

MILWAUKIE
CITY COUNCIL MEETING
JUNE 4, 1985

COUNCIL CHAMBERS

1481ST MEETING

THE ONE THOUSAND FOUR HUNDRED EIGHTY-FIRST MEETING OF THE MILWAUKIE CITY COUNCIL WAS HELD ON JUNE 4, 1985, WITH THE FOLLOWING COUNCILORS PRESENT:

MAYOR RON KINSELLA
CRAIG LOMNICKI
CHERE SANDUSKY

ROGER HALL
MIKE RICHMOND

ALSO PRESENT:

HUGH BROWN, CITY MANAGER
GREG EADES, CITY ATTORNEY
SANDY MILLER, ASST. TO THE
CITY MANAGER

TOPAZ FAULKNER, COMM. SERV. DIR.
STEVE HALL, PUB. WRKS DIR.
JOY BROOKHOUSE, SECRETARY

AUDIENCE PARTICIPATION

GOOD NEWS

- 1) MAYOR KINSELLA PRESENTED LETTERS OF APPRECIATION TO ERNIE HAGER, THE YOUNG MEN OF BSA TROOP 143 AND MEMBERS OF THE MILWAUKIE LIONS CLUB FOR THEIR HELP IN PREPARING THE PIONEER CEMETERY FOR MEMORIAL DAY AND RECOGNIZED THE CONTINUING EFFORTS OF PARKS AND RECREATION COORDINATOR DON ROBERTSON TO ORGANIZE COMMUNITY PROJECTS SUCH AS THIS.
- 2) MAYOR KINSELLA ANNOUNCED AN 'ATTITUDE ADJUSTMENT' PARTY FOR JOE BERNARD ON THURSDAY, JUNE 6TH FROM 1-3 P.M. AT PAC WEST BANK. THE FORMER MAYOR IS RETIRING FROM THE SERVICE STATION BUSINESS.
- 3) OLIVE BARCLIFT, ON BEHALF OF THE GROUP IN FAVOR OF NO CHANGE ON TRI-MET BUS ROUTE 78, PRESENTED A LETTER TO COUNCIL AND STAFF EXPRESSING APPRECIATION FOR THEIR CONSIDERATION OF THE MATTER.
- 4) RICHARD BECK, CHAIRMAN OF THE 1985 FESTIVAL DAZE, PRESENTED A SCHEDULE OF EVENTS FOR THIS YEAR'S CELEBRATION 'THANKS FOR THE MEMORIES.'

GENERAL

- 1) IRV KRIEDEL, WHO RESIDES ON HARRISON STREET, EXPRESSED HIS MOUNTING CONCERN REGARDING ADDITIONAL BUS TRAFFIC ON HARRISON. MR. KRIEDEL PRESENTED COUNCIL WITH A PETITION INDICATING THE CONCERN OF OTHER RESIDENTS AND ASKED FOR A FAVORABLE DECISION FROM COUNCIL. COUNCIL REQUESTED CITY STAFF TO COLLECT ADDITIONAL INFORMATION ON THE REASONING OF THE PROPOSED TRI-MET ROUTE CHANGE.
- 2) MARK HUGHES, WHO RESIDES ON WASHINGTON STREET, INDICATED THERE WAS A TRAFFIC PROBLEM ON HIS STREET WHICH WAS A DEFINITE CONCERN TO PEDESTRIANS, ESPECIALLY SCHOOL CHILDREN. HE REQUESTED A REDUCTION OF THE POSTED SPEED LIMIT AND THE PLACEMENT OF STOP SIGNS ON WASHINGTON TO CONTROL TRAFFIC. AFTER DISCUSSION, COUNCIL RECOMMENDED THAT MR. HUGHES TAKE THIS MATTER BEFORE THE TRAFFIC

AUDIENCE PARTICIPATION - GENERAL (CONT'D)

SAFETY COMMISSION. COUNCIL INDICATED THAT THIS WAS JUST ONE EXAMPLE OF AN OVERALL PROBLEM THAT NEEDS TO BE ADDRESSED AND DIRECTED THE TRAFFIC SAFETY COMMISSION TO LOOK AT THE WHOLE TRAFFIC PICTURE, DEVELOP A LONG-RANGE PLAN FOR THE CITY AND MAKE A FORMAL RECOMMENDATION OF A REVIEW PROCESS TO COUNCIL BY THE FIRST COUNCIL MEETING IN SEPTEMBER.

