

## CITY COUNCIL MEETING

March 15, 1976

7 p.m.

COUNCIL CHAMBERS1264th Meeting

The one thousand two hundred sixty-fourth meeting of the Council of the City of Milwaukie, Oregon, was held on the 15th day of March, 1976, with the following councilpersons present:

C. Mervin Englund	Jerry N. Hutchison
Charles E. Swan	Mayor Bill Hupp
Joy Burgess	

Also present:

Harold L. Schilling, City Manager	Myer Avedovech, City Attorney
J. Wayne Daigle, Dir. of P.W.	Dorothy E. Farrell, Secretary
Al Jones, Acting Fire Chief	

The Pledge of Allegiance was recited.

CONSENT CALENDAR

- a) Approval of minutes - March 1, 1976, Council meeting
- b) Letter from CRAG re Community Development Block Grant
- c) Letter from City of Wilsonville to LCDC
- d) Liquor license application - Cliff J. Hanson (formerly Speed's)
- e) Final Order - Peace Officers v. Milwaukie ERB case
- f) Willamette Greenway material

It was MOVED by Hutchison, SECONDED by Burgess, to adopt the Consent Calendar. Councilwoman Burgess asked to have items b and d removed for discussion.

b) Letter has been received from CRAG, dated March 4, noting that CRAG has reviewed Milwaukie's preapplication for Community Development Block Grant funding for fiscal year 1976 and will recommend to HUD that Milwaukie be invited to apply for final application.

Mrs. Burgess asked questions which will be answered later in the meeting.

c) City of Wilsonville has sent copy of letter to LCDC, dated March 2, concerning Willamette Greenway boundary.

d) Police Chief has indicated background investigation has been conducted and there is no objection to issuance of liquor license to Cliff J. Hanson, for 11056 SE Main Street, formerly Speed's Restaurant. Mrs. Burgess asked questions about the restaurant operation.

e) Employment Relations Board has submitted its rulings on motions, findings of fact, conclusions of law and order in Case No. C-533, Clackamas County Peace Officers Association v. City of Milwaukie, ruling that police sergeants in Milwaukie are management

f) Informational materials on Willamette Greenway have been provided by staff.

Mayor restated the motion to include all consent calendar items, and MOTION CARRIED unanimously and so ordered.

SEWER ASSESSMENT REVIEW COMMITTEE REPORT

Public Works Director has made recommendation concerning properties whose basements cannot be served by gravity, including Fontaine, Rife, and Martinez. He and the Sewer Assessment Review Committee recommend a city-maintained pump, at an approximate cost of \$4000. It was MOVED by Hutchison, SECONDED by Burgess, to accept the

committee's report and staff recommendation in this matter and direct staff to proceed accordingly. Attorney for property owners brought up the question of whether check valves would be installed, and was told they would not. The property owners felt check valves would be necessary. Staff was asked to report on the cost and necessity of check valves, at the next Council meeting. The maker and seconder of the motion concurred in withdrawing the motion.

DOWNTOWN SIDEWALK QUESTIONNAIRE REPORT

Staff has summarized responses to downtown sidewalk questionnaire, in a memo dated March 9, 1976. The questionnaire had asked for agreement or disagreement with a plan for downtown sidewalk improvements consonant with the downtown improvement plan prepared by CH2M, including intersection butterflies and brick paver inserts, with cost estimates. The majority of persons who responded did not agree with that approach.

Staff was asked to report on the cost of sidewalks around City Hall block, using two different approaches, with brick pavers and not using brick pavers.

It was MOVED by Swan, SECONDED by Hutchison, to formally drop the sidewalk design as shown in the downtown improvement plan, and direct staff to come up with the most logical way to allow a deviation from standard sidewalk design. MOTION CARRIED with the following roll-call vote: AYES: Englund, Swan, Hutchison and Hupp. NOES: Burgess.

It was MOVED by Burgess, SECONDED by Englund, that the city commence forthwith to enforce its sidewalk ordinance previously adopted by the Council. MOTION CARRIED unanimously and so ordered.

