Fare-Applicants	
Shaw	1040
Gesko	470
Brown	688
Fluhart	296
Air Fare- Council	688
Travel Advance-Council	400
Dinner & Reception	209.85
Estimated Sunnyside Inn	350
Misc (ie. postage)	
Estimated	30
<u>Total</u>	<u>\$5171.85</u>

Estimated costs to be incurred: (Hugh Brown)

Mid-March- flights for two round trip plus meals and lodging	\$850
April 1, flight for one	344
4 months apartment rental	1160
Moving of household goods	1810 - MAY BE LOW
June- 1 flight back to pick up family	344
June- cost of lodging meals, family driving to Milwaukie by Auto	<u>535</u>
<u>Total</u>	\$5043

Estimated Total \$10,214.85

CONFIDENTIAL

Mr. Richard Bailey
City Manager Pro-Tem
City of Milwaukie, Oregon

We have reviewed the compilation of the accompanying forecast of City of Milwaukie, Oregon which contains a forecasted statement of changes in cash for the period February 1 to June 30, 1982. The forecast is based on data and assumptions as to future events as set forth in the Summary of Significant Assumptions, all of which were supplied to us by the City's management. Since it is not our intention to update our review, the forecast should be evaluated in the light of any events and changes in circumstances occurring after the date of this report letter.

The assumptions used, which represent management's view of the most likely circumstances and events affecting the City, are not certain to occur and other events not included in the assumptions may occur. If events do not occur as assumed, the actual results achieved may vary substantially from the forecasted outcome.

We have not subjected the financial information and the assumptions included in this report to any auditing procedures and, consequently, we express no opinion on the financial data, the assumptions, or the projected outcome. To the extent that assumed events do not occur, the outcome may vary materially from that projected. Consequently, the conclusions reached should be re-evaluated, based on any changes in circumstances occurring after the date of the report.

Because the forecast may be misleading to those who do not have the knowledge to evaluate the underlying assumptions or who are presumed not to have the resources to obtain an evaluation of the assumptions, the accompanying forecast is solely for the assistance of management and is intended for internal use only.

Portland, Oregon
February 26, 1982

Coopers & Lybrand
SHOULD COUNCIL STATE?

CITY OF MILWAUKIE, OREGON
 FORECASTED STATEMENT OF CHANGES IN CASH
 for the period February 1 to June 30, 1982

<u>Month</u>	Beginning Cash Balance <u>(Deficit)</u>	<u>Receipts</u>	<u>Disbursements</u>	Ending Cash Balance <u>(Deficit)</u>
February	\$147,000	\$684,000	\$506,000	\$325,000
March	325,000	224,000	545,000	4,000
April	4,000	645,000	667,000	(18,000)
May	(18,000)	478,000	480,000	(20,000)
June	(20,000)	260,000	489,000	(249,000)

See accompanying summary of significant assumptions.

CITY OF MILWAUKIE, OREGON
SUMMARY OF SIGNIFICANT ASSUMPTIONS

The following significant assumptions were made in the preparation of the accompanying forecasted statement of changes in cash:

- A. The beginning and ending cash balances do not include a 4-year \$300,000 time certificate of deposit bearing interest at 8.5% with Oregon Mutual Savings Bank which matures on July 26, 1982. The City could redeem this certificate prior to maturity but a six-month penalty of interest amounting to \$12,750 would result.
- B. All interfund transfers and charges have been ignored since they have no impact on cash.
- C. Cash receipts are based on current trends exhibited in the first seven months of fiscal year 1981-82, actual results reported in February 1981 to June 1981 and actual cash receipts already received in February 1982.
- D. Cash disbursements for personal services, materials and services, capital outlay and other disbursements were determined as follows:
 - (1) Personal services were based on January 1982 actual payments, increases for potential merit raises and the City maintaining the same number of employees.
 - (2) Materials and services and capital outlay disbursements are based on trends exhibited in the first seven months of fiscal year 1981-82 and actual disbursements reported in February 1981 to June 1981. Additionally, significant capital outlay acquisitions anticipated in February 1982 to June 1982 were incorporated into the forecast.
 - (3) Other disbursements, principally bond and interest payments, are based on future requirements.
- E. A bond sale for approximately \$1,400,000 is anticipated to occur April 22, 1982 with the proceeds being received May 6, 1982. The bond proceeds have not been included in the May 1982 cash receipts.