- 3) JIM BACKENSTOS COMMENDED THE POLICE DEPARTMENT FOR ITS EFFORTS TO MONITOR TRAFFIC SPEED ON JOHNSON CREEK BOULEVARD.
- 4) MR. BACKENSTOS REINFORCED HIS OPPOSITION TO THE SALES TAX LEGISLATION AND RECOMMENDED WISE USE OF CITY MONIES.

PUBLIC HEARING

APPEAL OF THE PLANNING COMMISSION APPROVAL OF PRELIMINARY SUB-DIVISION PLAT FOR MONTGOMERY ESTATES (PHASE II) PLANNING DIRECTOR TOPAZ FAULKNER PRESENTED THE STAFF REPORT OUTLINING THE LOCATION OF RESIDENTS APPEALING THE DECISION, ADDRESSING THEIR SPECIFIC CONCERNS, EMPHASIZING THAT PHASE II MET OR EXCEEDED ALL PLANNING REQUIREMENTS, AND RECOMMENDING THAT COUNCIL UPHOLD THE PLANNING COMMISSION DECISION.

PUBLIC WORKS DIRECTOR STEVE HALL ADDRESSED THE ISSUES OF PHASE II COMPATIBILITY WITH EXISTING STREETS, SEWER, WATER AND STORM DRAIN SYSTEMS.

MONTGOMERY ESTATES DEVELOPER JIM DIERKING STATED THAT THE DESIGN FOR PHASE II HAD BEEN A TIME-CONSUMING PROCESS, MAKING THE BEST USE OF THE PROPERTY AND MEETING ALL REQUIREMENTS AND CONCURRED WITH THE STAFF RECOMMENDATION.

MRS. IRENE JOHNSTON, RESIDING AT 11424 SE LINWOOD, STATED THAT SHE AND HER HUSBAND WERE CONCERNED ABOUT THE FUTURE DEVELOPMENT OF THEIR PROPERTY AND WOULD NOT CONCEDE TO A STREET RUNNING EAST/WEST AT THE SOUTH SIDE OF THEIR PROPERTY.

MR. MIKE GUINN, RESIDING AT 11452 SE LINWOOD, PRESENTED INFORMATION INDICATING THAT THE RECORDED RIGHT-OF-WAY EASEMENT DID NOT PROVIDE ENOUGH ROOM FOR A STREET.

STAN WALKER, RESIDING AT 11620 SE LINWOOD, EXPLAINED THE SKETCH HE HAD SUBMITTED ALLOWING THE SAME NUMBER OF LOTS BY USING AN 'L' ACCESS AND VOICED HIS FEELINGS AGAINST THE USE OF A CUL-DE-SAC DESIGN.

COUNCIL REQUESTED STAFF COMMENT ON THE ALTERNATE DESIGN AND THE PLANNING DIRECTOR INDICATED THAT IT MET ALL REQUIREMENTS. JIM DIERKING STATED THAT, ALTHOUGH THE ALTERNATE WOULD ALLOW THE SAME NUMBER OF LOTS, THE LOTS WOULD BE SMALLER AND THE DEVELOPMENT COSTS WOULD BE SUBSTANTIALLY MORE. HE ALSO STATED THAT HIS TOPOGRAPHY MAP SHOWED THAT THERE WAS ENOUGH FOOTAGE BETWEEN THE HOMES TO ALLOW FOR THE STREET AND THE REQUIRED SET-BACK.