ORDINANCE NUMBER 1336 - AMENDING BOND SALE ORDINANCE

It was MOVED by Burgess, SECONDED by Hutchison, to read Ordinance Number 1336 (AN ORDINANCE AMENDING ORDINANCE NUMBER 1331, AUTHORIZING THE ISSUANCE AND SALE OF \$2,140,000 OF GENERAL OBLIGATION IMPROVEMENT BONDS, AND DECLARING AN EMERGENCY) the first time by title only. MOTION CARRIED unanimously and so ordered. It was MOVED by Hutchison, SECONDED by Burgess, to read Ordinance 1336 the second time by title only. MOTION CARRIED unanimously and so ordered.

It was MOVED by Burgess, SECONDED by Hutchison, to adopt Ordinance 1336. Ordinance 1336 was put on its passage with the following roll-call vote: AYES: Englund, Swan, Burgess, Hutchison and Hupp. NOES: None. Ordinance 1336 passed the Council and was so declared by the Mayor.

REPORT FROM PUBLIC WORKS DIRECTOR ON LICYNTRA STREET PROBLEM

On December 15, 1975, Council directed that the Public Works Director look into the matter of rocks placed along Licyntra Lane, in response to a letter from Mrs. William Speight, a Licyntra resident. Public Works Director reports the rocks will be removed in the process of cleaning the street after storm sewer construction.

MEMO FROM MAYOR RE MINUTES

Mayor has written memo, dated March 10, on the contents of minutes and amendments thereto. City Attorney has written memo, dated March 12, on the meaning and intent of ORS 192.650, relating to

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minutes.

(Meeting recessed at 8:15 p.m., reconvened at 8:25 p.m. with all present.)

ORDINANCE NUMBER 1337 - AMENDMENT TO ZONING ORDINANCE AND PLANNED DEVELOPMENT ORDINANCE

It was MOVED by Burgess, SECONDED by Hutchison, to read Ordinance Number 1337 (AN ORDINANCE AMENDING ORDINANCE NUMBER 1292, AS AMENDED, PROVIDING FOR REZONING OF CERTAIN PROPERTY IN THE CITY OF MILWAUKIE, CLACKAMAS COUNTY, OREGON, FROM R-7 ZONE TO R-7 (PD) ZONE, AND AMENDING ORDINANCE NUMBER 1316, AS AMENDED) the first time by title only. MOTION CARRIED unanimously and so ordered. It was MOVED by Burgess, SECONDED by Hutchison, to read Ordinance 1337 the second time by title only. MOTION CARRIED unanimously and so ordered. It was MOVED by Burgess, SECONDED by Hutchison, to adopt Ordinance 1337. Ordinance 1337 was put on its passage with the following roll-call vote: AYES: Englund, Swan, Burgess, Hutchison and Hupp. NOES: None. Ordinance 1337 passed the Council and was so declared by the Mayor.

OTHER BUSINESS

1. City has received copy of letter from Chairman of Board of Commissioners of Stanley Water District, dated March 11, addressed to City of Portland Water Bureau, concerning water service to Precision Castparts and Ford Industries
2. Manager has drafted letter to H. R. Wacker and Associates, appraisers, requesting a value appraisal of the city parking lot west of City Hall, and asked Council concurrence that the letter be sent. After discussion of the cost estimate of the appraisal, it was MOVED by Englund, SECONDED by Hutchison, to authorize the Manager to proceed with the firm he feels best qualified, and do it with the least possible cost. MOTION CARRIED unanimously and so ordered.

AMENDED COMMUNITY BLOCK GRANT APPLICATION

Floyd Arms, Portland area coordinator for Community Development Block Grant applications, consulted with Manager and Planning Department and recommended an amended application. Council has received copy of the application form.

