

MILWAUKIE
CITY COUNCIL MEETING
April 6, 1982
7 p.m.

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THE MILWAUKIE CENTER

1405th Meeting

The one thousand four hundred and fifth meeting of the City Council of the City of Milwaukie, Oregon was held at 7 p.m. on April 6, 1982 with the following councilors present:

Mel Paulson
Wallace Bischoff
Mayor Joy Burgess

Donald Graf
Roger Hall

Also present:

Hugh Brown, City Manager
Greg Eades, City Attorney
Topaz Faulkner, Community Services Director
Steven Hall, Public Works Director
Gordon Erickson, Finance Director
Laurie Perkin, Secretary

The invocation was given by Wallace Bischoff and the pledge of allegiance was recited.

AUDIENCE PARTICIPATION

Donald Tucker, 9886 SE 42nd Avenue, addressed the Council regarding a hazardous corner at 42nd and Harvey Street which he feels is improperly marked. Public Works Director said that Paul Roeger, Office Engineer, has been studying the problem and will have a recommendation soon. City Manager said that staff would be in contact with Mr. Tucker regarding the outcome of this research.

PUBLIC HEARING-OVERLAY ZONE-NORTHRIDGE HEIGHTS-ORDINANCE 1521
The public hearing was declared open at 7:10 p.m. No conflict of interest was declared and no one appeared to challenge the planned development. The following correspondence was received in opposition to the planned development:

.Letter from Wilfred and Grace Burrell, 12178 SE 37th

Letter from Mr. and Mrs. Patrick Costello, 12156 SE 37th

Topaz Faulkner, Community Services Director, presented staff report. She pointed out where the planned development was on the map provided and explained the overlay zone. She referred to the twenty findings of the Planning Commission dated March 9, 1982.

Leo Bauman, 9570 SW Barbur Blvd, Portland, explained the layout of the subdivision consisting of single family residences. Each building will look like one house with private entrances and driveways.

Ray Bartel, 2515 SE Harrison, spoke of the design, the topography and ways in which problems of drainage had been worked out. This type of house will generate smaller families and the landscaping will be part of the development. The vegetation will be preserved. There are certain requirements by the State Highway Department that will have to be complied

with. The cost would be between 65 and 70 thousand dollars per unit and the total number of people would be approximately 47.5. There was discussion about screen fencing, traffic, access streets, establishment of a homeowners association, setbacks and storm drainage. (2)

Speaking in support of the planned development:

Bill Hupp, 2626 SE Washington

James Backenstos, 3626 SE Harrison

The public hearing was declared closed at 7:50 p.m.

It was MOVED by Graf, SECONDED by Bischoff, to read Ordinance 1521 (AN ORDINANCE OF THE CITY OF MILWAUKIE ADOPTING A PLANNED DEVELOPMENT OVERLAY ZONE FOR NORTHRIDGE HEIGHTS) the first time by title only. MOTION CARRIED by the following roll call vote: AYES: Bischoff, Burgess, Graf, Hall. NO: Paulson. Paulson expressed his opposition to the planned development and stated his concern about traffic problems among other things. He said there were many people who had expressed their opposition to this project. The second reading of the ordinance will be carried over to the April 20, 1982 meeting.

LEGISLATION

It was MOVED by Paulson, SECONDED by Hall that the bills listed for payment on April 6, 1982 be approved. MOTION CARRIED unanimously.

Ballot Measure # 4-Gas Tax

Public Works Director has requested Council support of Ballot Measure # 4, which will implement a three year program of increasing the state gas tax at a rate of 1¢ per gallon per year. The additional revenues this would provide would help in the maintenance of city streets. There was general discussion on the amount of revenue provided and how the funds would be used. It was MOVED by Graf, SECONDED by Bischoff to approve Public Works Director's recommendation to support Ballot Measure # 4. MOTION CARRIED with the following roll call vote: AYES: Bischoff, Graf, Hall. NOES: Paulson, Burgess.

Wichita Water District

Public Works Director has prepared memo dated March 31, 1982 recommending action regarding Wichita Water District. Since this time, city staff has learned that Wichita Water District is not seeking annexation with Clackamas Water District and Public Works Director requested Council to approve continued negotiations as previously authorized by the Council on March 16, 1982. There was discussion on the advantages of assumption of this district. Public Works Director said that it would benefit city since the Wichita system runs through the city and is in as good a condition as the city's. There was discussion on how much it would be to provide service to the approximately 33 customers outside district from Linwood on Monroe to Maplehurst and south. It was MOVED by Graf, SECONDED by hall to approve staff's request to continue negotiations with Wichita Water District. MOTION CARRIED unanimously.

City Attorney asked that Council hold over discussion on Cable Communications Commission until Other Business.

Presentation of annual audit report

Bill Landware, Consultant from Coopers and Lybrand, presented Council with audit report for the year ending June 30, 1981 dated September 15, 1981 along with recommendations of things to be done regarding general accounting procedures and legal compliance. Among the recommendations was that city establish accountability over fixed assets. There was discussion on fixed asset records. Public Works Director said that the Public Works Dept. was in the process of detailing fixed assets and hoped to have a report in 8 months. There was discussion on the equipment repair fund, appropriations, and LID projects.