February 24, 1982

Hon. Joy Burgess, Mayor
and City Council
City of Milwaukie

Dear Mayor Burgess & Councilors:

It was indeed disappointing to hear of the Council's decision, i.e., that none of the applicants interviewed last week-end was suitable for further consideration as city manager in Milwaukie. Obviously, my optimism after the interview was ill-founded...

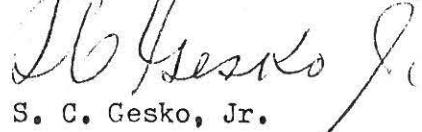
When Mr. Bailey called initially, to inform us of the invitation for the interview, my wife and I were elated. We wish to live in the West or Northwest, and had heard only favorable impressions of the Portland area. Admittedly, this elation was tempered a bit when we received the packet of material sent to the finalists. The newspaper articles were anything but encouraging. But, since many newspapers are largely purveyors of gloom and doom, we continued to look forward to the interview.

It was gratifying to meet the Council--individually and collectively--and observe that they were apparently working together...constructively. Both my wife and I were impressed with Dick Bailey and Ron Schanaker--mature individuals with whom we felt I could work very easily and effectively. We were impressed with everyone we met, and everything we saw, both in Milwaukie and its environs. The congregation at the church we attended on Sunday morning was very friendly, and we felt we could fit into the community as comfortably as we felt there in church.

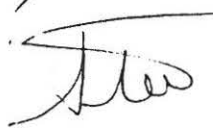
I suspect that new overtures have been made to Mr. Bailey, or are planned, to fill the vacancy on a permanent basis. This is understandable, since Mr. Bailey is a known quantity, and has kept the ship afloat during the interim period. No reflection on Mr. Bailey, of course, but if anyone with my training and experience attempts to enter the education field, he's absolutely prohibited without the requisite (certification and education administration) degrees. The reverse is anything but true, however, since we all know that anyone or everyone knows everything about government...

Under the circumstances, these comments are obviously academic, and should not be construed as reflecting any bitterness whatsoever. On the contrary, we remain grateful for the privilege of the interview, and the genuine hospitality shown us. As always, the decision of the Council is final, and must be respected. I'm truly sorry that it didn't work out differently. We wish the best to all of you, and to Milwaukie.

Respectfully and sincerely


S. C. Gesko, Jr.

NEWS RELEASE

→ COUNCIL FOR
INFO, 2 MARCH
MTC. 

Ingersoll-Rand Company's Proto Tool Division announces its 75th Anniversary in the hand tool industry. It all started in a small shop in Los Angeles when three men started the manufacture of hand tools under the "Plomb" name.

In 1921 two men, Petersen and Carlborg, moved their blacksmith shop from Idaho to the corner of Lewellyn and 32nd St. in Milwaukie. There they set up shop and started to manufacture P & C Hand Tools forged out of Ford axles.

In the 1940's Morris Pendleton, owner of Plomb Tool Co. merged with P & C Tool Co. of Milwaukie, Vlcek Tool Co. of Cleveland, Fleet Tool Co. of Chicago and Danielson Tool Co. of Jamestown, NY. Ingersoll-Rand Co. acquired the tool companies from Pendleton, Inc. in 1964 and they became the Proto Tool Division of Ingersoll-Rand.

The public is invited to an Open House Saturday, March 6 from 8:00am to 2:00pm commemorating the 75th Anniversary. The plant, located at 10330 SE 32nd St., will demonstrate the manufacturing techniques for the manufacture of screwdrivers, chisels, punches, sockets and torque wrenches.

The New Review
Oregon Journal

The Oregonian
Milwaukie Mayor, Joy Burgess

CITY OF MILWAUKIE



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

DATE: FEBRUARY 25, 1982
TO: INTERESTED CABLE TV FIRMS
FROM: GREG EADES, CITY ATTORNEY
SUBJECT: MILWAUKIE FRANCHISE NEGOTIATIONS

Instead of starting over with a new RFP after Liberty's proposal was rejected last January, we decided to immediately begin negotiations with any interested firms. Liberty was invited to participate at that point, but choose not to do so.