OTHER BUSINESS

1. Manager has received letter from President of First State Bank, dated March 15, concerning assessment for city parking lot.
2. Staff has written memo, dated March 11, outlining bids for lettering on doors in City Hall. It was MOVED by Swan, SECONDED by Burgess, to engage David Foster to complete the required painting as the low bidder, with a price of \$185.
3. Tri-County Local Government Commission will meet at 7:30 p.m. March 18. Mrs. Burgess reported on subcommittee progress.
4. City Council of Lincoln City has sent copy of their resolution supporting petitions for referendum on repeal of Senate Bill 100 (ORS Chapter 197).
5. Council has received copy of letter from attorney for Clackamas County Peace Officers Association re ERB ruling on Police Investigator

issue, as well as copy of City Manager's response to that letter. The consensus was that Council supports the Manager' position in the matter.

6. There was discussion of the number of CETA positions presently funded.

7. There was discussion of posting defective sidewalks, and whether the city would be able to repair the sidewalks in a timely fashion if the property owner did not.

8. Manager introduced Darryl Altman, Chairman of Executive Board of Neighborhood Council No. 1.

PAYMENT OF BILLS

It was MOVED by Hutchison, SECONDED by Burgess, that the bills listed for March 15, 1976 payment be approved for payment. MOTION CARRIED unanimously and so ordered.

CITY HALL REMODELING

There was discussion with the architect on the quality of work done on city hall remodeling.

Meeting adjourned at 10:15 p.m.

Bill Hupp  
Bill Hupp, Mayor

ATTEST:

Dorothy E. Farrell  
Dorothy E. Farrell, Secretary

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CITY OF MILWAUKIE  
BILLS PAYABLE ON MARCH 15, 1976

<u>VENDOR</u>	<u>TOTAL</u>	<u>DEPT.</u>	<u>AMOUNT</u>
1. Act 1 Uniform Service	27.87	1-3 1-4 1-5 1-6	7.42 11.95 1.70 6.80
2. Baker & Taylor	8.66	1-6	8.66
3. Bentley's Boat Tops & Upholstery	308.50	1-4	308.50
4. Bruce Bischof	415.60	1-1	415.60
5. Boise Cascade Office Products	103.00	1-2 1-8 1-10 1-13	38.20 6.80 .75 57.25
6. Books for Libraries	46.45	1-6	46.45
7. Gary Brandstetter	93.00	1-12	93.00
8. Goodson Records	183.68	1-6	183.68
9. Campbell Lumber Co.	380.00	4-	380.00
10. Gargni Janitorial Service	370.00	1-3	370.00
11. Cascade Microfilm Systems	119.50	1-9 1-10	17.50 102.00
12. Cash's Cleaners	295.15	1-5	295.15
13. Charlie Halwig	96.04	1-2 1-4 1-5 1-8 1-9 1-10 1-12 1-13 4-	17.34 13.44 39.44 4.00 4.00 7.59 2.64 6.11 1.48
14. Clackamas County/Dept. of Public Works	28.98	1-7	28.98
15. Clackamas County Law Enforcement Council	25.00	1-5	25.00
16. Clackamas County Service District #1	5,361.80	20-	5,361.80
17. Contacts Influential	111.30	1-6	111.30
18. Fred Meyer	24.53	1-3	24.53
19. General Spray Service	165.00	1-7	165.00
20. J.K. Gill	196.93	1-2	196.93
21. Goldsmith Co.	8.50	1-4	8.50
22. Graphic Products Distributors	5.00	1-9	5.00
23. International City Management Assoc.	24.50	1-2	24.50
24. Itz-A Print Shop	32.00	5-	32.00
25. Josten's Book Lease Plan	576.00	1-6	576.00
26. Jury Fees	10.00	1-8	10.00
27. K & K Color Lab	34.88	1-5 1-7 1-9	21.61 5.32 27.95
28. Arthur B. Knauze	85.00	1-8	85.00
29. Main Line Book Co.	178.43	1-6	178.43
30. Janet H. Mandaville	13.45	1-2	13.45
31. Metropolitan Utility Coordinating Council	25.00	4-	25.00
32. Milwaukee Fire Protection District #56	1,928.50	1-4	1,928.50
33. Milwaukee Plumbing	449.02	5-	449.02
34. Milwaukee Police Reserve	22.00	1-8	22.00

