

MILWAUKIE
CITY COUNCIL MEETING
June 7, 1983
7 p.m.

COUNCIL CHAMBERS

1433rd Meeting

The one thousand four hundred and thirty third meeting of the Milwaukie City Council was held on June 7, 1983 with the following members present:

Mayor Joy Burgess	Don Graf
Mike Richmond	Roger Hall
Ron Kinsella	

Also present:

Hugh Brown, City Manager	Gordon Erickson, Finance Dir.
Greg Eades, City Attorney	Topaz Faulkner, Comm. Serv. Dir.
Steve Hall, P.W. Director	(arrived 8:05 p.m.)
	Laurie Perkin, Secretary

Kinsella gave the invocation and the pledge of allegiance was recited.

AUDIENCE PARTICIPATION

Ray Polani, Citizens for Better Transit, requested Council support for Senate Joint Resolution 15 which provides more flexibility to local jurisdictions in meeting transit needs. This bill would not affect public expenditure, he said and would provide for the capability of governments to use state gas tax money for more than just highway improvements.

It was MOVED by Kinsella, SECONDED by Graf, that a letter of support for Senate Joint Resolution 15 be sent to the legislature. MOTION CARRIED with the following vote:
AYES: Burgess, Kinsella, Graf, Hall. NO: Richmond

Jean Baker, 2607 SE Monroe, addressed the Council. She objected to the process used in the Planning Department. She mentioned lack of public notice and an uncooperative attitude of the Planning Department staff. The Mayor asked that the City Manager respond to Ms. Baker's complaint.

Nancy Thornton, Chairman of Oak Ridge Neighborhood Association, objected also to the Planning Department policies and the fact that her organization was recently asked to pay an appeal fee even though they were a neighborhood association. She asked that Council approve refund of the appeal fee if it was determined at the public hearing that correct procedures had not been followed as stated in the appeal.

PUBLIC HEARING

Steve Hall, Public Works Director, made the staff presentation. He said it was extremely important that an increase be approved, that if needed repairs were not done, this would result in an unacceptable risk. He explained that revenues were not coming in as was expected and that the systems development charges were only half of what was expected. A 12.4% increase is requested which will provide additional revenues of

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approximately \$101,000. This will amount to an increase to the individual homeowner of 87½¢ a month. Included in the presentation were listed revenues, expenses and 1982-83 year end projections. Public Works Director went through a list of cuts that would have to be made if the increase was not granted though he could not recommend this. Hall asked if anything had been considered in the way of mutual aid with other jurisdictions. P.W. Director said that staff had been working on sharing equipment with other cities and service districts and on mass purchasing to save costs. There were questions from Council on funding, delinquent accounts and the contract with Clackamas County Service District # 1.

Arnold Callan, 12012 SE Wood, reminded City staff that Council had a year ago requested an audit be provided from the District. City Manager said staff has been working with Dave Abraham on a new agreement and that there would be no increase from the Service District in the coming year. David Abraham, Utilities Director from Clackamas County Service District, addressed the Council. He talked about the terms of the agreement which were of concern to the city. There was extended discussion on rates, flow, cost comparisons with other cities. Abraham said the new contract will deal more effectively with the city's sewage collection system. Public Works Director pointed out that the City of Milwaukie is the only city he knew of that pays for administration and one finance person out of the water and sewer fund. He said also that Milwaukie has more sewer lines than any city in the vicinity. No correspondence has been received in opposition to or in favor of the sewer rate increase. The following persons spoke in favor of the rate increase: George Cathey, Chairman of the Planning Commission and Bill Hupp, 2636 SE Washington. No one appeared to speak in opposition to the rate increase. The public hearing was closed at 8:48 p.m. It was MOVED by Kinsella, SECONDED by Hall, to adopt Resolution 4-1983 (A RESOLUTION OF THE CITY OF MILWAUKIE, OREGON ESTABLISHING RATES FOR SEWER USE AND REPEALING RESOLUTION NUMBER 9-1981) MOTION CARRIED with the following vote: AYES: Kinsella, Graf, Hall. NO: Burgess, Richmond. The Mayor made the following suggestions in regard to the contract with Clackamas County Service District # 1; She said there should be a new formula developed for determining rates and that the city should have the right to introduce new formula criteria. The city should also request increased representation in budget matters and be provided with a copy of the most recent audits of the district. She said that Council should also approve an agreement which would state that the city will abide by the present agreement until a

new one is completed. The agreement should state that there will be no rate increase and that a new agreement be ready for Council review within 6 months. She would also like a status report on the negotiations with the district. Dave Abraham said there were no problems with these requests and spoke of what was being done now to resolve the problems with negotiations. Council concurred with Mayor's suggestions.

