

MILWAUKIE  
CITY COUNCIL MEETING  
December 15, 1981  
7 p.m.

II a  
①

THE MILWAUKIE CENTER

1398TH MEETING

The one thousand three hundred ninety-eighth meeting of the Council of the City of Milwaukie, Oregon, was held at 7 p.m. on December 15, 1981, with the following councilors present:

Mel Paulson  
Donald W. Graf

Roger Hall  
Mayor Joy Burgess

Absent: Wallace Bischoff (excused)

Also present:

Richard Bailey, City Mgr. Pro Tem  
Steven Hall, P.W. Director  
Gordon Erickson, Finance Dir.  
Topaz Faulkner, Planning Dir.  
Ronald Schanaker, Police Chief

Marilyn Thompson, Libr. Dir.  
Jo Durand, Admin. Assistant  
Greg Eades, City Attorney  
Dorothy E. Farrell, Sec'y

The invocation was given by Mayor Burgess, and the Pledge of Allegiance was recited.

Mayor Burgess announced that Councilor Bischoff would either arrive late, or possibly would not be able to attend the meeting.

AUDIENCE PARTICIPATION

Mike Kyte and Lee Hames from Tri-Met discussed plans for timed transfer station on block between McLoughlin and Main, and between Harrison and Jackson. The original plan was for use of the entire block for a multi-story structure with a transit center on the ground floor, under a joint development by Tri-Met, the city, and possibly a developer. Tri-Met is recommending a second alternative because they do not feel there is much chance for government funding over the next three or four years for such a plan. The second option is for a one-half block transfer station facing on McLoughlin without a structure.

It was MOVED by Graf, SECONDED by Burgess, to approve option 2. MOTION CARRIED unanimously by those present.

MEMORANDUM FROM CAPITAL IMPROVEMENTS COMMITTEE

Donald L. Trotter, Chairman of Capital Improvements Committee, read memorandum from the committee to the City Council, dated December 14, 1981, concerning progress of the committee, and recommending the committee recess until the city budget has passed. It was MOVED by Paulson, SECONDED by Graf, that the Capital Improvements Committee be recessed until the budget has passed, and until the Council calls them into session. MOTION CARRIED unanimously by those present.

AUDIENCE PARTICIPATION

Arnold Callan, 12012 SE Wood, praised the Fire Department for their life-saving techniques.

PUBLIC HEARING - APPLICATION OF EMIL RITTENBACH FOR ANNEXATION

D ZONE CHANGE FOR PROPERTY AT 12909 SE VERNIE - A-81-3, ZC-81-5, PRC-81-2 RESOLUTION NUMBER 31-1981

Emil and Betty V. Rittenbach, applicants and property owners, have requested annexation of property north of their home at 12909 SE Vernie Avenue, Tax Lot 501, to obtain city services;

requested Comprehensive Plan Map amendment from county low-density residential to city low-density residential; and requested zone change from county R-7 to city R-10. The Planning Commission recommends annexation of tax lots 500 and 501. Public hearing was declared open at 7:30 p.m. Staff report was given by Planning Director. There has been no correspondence received; no one appeared to speak in favor of or in opposition to the annexation and related matters. Public hearing was closed at 7:35 p.m.

It was MOVED by Paulson, SECONDED by Graf, to adopt Resolution Number 31-1981 (A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE APPROVING A REQUEST FOR ANNEXATION TO THE CITY OF MILWAUKIE). MOTION CARRIED unanimously by those present.

It was MOVED by Paulson, SECONDED by Graf, to read (AN ORDINANCE OF THE CITY OF MILWAUKIE, OREGON REZONING CERTAIN PROPERTY IN THE CITY FROM CLACKAMAS COUNTY R-7 TO CITY R-10, AND AMENDING ORDINANCE NUMBER 1438) the first time by title only. MOTION CARRIED unanimously by those present. The ordinance will be read the second time at the next Council meeting.