CITY OF PORTLAND  
STATE DEPARTMENT OF REVENUE, 1937 (continued)

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INDEX	AMOUNT	DATE	AMOUNT
13. Multicultural Resources	5.00	1-8	5.00
14. Multigraphing Division	60.71	1-11	60.71
15. Hayes O'Connell & Co.	292.72	1-8	292.72
16. National Harmony	1,050.00	1-7	1,050.00
19. Northwest Natural Gas Co.	170.51	1-1	170.51
		1-2	42.65
21. Don O'Brien	12.35	1-13	12.35
22. State of Oregon/Dept. of Motor Vehicles	45.00	1-8	45.00
23. Oregon City Laundry	86.01	1-4	86.01
24. Oregon City Plumbing	785.00	12-	785.00
25. Oregon State Bar	75.00	1-12	75.00
26. Petty Cash	134.45	1-1	3.91
		1-2	18.80
		1-3	4.71
		1-4	15.75
		1-5	8.50
		1-6	9.39
		1-10	35.25
		1-13	6.01
		4-	16.57
		5-	.50
		10-	15.46
27. Milroy Boxes	240.00	1-13	240.00
28. Portland General Electric	2,751.95	1-1	17.79
		1-3	228.64
		1-4	58.50
		1-5	119.80
		1-6	180.42
		1-7	5.00
		4-	113.85
		20-	84.87
		10-	1,547.08
29. Publications Division-Cornell University	3.00	1-2	3.00
32. Radiocorder	58.55	1-4	58.55
33. Review	101.33	1-1	101.33
34. Royale Coffee Service	27.44	1-1	27.44
		1-9	7.82
35. Sherrill Williams	7.54	1-	7.54
36. Southern Pacific Transportation	100.00	6-	100.00
37. Spring Creek Apartments	56.00	1-5	56.00
38. Suburban Fees	5.00	1-8	5.00
39. Van-County Office Machines	46.50	1-13	46.50
40. Valley Lock & Key Service	42.00	1-5	42.00
41. Veng Laboratories	303.97	1-2	76.00
		1-9	75.99
		1-10	75.99
		1-14	75.99
42. Vetro's Supplies	341.27	30-	341.27
43. West Chemical Products	22.50	1-3	22.50
44. Western Drug Label Co.	16.00	1-5	16.00

CITY OF MILWAUKIE  
BILLS PAYABLE ON MARCH 15, 1976 (continued)

<u>VENDOR</u>	<u>TOTAL</u>	<u>DEPT.</u>	<u>AMOUNT</u>
62. Western Government Research Assoc.	8.00	1-14	8.00
63. Wilco Fire Equipment Co.	16.70	1-4	16.70
64. Willamette Western Corporation	26.76	4-	26.76
65. B.J. Workman	7.80	1-5	7.80
66. Xerox Corporation	248.20	1-5	<u>248.20</u>
		<b>TOTAL</b>	<b>\$18,525.39</b>

1-1	GENERAL GOVERNMENT	\$562.07
1-2	ADMINISTRATION	388.22
1-3	CITY HALL	665.44
1-4	FIRE	2,507.00
1-5	POLICE	1,157.92
1-6	LIBRARY	1,319.13
1-7	PARKS & GROUNDS	1,254.30
1-8	MUNICIPAL COURT	177.80
1-9	PLANNING	138.25
1-10	PUBLIC WORKS	221.58
1-12	LEGAL	170.64
1-13	FINANCE	428.93
1-14	CIVIL SERVICE	83.99
4-	STREET	694.47
5-	SEWER IMPROVEMENT	481.52
6-	STREET IMPROVEMENT	100.00
12-	REVENUE SHARING	785.00
20-	SEWER	5,446.67
30-	WATER	1,942.46