We didn't announce who we were talking to in order to encourage the widest possible participation and avoid the second guessing and other inappropriate tactics that might occur if the names of the players were disclosed. We planned to make the proposals public when they were in final form and presented to the Council for review.

All this was explained to representatives from Liberty, yet the city was still threatened with legal action if we did not tell Liberty who the other firms were and the details of their proposals. Because I felt that the city would be criticized unnecessarily over the very sensitive issue of what information should or should not be available to the public, I decided to release the names to Liberty and to the media at the same time on February 23. I did not, however, provide any details of any of the negotiations. Liberty apparently was satisfied with this, because we received their application fee the same afternoon.

I think that it's only fair to make this information available to all of you. Following are the firms who have asked to negotiate:

Cablesystems Multnomah East
Global Cable TV
Harmon & Company
Liberty Cable Television
Milwaukie Cablevision, Inc.
Satellite Communications, Inc.

As I have repeatedly explained, the size of the firm and factors like proximity to the city don't count. What we are looking for

MEMORANDUM
MILWAUKIE FRANCHISE NEGOTIATIONS
FEBRUARY 25, 1982

is a quality cable system, and I'm convinced that any of these firms could meet our needs. Each proposal developed will be given equal consideration and I insist that you continue to refrain from contacts with members of the City Council until such time as all the proposals can be presented for review.

I'd like to have the proposals in finished form within the next few weeks, so I would encourage you to work as quickly as you can. If you have any questions or comments, please call me or Mr. Downes.

Thank you for your continued cooperation.

GE/vk

FEB 62 11: 48

MILWAUKIE-OR

1516 West Airport
Lompoc, CA 93436
February 23, 1982


Richard Bailey, City Manager Pro Tem
City of Milwaukie
10722 Southeast Main Street
Milwaukie, Oregon 97222

Dear Mr. Bailey:

Enclosed are receipts for travel and meal expenses incurred by my wife and I for the City Manager interview. Travel expenses were \$592.00 and out-of-pocket meal expenses were \$46.85 for a total of \$638.85. Please refund this amount to Rocky Fluhart, 1516 West Airport Avenue, Lompoc, CA 93436.

My wife and I sincerely appreciate the outstanding hospitality of your staff and City Councilmembers while we were in Milwaukie.

Sincerely,


Rocky J. Fluhart

RJF:jcg

Enc.

February 22, 1982

Hon. Joy Burgess, Mayor
and City Councilors
City of Milwaukie

Dear Mayor Burgess:

My wife and I express our gratitude to you, the Council, Dick Bailey and Ron Schanaker, for the royal treatment accorded us this past week-end. If the interview was designed to place applicants at ease, it succeeded easily. The two hours seemed to go by much too quickly...

The accommodations were excellent, and dining at the Sunnyside was a continual delight. The dinner on Saturday evening was a relaxed affair, and we thoroughly enjoyed both the meal and the opportunity to socialize with all of you in an informal atmosphere. Providing a car for our personal use was truly a thoughtful gesture of hospitality.

Perhaps I committed a faux pas when I seemed to give Mr. Bailey singular credit for accomplishments during his recent tenure. Obviously, any successes are the results of mutual efforts. Had the Councilors not been willing (and capable) participants, nothing constructive could have been accomplished. As usual, the negative picture painted by the newspaper articles was exaggerated...

In a way, I was not surprised by the news this morning--that the Council did not make a selection yesterday (Sunday). If the Council intends to send individuals to the jurisdiction(s) served by the (successful) applicant, announcement of a selection might have been premature. This is rank speculation, of course, and may not be the reason at all for the news--or lack of it--this morning.

