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MILWAUKIE '87!

CITY OF MILWAUKIE
CITY COUNCIL MINUTES
APRIL 21, 1987

The one thousand five hundred and twenty-sixth meeting of the Milwaukie City Council was called to order at 7:00 p.m. on April 21, with the following Councilors present:

Roger A. Hall
Mayor
Craig Lomnicki

William Fitzgerald
Chere' Sandusky
Mike Richmond

Also present:

Hugh H. Brown,
City Manager
Greg Eades
City Attorney
Sandra Miller,
Assistant to the
City Manager
Dick Bailey,
Fire Chief

Steve Hall,
Public Works Director
William Adams,
Community Development Director
Dave Krogh,
Assistant Planner
Pat DuVal,
Executive Secretary

AUDIENCE PARTICIPATION

Ott Girtler of the Milwaukie Senior Center announced Volunteer Recognition Day on May 1 and the Senior Fair on May 16.

City Manager Hugh Brown told Council of the success of the Easter Egg Hunt at North Clackamas Park and announced the upcoming Down-to-Earth Day on May 2.

Mayor Hall read a proclamation declaring April 26 - May 2, 1987, as National Volunteer Week. Gloria Logan and Yvonne Recker, Human Services Coordinator, presented each Councilmember with a "Red Badge of Caring" in appreciation of their service to the City.

Chris McDonald told Council of the need for parking lot repairs at the Milwaukie Museum. Mayor Hall directed Public Works Director Steve Hall and City Attorney Greg Eades to look into the feasibility and legality of such a project.

PUBLIC HEARING

Amendment to Flood Hazard Ordinance - Mayor Hall opened the public hearing at 7:20 p.m. No ex parte contacts or conflicts of interest were declared.

Dave Krogh, Assistant Planner, told Council of recent changes to the National Flood Insurance Program administered by FEMA and the necessity of jurisdictions to comply by revising local codes. He said the proposed changes were clarification rather than modification.

There was no testimony either in favor or opposition.

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The public hearing was closed at 7:27 p.m.

It was moved by Councilmember Richmond and seconded by Councilmember Lomnicki to read the ordinance for the first time by title only. Motion passed 5 - 0. The ordinance was read for the first time by title only. It was moved by Councilmember Richmond and seconded by Councilmember Lomnicki to read the ordinance for the second time by title only. Motion passed 5 - 0. The ordinance was read for the second time by title only. It was moved by Councilmember Richmond and seconded by Councilmember Sandusky to adopt the ordinance. The motion passed unanimously.

ORDINANCE NO. 1626:

AN ORDINANCE OF THE CITY OF MILWAUKIE, OREGON, AMENDING CHAPTER 18.04 OF THE MILWAUKIE CODE REGARDING REGULATION OF DEVELOPMENT IN FLOOD HAZARD AREAS (ZA-87-01), AND DECLARING AN EMERGENCY.

OTHER BUSINESS

Milwaukie Redevelopment Commission The meeting was called to order at 7:30 p.m. It was moved by Councilmember Sandusky and seconded by Councilmember Fitzgerald to appoint Marlene Graham, Traute Goertzen, Patsy Lindsay, Gary Michael, Carl Nelson, Bill Brod, Alan Haight, Linda Hamilton, and Kim Miller to the Riverfront Citizen Advisory Committee. Motion passed 5 - 0.

It was moved by Councilmember Sandusky and seconded by Councilmember Lomnicki to appoint City Attorney Greg Eades as Commission Attorney with outside counsel on an hourly basis. Motion passed 5 - 0.

The meeting adjourned at 7:35 p.m.

Personnel Rule Amendment Establishing a Compensation Policy Assistant to the City Manager Sandra Miller told Council the proposed resolution would comply with 1987-88 Goals to adopt and implement a compensation policy and to clarify that policy as currently stated in the Personnel Rules. Ms. Miller recommended adoption of the resolution and direct staff to utilize these criteria in reviewing salaries and preparing recommendations for compensation.

Councilmember Sandusky asked how (4) Effect of Salary Schedule Amendments on Employee Salary would effect contracts, and Ms. Miller replied there would be no effect. Bill Hupp asked if this resolution would have a financial impact on the City, and Mayor Hall replied thê resolution was one of clarification of policy and Council retained its discretion in making decisions regarding compensation. It was moved by Councilmember Richmond and seconded by Councilmember Fitzgerald to adopt the resolution. Motion passed 5 - 0.

RESOLUTION NO. 18-1987:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE AMENDING THE CITY PERSONNEL RULES TO CLARIFY ITS COMPENSATION POLICY.

Code Enforcement In response to questions from **Councilmember Sandusky** regarding nuisance abatement, **Chief Bailey** reported the departmental position of negotiation with residents involved in code enforcement related problems. He reported that he and the City Attorney were working on a new nuisance ordinance which would more clearly define the city's position and provide for a better system with the municipal court.

Councilmember Fitzgerald asked about the burned house on Kellogg Lake, and **Bailey** replied the owners had received an extension because of problems with the salvager. **Councilmember Fitzgerald** then asked about the condition of the sidewalks on Main St., and **Public Works Director Steve Hall** replied that although the sidewalks were the responsibility of the store owner, the City had no way to enforce it. **City Manager Hugh Brown** said since this is a priority concern of Council, regular progress reports on code enforcement will be provided. **City Attorney Eades** said the City has the ability to place liens, foreclosures, and assessments of property if the Council wished. Council concurred the policy of negotiation was acceptable unless a party was particularly uncooperative.

Street/Storm Drain Utility **Councilmember Fitzgerald** moved to remove the utility from the Budget before final adoption and be presented to the voters at a later date. **Councilmember Lomnicki** seconded with the addition that community forums be held to determine public needs. **Mayor Hall** made a point of clarification that the utility was part of the Budget, but not of the levy. **Mayor Hall** asked when residents could vote on a street measure, and **City Manager Brown** replied any of the six election dates. **Councilmember Fitzgerald** withdrew his motion, and **Councilmember Lomnicki** withdrew his second. It was moved by **Councilmember Lomnicki** and seconded by **Councilmember Fitzgerald** to remove the utility from the Budget prior to final adoption and to begin a process of community forms in which residents might consider long-term needs with a process outline to be presented to Council by staff within 30 days. Motion passed 4 - 1 with **Councilmember Richmond** voting against.

Councilmember Lomnicki asked that City staff notify Tri-Met of plans to redevelop the riverfront and the downtown area and set a policy of actively notifying organizations and businesses of its plans.

CONSENT AGENDA

It was moved by **Councilmember Sandusky** and seconded by **Councilmember Lomnicki** to approve the Consent Agenda which consisted of the City Council Minutes of April 7, 1987, and a bid award to W.R. Heintz & Sons in the amount of \$35,485.00 for waterline restoration '87 Phase II, Vernie Avenue. Motion passed 5 - 0.

The meeting was adjourned at 8:50 p.m.

Pat DuVal

Pat DuVal, Executive Secretary