It was MOVED by Graf, SECONDED by Paulson, to read (AN ORDINANCE OF THE CITY OF MILWAUKIE, OREGON PROVIDING FOR THE RECLASSIFICATION OF CERTAIN PROPERTY IN THE CITY FROM CLACKAMAS COUNTY LOW DENSITY TO CITY LOW DENSITY RESIDENTIAL AND AMENDING ORDINANCE NUMBER 1437 (COMPREHENSIVE PLAN) AND THE COMPREHENSIVE PLAN MAP ACCORDINGLY) the first time by title only. MOTION CARRIED unanimously by those present. The ordinance will be read the second time at the next Council meeting.

PUBLIC HEARING - APPLICATION OF BERNICE LYNCH FOR ANNEXATION AND ZONE CHANGE FOR PROPERTY AT 12374 SE OATFIELD ROAD - A-81-4, ZC-81-6, PRC-81-3 - RESOLUTION NUMBER 32-1981

Bernice Lynch, applicant, and Ellison Morgan and Bernice Lynch, owners, have requested annexation of property at 12374 SE Oatfield Road, north of Kellogg Creek and east of Oatfield Road, to obtain city water and sewer; requested Comprehensive Plan Map amendment from county low-density residential to city low-density residential; and requested zone change from county R-7 to city R-7. The Planning Commission recommends zone change from county R-7 to city R-10.

Public hearing was declared open at 7:37 p.m. Staff report was given by Planning Director. Council has received letter, dated December 5, 1981, from Court L. and Marjorie M. Koerner, 12300 SE Oatfield Road, saying they are against any increase in density in this neighborhood.

Bernice Lynch, applicant, asked the Council to reconsider the Planning Commission recommendation for zone change to R-10, saying she would prefer R-7.

Stan Gatzmyer, 3422 SE Guilford, spoke in favor of the R-10 designation recommended by the Planning Commission.

Public hearing was closed at 8:05 p.m.

It was MOVED by Paulson, SECONDED by Graf, to go along with the decision of the Planning Commission to change the zone to R-10.

MOTION CARRIED unanimously by those present.

It was MOVED by Graf, SECONDED by Hall, to read (AN ORDINANCE OF

THE CITY OF MILWAUKIE, OREGON REZONING CERTAIN PROPERTY IN THE CITY FROM CLACKAMAS COUNTY R-7 TO CITY R-10 AND AMENDING ORDINANCE NUMBER 1438) the first time by title only. MOTION CARRIED unanimously by those present. The ordinance will be read the second time at the next meeting. V  
a  
③

It was MOVED by Graf, SECONDED by Hall, to read (AN ORDINANCE OF THE CITY OF MILWAUKIE, OREGON PROVIDING FOR THE RECLASSIFICATION OF CERTAIN PROPERTY IN THE CITY FROM CLACKAMAS COUNTY LOW DENSITY TO CITY LOW DENSITY RESIDENTIAL AND AMENDING ORDINANCE NUMBER 1437 (COMPREHENSIVE PLAN) AND THE COMPREHENSIVE PLAN MAP ACCORDINGLY) the first time by title only. MOTION CARRIED unanimously by those present. The ordinance will be read the second time at the next meeting.

It was MOVED by Graf, SECONDED by Hall, to adopt Resolution Number 32-1981 (A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE APPROVING A REQUEST FOR ANNEXATION TO THE CITY OF MILWAUKIE). MOTION CARRIED unanimously by those present.

#### PAYMENT OF BILLS

It was MOVED by Graf, SECONDED by Hall, that the bills listed for December 15, 1981 payment be approved for payment. MOTION CARRIED unanimously by those present.

#### DECISION ON CABLE TV FRANCHISE PROPOSAL

City Attorney recommended the city enter into negotiations with Liberty Cable TV to attempt to negotiate a franchise in a short period of time. It was MOVED by Burgess, SECONDED by Paulson, that the City Council enter into negotiations with Liberty Cable TV and that through close negotiations some agreement by both parties can be reached by the next Council meeting. MOTION CARRIED unanimously by those present.

#### RESOLUTION NUMBER 33-1981 - PROVIDING FOR UTILITY SERVICE OUTSIDE CITY IN EXCHANGE FOR EASEMENT

It was Council consensus that the resolution be rewritten to include a reference to the safety factor involved. It was MOVED by Graf, SECONDED by Paulson, to adopt Resolution Number 33-1981 (A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE PROVIDING FOR UTILITY SERVICE OUTSIDE THE CITY), as amended. MOTION CARRIED unanimously by those present.

