

MILWAUKIE
CITY COUNCIL MEETING
February 16, 1982

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

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.

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.

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