PUBLIC HEARING - MONTGOMERY ESTATES PHASE II (CONT'D)

CITY ATTORNEY GREG EADES SUGGESTED THAT THE COUNCIL'S RESPONSIBILITY WAS TO DETERMINE WHETHER THERE WERE ANY VIABLE ALTERNATIVES FOR DEVELOPMENT OF ADJACENT PROPERTIES AND NOT TO RECOMMEND A SPECIFIC DESIGN.

MRS. IDA WALKER, RESIDING AT 11620 SE LINWOOD, PRODUCED A COPY OF AN AGREEMENT ESTABLISHED IN THE 1950'S AND URGED COUNCIL'S CONSIDERATION OF THE POSSIBLE EFFECTS TO ADJACENT PROPERTIES IF 63RD WERE PUT THROUGH.

JIM DIERKING SUBMITTED AS EVIDENCE THE TOPOGRAPHICAL MAP WHICH PROVIDED PROOF OF THE OPTIONS AND PROOF OF AMPLE EASEMENT BETWEEN HOMES FROM LINWOOD TO 63RD.

THE HEARING COLSED AT 9:30 P.M.

COUNCIL COMMENTS FOLLOWED WITH DISCUSSION REGARDING THE NECESSITY OF LINWOOD ACCESS. STEVE HALL STATED THAT THE ACCESS WAS RECOMMENDED FOR SAFETY REASONS AND TRAFFIC IMPACT ON EXISTING STREETS. COUNCIL THEN STIPULATED THAT, IN THE EVENT THAT THE JOHNSTON'S DECIDE TO DEVELOP, A HALF-STREET ON 64TH WOULD BE APPROVED AS AN ALTERNATIVE.

HAVING ESTABLISHED VIABLE ALTERNATIVES AND URGING COOPERATIVE EFFORTS BETWEEN CITY, DEVELOPER AND RESIDENTS, MAYOR KINSELLA MOVED TO UPHOLD THE PLANNING COMMISSION DECISION OF MAY 14, 1985, APPROVING SUBDIVISION S-85-01 WITH THE FINDINGS AND CONDITIONS ADOPTED BY THE PLANNING COMMISSION PLUS ONE ADDITIONAL FINDING. COUNCILMEMBER RICHMOND SECONDED THE MOTION.

THE MOTION CARRIED UNANIMOUSLY.

FINDINGS

- 1) THE REQUEST IS IN COMPLIANCE WITH THE R-7 USES AND STANDARDS AS THE LOT SIZE, ACCESS, LOT WIDTH AND LOT DEPTH REQUIREMENTS ARE MET.
- 2) THE REQUEST IS IN COMPLIANCE WITH THE SUBDIVISION ORDINANCE AS ADEQUATE PUBLIC FACILITIES AND IMPROVEMENTS ARE PROPOSED.
- 3) THE REQUEST IS IN COMPLIANCE WITH THE COMPREHENSIVE PLAN IN THAT:
 - A) THE DEVELOPMENT WILL PROVIDE FOR 19 NEW HOUSING UNITS TO HELP MEET THE HOUSING NEED OF THE CITY, WHILE PRESERVING AND ENHANCING THE LOCAL NEIGHBORHOOD.
 - B) THE DENSITY OF THIS DEVELOPMENT IS CONSISTENT WITH THE SURROUNDING AREA ALLOWING FOR A CONTINUATION OF SINGLE-FAMILY HOUSES AT THE R-7 DENSITY.
 - C) A PROJECT THIS SIZE WILL PROVIDE JOBS AND ECONOMIC DEVELOPMENT FOR THE COMMUNITY.
- 4) THAT THERE ARE SUFFICIENT DEVELOPMENT ALTERNATIVES FOR THE SURROUNDING PROPERTY.