Diane Palmer, of Citizens for Humane Euthanasia addressed the Council concerning the current use of the decompression chamber by the county. She provided Council with documentation concerning cost, described the process which she termed inhumane, and reviewed history of citizen's fight against the decompression chamber. She said that many states had discontinued the use and urged the City Council to take a stand against this practice and so inform the County Commission. It was MOVED by Burgess, SECONDED by Hall, that a letter be sent to the County Commissioners notifying them of Council's support of the stand taken by Citizens for Humane Euthanasia to discontinue use of the decompression chamber. MOTION CARRIED unanimously.

Parc's request for sponsorship of baseball-softball teams
Graf asked if there were funds in the Parks budget for this. Randy Westrick, Parks and Recreation Supt., said the Parks did not budget for this, that it was a City Council item. It was MOVED by Graf, SECONDED by Bischoff, that the city sponsor two teams, subject to availability of funds. MOTION CARRIED unanimously.

Roof Repair-North Clackamas Park

Parks and Recreation Supt. explained damage to the roof over the shelter in the park and requested approval of repairs to be made by contractor. There was discussion of alternative solutions i.e. volunteer work. Westrick said that this was not feasible at this time, that he had already looked into this possibility. It was MOVED by Graf, SECONDED by Hall to concur with recommendation of Parks and Recreation Supt. MOTION CARRIED unanimously.

There was discussion on the amount of money in the contingency fund. Erickson said there was approximately \$40,000.

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Burgess asked staff for a report concerning the 33 houses adjacent to Clackamas Water District. Public Works Director said that he would have a report on this at the next Council meeting.

Subdivision-Pippin Too, Street and Utility Improvements

Public Works Director has recommended acceptance of improvements in the above referenced subdivision amounting to \$11,822. It was noted that the developer for the subdivision has not completed the subdivision at this time and that the city is accepting only the sanitary sewer. It was MOVED by Hall, SECONDED by Bischoff to approve payment as recommended by P.W. Director.

Appointment of U.N. Day Chairman

There was concurrence by Council that Al Liane be appointed United Nations Day Chairman for 1982.

Water Well # 7 Progress Pay Estimate

Public Works Director has requested payment in the amount of \$12,001.35 to West Coast Drilling Co. for work completed on Well # 7. It was MOVED by Hall, SECONDED by Bischoff to approve payment to West Coast Drilling Co. for above referenced work. MOTION CARRIED unanimously.

CONSENT AGENDA

Approval of minutes, March 11, 16 and 25, 1982.

Liquor licenses, Kellogg Enterprises, Milwaukie Thriftway.

It was MOVED by Hall, SECONDED by Graf to approve the consent agenda. MOTION CARRIED unanimously. It was noted by Paulson that Milwaukie Thriftway is now called Milwaukie A.G. Market.

INFORMATION

L.O.C. Regional Meeting- Mayor Burgess and City Manager, Hugh Brown will be attending the LOC Regional meeting on April 13 in Lake Oswego.

Topaz Faulkner said that a meeting had been set up by North Clackamas County Chamber of Commerce on April 8 at Joe's Warehouse concerning economic development.

There was discussion on setting meeting dates for economic development, McLoughlin improvements, light rail and a meeting with Metro regarding the regional transportation plan. It was decided that a meeting be set for Thursday, April 15 at 6:30 p.m. to discuss the regional transportation plan with Metro and to discuss McLoughlin improvements. If there was time at this meeting economic development would also be discussed.

It was decided to interview candidates for Traffic Safety Commission at 6:30 April 20 prior to regular Council meeting.

OTHER BUSINESS

It was MOVED by Graf, SECONDED by Bischoff that Council approve payment of ICMA conference expenses for City Manager. MOTION CARRIED unanimously.

Cable T.V. Report

City Attorney said that the city is working with eight companies and that it would now be to the city's advantage to go back into a formal process asking for proposals which would be considered by the council at a later date. After the staff screens the proposals, the Council could hear oral presentations. Eades said that he would like to give 45 days additional time to get proposals in. He suggested May 28 as a deadline to get proposals in and presented a tentative schedule which would be formalized at a later date. Burgess asked that a letter be sent to all companies stating the city's intention to be fair. Eades said that this would be included in the letter asking for proposals. He said that there would be no additional fees required and asked that the Council continue the policy that companies do not contact the Council. The Council concurred with these recommendations. There was discussion on the appointment of a Cable Communications Commission. City Manager suggested that the staff submit their ideas of what a commission would do at a later meeting. Possibly it would be a good idea for a commission to come into the process at a later date when the top three proposals are to be considered by the Council. The Council agreed to this suggestion.

It was MOVED by Paulson, SECONDED by Burgess, that all city cars have official city seals. Graf suggested waiting to act on this until some research could be done by staff. It was MOVED by Graf, SECONDED by Hall to table the motion until the next meeting. MOTION CARRIED with the following roll call vote: AYES: Bischoff, Graf, Hall. NOES: Burgess, Paulson.

The meeting was adjourned at 10:35 p.m. to go into executive session under ORS 192.660 (1) (d) and (h) to discuss labor negotiations and litigation.

The meeting reconvened at 11:50

It was MOVED by Graf, SECONDED by Bischoff to approve settlement with Milwaukie Employees Association as outlined by Jo Durand, Administrative Assistant. MOTION CARRIED unanimously.

The meeting was adjourned at 11:55 p.m.

Mayor Joy Burgess

Laurie Perkin, Secretary