OTHER BUSINESS

Report of the Solid Waste Task Force

Bill McDonald, Administrative Assistant, said the task force has completed its final report and has made recommendations which include recycling be an integral and necessary component of a solid waste management plan. He introduced Jean Baker, spokesperson for the task force, who gave a brief summary of the recommendations. She said that it was decided by the task force that the haulers be responsible for recycling and that a massive public information program be put into effect. It was the concurrence of Council to initiate a process of rate review.

LEGISLATION

The bills listed for June 7, 1983 were approved for payment.

R/R Harmony Improvements

Public Works Director has submitted a request that City Council authorize City Manager to sign a "memorandum of understanding" between Clackamas County and the City of Milwaukie regarding improvements to RR/Harmony roads. Listed in the report were a summary of the project, terms of agreement, and distribution of costs. P.W. Director said that included as part of the project is the establishment of a bus route between the Town Center and downtown Milwaukie. The route is open for discussion, however Washington Street would be the most cost effective being \$200,000 cheaper than either Harrison or Monroe. There was extended discussion on costs, impact on neighborhood, public convenience. It was MOVED by Graf, SECONDED by Kinsella that Harrison Street be designated as the preferable route. There was further discussion on the time frame, costs, and route. It was the concurrence of the Council to delay a decision on this issue, Graf WITHDREW his MOTION. It was MOVED by Burgess, SECONDED by Richmond to delay this issue and to set a public hearing for the first meeting in July. MOTION CARRIED unanimously.

Discussion on Adult Business regulation

It was decided to have a work session on the adult business regulations with the Planning Commission on Wed. June 15 at 7 p.m. in the Council Chambers.

Ordinance changing terms of office for CAB and SCAC

It was MOVED by Hall, SECONDED by Graf, to read Ordinance the first time by title only. MOTION CARRIED unanimously, It was MOVED by Hall, SECONDED by Graf, to read the ordinance the second time by title only. MOTION CARRIED unanimously.

It was MOVED by Kinsella, SECONDED by Graf, to adopt Ordinance 1542 (AN ORDINANCE OF THE CITY OF MILWAUKIE, OREGON AMENDING ORDINANCE NUMBERS 1451 and 1498 PROVIDING FOR TERMS OF OFFICE FOR THE MILWAUKIE CENTER ADVISORY BOARD AND THE SENIOR CITIZEN ADVISORY COMMISSION) MOTION CARRIED unanimously.

CONSENT AGENDA

Approval of minutes - May 17, 19, 1983

Results of May 17 election

It was MOVED by Hall, SECONDED by Kinsella to adopt the consent agenda. MOTION CARRIED unanimously.

OTHER BUSINESS

Discussion of Cable Commission

City Attorney said there was a need to decide on whether to appoint a cable commission soon since someone needed to be responsible for monitoring construction and there would have to be someone representing the city to apply to the Federal Communications Commission for a waiver of the 3% franchise fee limitation. It has been suggested that the application be hand delivered to the FCC in Washington D.C. Les Page has agreed to prepare the application for \$500. Council agreed that Page prepare the application and that staff prepare an ordinance establishing a Cable Communications Commission for presentation to the Council at the June 21 meeting. It was suggested that to save costs, someone in Washington D.C., for example Ron Wyden, could possibly deliver the application. Staff was directed to look into this.

City Manager gave recognition to the Parks Division and the volunteers who spent time cleaning up the cemetery for Memorial Day. Staff was directed to send a letter of thanks to volunteers.

The meeting was adjourned at 10:50 p.m. to go into executive session under ORS 192.660 (1) (d) to discuss labor negotiations.

The executive session adjourned at 11:35 p.m.

Joy Burgess, Mayor

Laurie Perkin, Secretary