PUBLIC HEARING - MONTGOMERY ESTATES PHASE II - (CONT'D)

CONDITIONS

- 1) THAT STREET TREES BE PROVIDED. THE SIZE, SPECIES AND SPACING TO BE REVIEWED AND APPROVED BY STAFF.
- 2) DEERING COURT AND 64TH AVENUE SHALL BE CONSTRUCTED WITH FULL STREET IMPROVEMENTS INCLUDING CURBS AND SIDEWALKS AS PER THE SPECIFICATIONS OF THE PUBLIC WORKS DEPARTMENT AND THEIR MEMORANDUM EXHIBIT NO. 4.
- 3) UTILITIES INCLUDING WATER, SANITARY SEWER, STORM SEWER, LIGHTS AND FIRE HYDRANTS SHALL BE CONSTRUCTED AS PER THE SPECIFICATIONS OF THE PUBLIC WORKS AND FIRE DEPARTMENTS.
- 4) CENTERLINE MONUMENTATION IS REQUIRED AFTER THE STREETS ARE PAVED.
- 5) THE DEVELOPER IS RESPONSIBLE FOR ALL NEW STREET SIGNS.
- 6) THE FINAL PLAT SHALL ILLUSTRATE ALL EASEMENTS AND UTILITIES.

OTHER BUSINESS

JOHNSON CREEK BLVD.

CITY MANAGER HUGH BROWN REPORTED THAT NO ADDITIONAL INFORMATION WAS AVAILABLE BECAUSE OF SCHEDULING CONFLICTS THAT PREVENTED THE ARDENWALD NEIGHBORHOOD ASSOCIATION AND TRAFFIC SAFETY COMMISSION FROM MEETING.

MAYOR KINSELLA REPORTED ON HIS CONVERSATION WITH COUNTY AND METRO REPRESENTATIVES REGARDING THE PLACEMENT OF STOP SIGNS ON JOHNSON CREEK BLVD.

COUNCILMEMBER LOMNICKI REITERATED THAT THE DECISION WAS UP TO THE COUNCIL AND RECOMMENDED THAT THE STOP SIGNS BE PLACED AND THAT A REVIEW BE CONDUCTED WITHIN 6 MONTHS TO DETERMINE THEIR IMPACT ON TRAFFIC.

DICK SAMUELS, A MEMBER OF THE TRAFFIC SAFETY COMMISSION, URGED THE COUNCIL TO ACCEPT THE COMMISSION'S RECOMMENDATION NOT TO PLACE STOP SIGNS BECAUSE THEY WOULD, IN FACT, CREATE MORE OF A PROBLEM.

JIM DACKENSTOS AND BILL HUFF VOICED SUPPORT FOR THE SUGGESTED DEVELOPMENT OF A LONG-RANGE TRAFFIC PLAN, URGING USE OF PREVIOUSLY COMPILED REPORTS.

COUNCILMEMBER LOMNICKI MOVED TO PLACE STOP SIGNS ON JOHNSON CREEK BLVD. AT 42ND AVENUE WITH THE UNDERSTANDING THAT A REVIEW WILL BE CONDUCTED WITHIN 6 MONTHS TO DETERMINE THE TRAFFIC IMPACT. COUNCILMEMBER HALL SECONDED THE MOTION. COUNCILMEMBER RICHMOND STATED THAT HE FELT THE STOP SIGNS WERE NOT NECESSARY.

THE MOTION CARRIED 4-1 WITH RICHMOND VOTING AGAINST.

THE STOP SIGNS WILL BE PLACED IN APPROXIMATELY 30 DAYS, AFTER

OTHER BUSINESS - JOHNSON CREEK BLVD. (CONT'D)

NOTIFICATION OF THE NEIGHBORHOOD, PLACEMENT OF 'TRAFFIC CHANGE AHEAD' SIGNS, AND RECEIPT OF CURRENT TRAFFIC COUNTS.

PROJECT RECOMMENDATION FROM CLACKAMAS COUNTY TRANSPORTATION COMMISSION

PUBLIC WORKS DIRECTOR STEVE HALL REQUESTED COUNCIL'S ENDORSEMENT OF A PRELIMINARY IMPROVEMENT PLAN SUBMITTED BY THE CLACKAMAS COUNTY TRANSPORTATION COMMISSION.