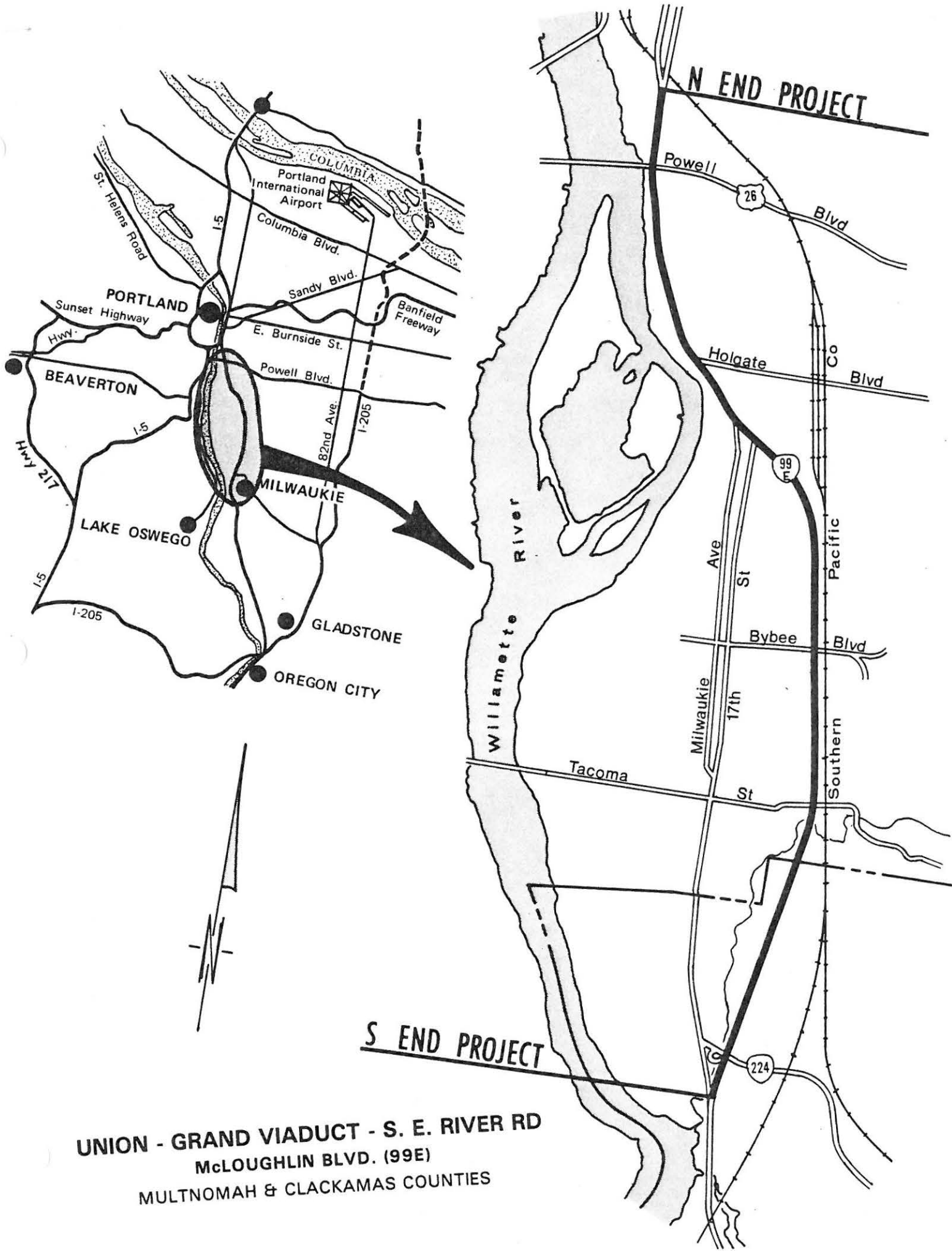
If any additional information is needed, it need only be requested.

Thank you once again for your hospitality. Whatever the outcome of your selection process, we wish nothing but the best for all of you personally, and for the City of Milwaukie.

Respectfully and sincerely,

Sam (i Jean) Gesko

Sam and Jean Gesko



UNION - GRAND VIADUCT - S. E. RIVER RD
McLOUGHLIN BLVD. (99E)
MULTNOMAH & CLACKAMAS COUNTIES

SUMMARY

1. Description of the Project:

This project would widen a section of McLoughlin Boulevard, U.S. 99E, in Multnomah and Clackamas Counties, Oregon. The purpose of the project is to increase the capacity of the corridor to provide to growing trip demand by adding additional lanes and encouraging a change of travel mode to transit and carpools. An additional goal is to remove through traffic from neighborhood streets. The 4.41 mile section runs from the Union-Grand Viaduct to S.E. River Road.