#### VERBAL REPORT ON CLACKAMAS COMMUNITY COLLEGE COMMUNITY DEVELOPMENT COORDINATOR PROGRAM

Planning Director reported on city's progress in obtaining a Clackamas Community College Community Development Coordinator.

#### PLAN FOR REPLACEMENT OF HOWITZER AT NORTH CLACKAMAS PARK

Parks and Recreation Superintendent has written memorandum, dated December 7, 1981, concerning plan for replacement of howitzer at North Clackamas Park. Council concurred in the plan to construct a small gazebo or shelter on the slab which once served as a base for the howitzer and erect a flag pole near the structure, with a plaque or plaques to be placed on the structure and/or flagpole, commemorating Milwaukie's and North Clackamas County's veterans.

CONSENT AGENDA

a) Approval of minutes - December 1 and 10, 1981 meetings  
It was MOVED by Graf, SECONDED by Paulson, to adopt the Consent Agenda. MOTION CARRIED unanimously by those present.

IV  
a  
(4)

INFORMATION ITEMS

- a) Library Board minutes - 11/25/81
- b) Planning Commission minutes - 10/27/81
- c) Parks and Recreation Commission minutes - 11/23/81
- d) Press release on committee vacancies
- e) Report on proposed Clackamas County Senior Services Serial Levy
- f) Impact of a Police/Fire Serial Levy

(Meeting recessed at 8:40 p.m., reconvened at 8:50 p.m. with all present.)

ALTERNATIVE MANAGEMENT PROGRAM

Manager has written memorandum, dated December 10, 1981, concerning Alternative Management Program, including the following parts:

- 1) Alternative Management Program, Purpose and Issues
- 2) The New Organization: Review and Update
- 3) Options which Relate to Steps or Decisions Required to Implement the Alternative Management Plan
- 4) Recommendations
- 5) Technological Enhancements: Development Process
- 6) Options for Budget Reductions Feasible Under the Proposed Alternative Management Plan
- 7) Other Alternatives (street lighting fee, franchising water and sewer operations, reducing legal services, eliminating the emergency rescue vehicle, attempting to limit salary increases)
- 8) Management Compensation
- 9) Phased Implementation
- 10) Responses to the Proposed Alternative Management Program.

The Manager said the Alternative Management Program itself should be separated from any potential budget cuts; it should be able to stand alone without cuts.

It was MOVED by Burgess, SECONDED by Paulson, that the City Council accept the recommendation on page 15 as recommended by the City Manager on these six points, and that it give staff direction to proceed to develop an alternative management plan.

It was MOVED by Paulson, SECONDED by Burgess, to amend the motion to provide that acceptance of the main motion will not preclude the Council from challenging options in various departments.

MOTION CARRIED unanimously by those present.

On the main motion, as amended, MOTION CARRIED unanimously by those present.

It was MOVED by Graf, SECONDED by Hall, to continue the meeting until the people who signed up to speak have been heard. MOTION CARRIED unanimously by those present.

A survey was suggested, to find out which services the voters consider to be priorities. Manager said he would bring Council a recommendation.

IV  
a  
5

It was MOVED by Burgess, SECONDED by Graf, to accept the memorandum from the City Manager, dated December 11, 1981, concerning management compensation, and the manager's recommendations contained therein. MOTION CARRIED unanimously by those present.

It was MOVED by Graf, SECONDED by Hall, to approve Option No. 3 on page 54 of the Alternative Management Program agenda item, concerning the Parks and Recreation Division. That option is to move toward greater cost recovery in the Parks and Recreation Division, maintain the positions of Parks and Recreation Superintendent and two Caretakers, reinstate two summer Park Aides, and transfer the division to the General Services Department. MOTION CARRIED unanimously by those present.

It was Council consensus to continue this meeting to 7 p.m. Thursday, December 17, to deal with policy issues, and if those matters are finished early enough, to go into the Budget Committee meeting which had been scheduled for that night.

It was MOVED by Hall, SECONDED by Graf, to adjourn the meeting. MOTION CARRIED unanimously by those present.

The meeting adjourned at 11:18 p.m.

Dorothy E. Farrell, Secretary

ATTEST:

Joy Burgess, Mayor