COUNCILMEMBER LOMNICKI SUGGESTED THAT THE ADDITION OF IMPROVEMENTS TO JOHNSON CREEK BLVD. FROM 45TH TO 82ND WOULD REINFORCE THE NECESSITY OF IMPROVEMENTS FROM 45TH TO MCLOUGHLIN AND INCREASE THE NEED FOR A JOHNSON CREEK BYPASS. IT WAS ALSO SUGGESTED THAT THE CITY'S PREVIOUS RESOLUTION ADDRESSING THE SPECIFIC CONCERNS BE INCLUDED AS AN ATTACHMENT TO THE CURRENT RESOLUTION. COUNCIL MEMBER HALL MOVED TO ADOPT THE CLACKAMAS COUNTY TRANSPORTATION COMMISSION RESOLUTION WITH THE ADDITION OF. 1) THE STATEMENT '...AND INCLUDING IMPROVEMENTS TO JOHNSON CREEK BLVD. FROM 45TH TO 82ND AVE.', AND 2) THE PREVIOUS RESOLUTION (25-1982) AS AN ATTACHMENT AND COUNCILMEMBER SANDUSKY SECONDED THE MOTION.

THE MOTION CARRIED UNANIMOUSLY.

TOWN HALL MEETINGS

STEVE HALL PRESENTED A SUMMARY OF COMMENTS RECEIVED FROM THE TOWN HALL MEETINGS REGARDING THE STREET/STORM DRAINAGE IMPROVEMENTS AND REQUESTED COUNCIL'S COMMENTS OR SUGGESTIONS PERTAINING TO THE DRAFT UTILITY ORDINANCE. COUNCIL SUGGESTED THAT A MAXIMUM AMOUNT BE CONSIDERED IN SETTING THE RATE STRUCTURE FOR THE UTILITY. BILL HUPP SAID HE WISHED TO COMMENT ON THE UTILITY BEFORE CITY COUNCIL VOTED. MAYOR KINSELLA INDICATED THAT THERE WOULD BE A PUBLIC HEARING ON THIS ISSUE AT THE JUNE 18TH COUNCIL MEETING.

STEVE HALL READ A NOTE FROM RALPH KLEIN EXPRESSING CONCERN ABOUT THE METHOD OF DETERMINING BOND COSTS TO RESIDENTS FOR STREET AND STORM DRAINAGE MAJOR CONSTRUCTION. MR. KLEIN WAS TOLD HE WILL BE KEPT INFORMED AS THE ISSUE IS DISCUSSED IN AUGUST AND SEPTEMBER.

LIBRARY BOARD APPOINTMENTS

COUNCILMEMBER HALL MOVED TO APPOINT FRANCIS WHITEHILL TO THE LIBRARY BOARD AND COUNCILMEMBER LOMNICKI SECONDED THE MOTION.

THE MOTION CARRIED UNANIMOUSLY.

BOAT RAMP LEASE

THE CITY MANAGER REQUESTED COUNCIL'S APPROVAL TO SIGN A WATERWAY LEASE FROM THE STATE OF OREGON ENABLING THE CITY TO HAVE JURISDICTION OVER THE WATERWAY IMMEDIATELY ADJACENT TO THE CITY BOAT RAMP. COUNCILMEMBER HALL MOVED TO APPROVE THE SIGNING OF THE LEASE BY THE CITY MANAGER AND COUNCILMEMBER SANDUSKY SECONDED

OTHER BUSINESS - BOAT RAMP LEASE - (CONT'D)

THE MOTION.

THE MOTION CARRIED UNANIMOUSLY.

CONSENT AGENDA

COUNCILMEMBER HALL MOVED TO APPROVE THE CONSENT AGENDA AND
MAYOR KINSELLA SECONDED THE MOTION.

THE MOTION CARRIED UNANIMOUSLY.

ADJOURNMENT

COUNCILMEMBER HALL MOVED TO ADJOURN THE MEETING AND COUNCIL-
MEMBER LOMNICKI SECONDED THE MOTION.

THE MEETING WAS ADJOURNED AT 11:33 P.M.

RESPECTFULLY SUBMITTED,



JOY BROOKHOUSE, EXECUTIVE SECRETARY