2. Major Alternatives Considered:

Three build alternatives and the No-Build Alternative are being considered. Alternative 1 would widen the roadway to 6 mixed traffic lanes plus two bus-carpool (HOV) lanes south of Harold Street and one reversible HOV lane north of Harold Street. Bus stations would be in the center of the roadway. Alternative 2 would have the same lane configuration, but only carpools would operate in the HOV lane. Buses would operate in the outside lanes. Alternative 3 would have 6 mixed lanes south of Harold Street and an additional reversible HOV lane north of Harold Street. This alternative has sufficient width to be restriped to the same configuration as Alternative 2. All alternatives are designed to be convertible to light rail transit. An overcrossing structure is offered as an optional treatment of the Tacoma Street and McLoughlin Boulevard intersection.

3. Summary of Significant Environmental Impacts:

Construction of one of the build alternatives would result in the expenditure of funds: an estimated \$23.4 million for Alternative 1, \$21.9 million for Alternative 2, and \$21.3 for Alternative 3. The Tacoma Overcrossing would cost an additional \$6.6 million.

The project would improve service levels on McLoughlin through the year 2000.

Right-of-way required would displace 18 businesses and 2 residences with Alternative 1 and 17 businesses and 2 residences with Alternatives 2 and 3. The Tacoma Overcrossing would displace an additional business.

A small amount of lawn area would be removed from an historic property. The historic value will not be affected.

A small amount of wetlands would be displaced. Some street trees would be removed: 15 of the 83 sequoia trees with all build alternatives; 4 oaks with Alternative 1 only; 45, 51 and 50 small, young maple trees with Alternatives 1, 2, and 3 respectively; and 32 (Alternative 1) and 42 Alternatives 2 and 3) cottonwoods and others. The Tacoma Overcrossing would remove 20 additional trees (not formal landscape trees).

Through traffic would be reduced on 17th and Milwaukie Avenues and other neighborhood streets. Capacity would be improved, providing an acceptable level of service until the year 2000.

Noise impacts would occur with all three alternatives. One noise barrier is proposed that will mitigate impacts at 24 residences.

4. Areas of Controversy:

There is concern about traffic in the neighborhoods particularly the Sellwood-Westmoreland Neighborhood. There is strong public support for preserving the street trees. There is controversy over which mode of transportation should be emphasized and when. There is public support for light rail as soon as possible as well as support for a freeway concept with no at-grade crossings.

5. Other Significant Federal Actions:

There are two Federal actions planned north and south of McLoughlin Boulevard. To the north, the East Marquam Ramps project, which is approved will connect U.S. 99E to I-5 at the northern terminus of this project. South of the project, a Transportation Systems Management Project on South McLoughlin will improve signal sequencing and make minor improvements to intersections improving the flow.

Goals and Design Constraints

A Technical Advisory Committee (TAC) made up of representatives of the various involved agencies as well as technical personnel from ODOT was formed. At the same time a Citizens Advisory Committee (CAC) was formed, made up of representatives of neighborhood groups in the affected area and other interested parties. Goals and design criteria were developed through the interaction of the TAC and CAC. Several alternatives were explored, including some previously discarded by METRO, and some proposed by the public. The alternatives resulting from this process and advanced in this document include a No-Build Alternative, three Build Alternatives, and a Design Option for the Tacoma Street Intersection. The goals established for the project by the TAC, CAC, and METRO are:

1. Relieve traffic congestion on McLoughlin Boulevard.
2. Remove through traffic from the neighborhoods.
3. Increase transit use, with a goal of 30% of the person trips generated in the corridor using transit by 2000.
4. Allow for possible future conversion to light rail.

In addition to the goals, several constraints which govern the design of the project build alternatives were identified. They are:

1. Preserve, where possible, the sequoia trees south of Ochoco Street and the large oak and maple trees north of Tacoma Street.

2. Plan no major roadway widening between Reedway and Powell Boulevard because of right-of-way restrictions.
3. Utilize the existing grade and alignment of McLoughlin Boulevard and do not add new access points.
4. Mass transit and High Occupancy Vehicle (HOV) traffic will be given priority design consideration over left turn movements from McLoughlin Boulevard.
5. The project design should complement the transportation systems management project on McLoughlin Boulevard south of Milwaukie and the East Marquam Bridge Ramps project north of Powell Boulevard.
6. The total cost of the project must not exceed the funding approved by METRO, March 1980.
7. Park or public recreational lands will not be used unless there is no feasible and prudent alternative.
8. The Milwaukie Avenue overcrossing structure will not be widened. A minimum of work will be done on other structures.
9. Minimum American Association of State Highway and Transportation Officials (AASHTO) Design Standards will be met.

ENVIRONMENTAL IMPACT SUMMARY
 McLOUGHLIN BOULEVARD PROJECT
 (Union-Grand Viaduct-S.E. River Road)

	No-Build	Alternative 1	Alternative 2	Alternative 3
Description	No changes. 4 lanes - 6 lanes from Reedway to Ross Island Bridge. Cost: 0	Six mixed lanes plus Bus/HOV lanes. Buses operate in center lanes with center stations for most of project length. Cost: \$23.4 million.	Six mixed lanes plus HOV lanes. Buses operate in outside lane, stop at curb. Cost: \$21.9 million.	Six mixed lanes. Buses operate in outside lane, stop at curb. Suffi- cient ROW to add HOV lanes later. Cost: \$21.3 million.
Traffic	System fails to provide adequate level of service. Traffic diverted to neighborhood streets.	Provides adequate ser- vice level through year 2000. Traffic reduced on neighborhood streets.	Provides adequate ser- vice level through year 2000. Traffic reduced on neighbor- hood streets.	Provides adequate level of service through 1991 then must be restriped to add HOV lanes. Reduces traffic on neighborhood streets.
Public Transit	Discourages transit use because buses would operate in increasingly con- gested conditions.	Provides transit priority lane but does not work as efficiently as curbside service.	Buses stop at curb side. Operate in mixed traffic. Most efficient alternative for transit.	Buses operate in mixed traffic, stop at curbside. Efficient as Alt. 2 until 1991 then only if roadway is re- striped to add HOV lanes.
Convertibility to Light Rail	Does not acquire right-of-way necessary for conversion. Does not build ridership to justify light rail.	Establishes stations that could be used for light rail. An exist- ing service would be disrupted during con- version. Additional ROW required.	Conversion would dis- place an established use (HOV lanes). Additional ROW required.	If converted before restriping, could be converted with the least disruption of all the alternatives. Additional ROW required.

ENVIRONMENTAL IMPACT SUMMARY
 McLOUGHLIN BOULEVARD PROJECT
 (Union-Grand Viaduct-S.E. River Road)

	No-Build	Alternative 1	Alternative 2	Alternative 3
Safety	Accident rate low except at Tacoma intersection.	Introduces confusion factor and obstacles in center of roadway.	Should reduce Tacoma intersection safety problem.	If restriped after 1991, lanes and shoulders would become narrower, reducing margin of safety.
Right-of-Way	None.	Area acquired-16.74 acres. Displacements: Businesses: 18 Residences: 2 Impacted, not displaced: 16 (businesses)	Area acquired-14.61 acres. Displacements: Businesses: 17 Residences: 2 Impacted, not displaced: 16 (businesses)	Area acquired-14.61 acres. Displacements: Businesses: 17 Residences: 2 Impacted, not displaced: 16 (businesses)
Aesthetics and Trees	None.	Reduction in open space. Tree impacts: 15 sequoias (83 total) 4 oaks 45 small maples 32 others	Reduction in open space. Tree impacts: 15 sequoias (83 total) 51 small maples 42 others	Reduction in open space. Tree Impacts: 15 sequoias (83 total) 50 small maples 42 others
Planning & Land Use	Inconsistent with acknowledged plans. No change in land use anticipated.	Consistent with acknowledged plans. Land use may intensify, single family to multiple family, etc.	Consistent with acknowledged plans. Land use may intensify, single family to multiple family, etc.	Consistent with acknowledged plans. Land use may intensify, single family to multiple family, etc.
Parks & Recreation	None.	Minor noise reduction. Removes on-street parking used by Westmoreland Park patrons.	Minor noise reduction. Removes on-street parking used by Westmoreland Park patrons.	Minor noise reduction. Removes on-street parking used by Westmoreland Park patrons.

ENVIRONMENTAL IMPACT SUMMARY
 McLOUGHLIN BOULEVARD PROJECT
 (Union-Grand Viaduct-S.E. River Road)

	No-Build	Alternative 1	Alternative 2	Alternative 3
Noise	Structures Impacted: Commercial: 18 Residential: Exterior: 46 Interior: 62	Structures Impacted: Commercial: 23 Residential: Exterior: 46 Interior: 62 One barrier, miti- gating 24 residences, is proposed.	Structures Impacted: Commercial: 23 Residential: Exterior: 46 Interior: 62 One barrier, miti- gating 24 residences, is proposed.	Structures Impacted: Commercial: 23 Residential: Exterior: 46 Interior: 62 One barrier, miti- gating 24 residences, is proposed.
Economic	Possible negative impact on Sellwood commercial area. Congestion retards industrial growth.	Loss of jobs due to displaced businesses unless re-established in the area. Improved conditions for commercial activity along McLoughlin and in Sellwood area.	Loss of jobs due to displaced businesses unless re-established in the area. Improved conditions for commercial activity along McLoughlin and in Sellwood area.	Loss of jobs due to displaced businesses unless re-established in the area. Improved conditions for commercial activity along McLoughlin and in Sellwood area.
Housing & Population	Little change from existing. May retard planned growth.	Little change in the immediate area. Planned growth south- east of project may proceed at faster rate.	Little change in the immediate area. Planned growth south- east of project may proceed at faster rate.	Little change in the immediate area. Planned growth south- east of project may proceed at faster rate.
Cultural Resources	None.	Takes small portion of lawn area of Register Eligible Highway Office.	Takes small portion of lawn area of Register Eligible Highway Office.	Takes small portion of lawn area of Register Eligible Highway Office.
Air Quality	Emissions slightly higher than build alternatives.	Consistent with state implementation plan.	Consistent with state implementation plan.	Consistent with state implementation plan.

ENVIRONMENTAL IMPACT SUMMARY
 McLOUGHLIN BOULEVARD PROJECT
 (Union-Grand Viaduct-S.E. River Road)

	No-Build	Alternative 1	Alternative 2	Alternative 3
Water Quality Floodplain Wetlands	None.	Minor siltation during construction. Some floodplain encroachment, will be mitigated. Wetlands loss approximately 0.2 acres. Will be mitigated if possible.	Minor siltation during construction. Some floodplain encroachment, will be mitigated. Wetlands loss approximately 0.2 acres. Will be mitigated if possible.	Minor siltation during construction. Some floodplain encroachment, will be mitigated. Wetlands loss approximately 0.2 acres. Will be mitigated if possible.
Biology	None.	Reduction of habitat. Shift in remaining population of wild-life to more desirable species.	Reduction of habitat. Shift in remaining population of wild-life to more desirable species.	Reduction of habitat. Shift in remaining population of wild-life to more desirable species.
Geology	None.	No significant problems.	No significant problems.	No significant problems.

ENVIRONMENTAL IMPACT SUMMARY
McLOUGHLIN BOULEVARD PROJECT
(Union-Grand Viaduct-S.E. River Road)

TACOMA INTERSECTION

	At-Grade Option	Overcrossing Option
Description	At grade intersection. Left turns would be accomplished by a right turn loop and necessitate crossing McLoughlin at one of two signalized crossings.	Structure overcrosses McLoughlin Boulevard and the railroad tracks. Full access to McLoughlin Boulevard by ramps. Industrial area east of highway would be subject to out of direction travel.
Cost	---	Additional: 7.6 million.
Right-of-Way	---	Additional acres: 5.58 Displacements: Businesses: 1 Residences: 0 Impacted, not displaced: Businesses: 2
Traffic	Eliminates turning conflicts but adds an intersection. Will operate at an acceptable level of service until the mid to late 1990s.	Creates free flow on McLoughlin and reduces accident potential. Removes conflicts with the railroad. Problem of backed up traffic would occur at another intersection if this one no longer acts as a meter.
Natural Environment	Minor habitat impacts.	Has greater wetland, floodplain, and wild-life habitat impacts than the at-grade option.