

**CITY OF MILWAUKIE
CITY COUNCIL MEETING
APRIL 4, 1989**

The one thousand five hundred and seventy-third meeting of the Milwaukie City Council was called to order at 7:05 p.m. in the Council Chambers with the following Councilmembers present:

Roger Hall,
Mayor
Craig Lomnicki

William Fitzgerald
Chere' Sandusky
Mike Richmond

Also present:

Dan Bartlett,
City Manager
Bill Monahan,
City Attorney
Sandra Miller,
Assistant to the
City Manager

Bill Adams,
Community Development
Director
Dick Bailey,
Public Works Director
Pat DuVal,
Executive Secretary

AUDIENCE PARTICIPATION

None.

PUBLIC HEARING

Review of Annic Ross House Compliance to Conditions

The public hearing to consider approval of the Annie Ross House Community service overlay was called to order at 7:08 p.m. Bill Adams, Community Development Director, presented the staff report in which he reviewed the history of the shelter. Adams said that findings indicated that the conditions of the original approval and the October, 1988 City Council action had been met, and staff recommended reaffirmation of the approval. The staff report also contained and recommendation to require the hedges along the south and east property lines be replaced within 30 days.

Charles Kent, Executive Director Northwest Housing, 2316 SE Willard, Milwaukie, testified that after reviewing the tapes and written minutes of the public testimony of September and October, 1988, he felt that the shelter had met all necessary requirements. Responding to some of the concerns expressed at the previous public hearing, Kent said the hedge had been replaced by a sight-obscuring fence which has been in place for four years. He also stated that it was shelter policy to accept only offsite referrals. Kent stated that neither he nor staff has received any oral or written comments from neighborhood residents who had been consistently invited to attend shelter board of director meetings. Kent said the Annie Ross House had been instrumental in aiding its former residents in breaking the homeless cycle.

Fairy Mills, 2440 SE Willard St., said she had not received notice of the public hearing. Mills expressed concern that the fence was not completely sight-obscuring and that although a new staff person was hired, the person retired at 11:00 p.m. and therefore did not supply 24-hour coverage. She also said that the alarm system is not working at this time, and that shelter repair and maintenance work was being done by community service people. Mills said she felt that it was necessary that the shelter operators be constantly reminded of their duties and requested ongoing six month reviews such as this. She further stated that, contrary to statements made by Mr. Kent, neighbors had attended meetings.

Kent said again that he had reviewed all information from the October Council meetings. Although neighbors had attended the advisory board meetings, no comments had been made that would require improvements to the operation of the shelter. Because of the proximity of Milwaukie High School, there is some littering, but the shelter operators and residents have been conscientious about policing both the site and the street. Addressing the concern of having community service people do work on the shelter, Kent said it was mutually beneficial to all concerned and was not an uncommon practice for operations such as the Annie Ross House. He said he considered a six-month review very rigorous and not required by the City's zoning laws.

Councilmember Richmond asked if the shelter were scrutinized by any other organizations. Kent replied that as a non-profit operation, the shelter was looked at by many organizations and agencies. He said he would be agreeable to preparing a report for City Council on an annual, voluntary basis.

Councilmember Fitzgerald said he felt a six-foot fence would be more than adequate, but he did question the alarm system. Kent said there is a fire alarm, but not an alarm system activated by someone's leaving the facility.

Councilmember Sandusky asked about the recommendation regarding vegetation. Adams said the landscaping was referred to in condition number 8 and the sight-obscuring fence in condition number 1. **Councilmember Lomnicki** suggested that landscaping would eliminate some of the open space. **Blake Wood** of the Annie Ross House said the alarm device had originally been installed to warn drivers that pedestrians were in the driveway.

John Mullen, Director of Clackamas County Services and member of the board of directors of the Annie Ross House agreed that neighbors had faithfully attended advisory board meetings. He also stated his appreciation of the Council's concern with the issue of homelessness.

Councilmember Fitzgerald expressed concern that Ms. Mills did not receive notification of the public hearing.

The Public Hearing was closed at 7:48 p.m.

Council Discussion: **Councilmember Sandusky** said she felt that another review should be done in six months. She was also concerned with the landscaping and door alarm questions.

Councilmember Richmond said he did not feel that the hedge or the alarm was a problem.

Councilmember Lomnicki said he agreed that 6-foot fencing was the city standard. He said aid to the homeless was the issue and that he did not consider a six-month review necessary. **Councilmember Richmond** said the site has improved aesthetically since being taken over by Annie Ross House.

Mayor Hall suggested a written staff report in mid-October to review any concerns expressed during the summer months. He urged the shelter operators to report successes of the operation. He also expressed concern that neighbors did not comment to shelter operators or staff about concerns and urged them to do so.

Councilmember Sandusky said she would like to see action taken on condition number 2 regarding the east door of building #2 and making a six-month review a requirement. She also suggested that any neighbor complaints be done in writing with copies to shelter staff and City Council and staff.

City Manager Bartlett suggested that new draft findings or modifications be prepared in conjunction with the office of the City Attorney to ensure proper tracking of issues and Council decisions.

It was Council consensus that the Annie Ross House staff provide a six-month report to City Council. It was moved by Councilmember Lomnicki and seconded by Councilmember Richmond to draft new findings by eliminating condition number 2. Motion passed 4 - 1 with Councilmember Sandusky voting against.

OTHER BUSINESS

A. Consideration of Policy Regarding City Boards and Commissions

Sandra Miller, Assistant to the City Manager, presented the staff report asking Council to review and adopt a policy regarding appointments to boards and commissions. The proposed policy would not permit members of the same household to be appointed to the same commission. Miller stated that Municipal Code specifies that a diversity of backgrounds and opinions should exist within the City's advisory boards.

Bill Monahan, City Attorney, said he had suggested use of the term "household" rather than "relative" in the body of the resolution because it was more defensible if questioned. Monahan pointed out that Council would still have the discretion of choice.

It was moved by Councilmember Richmond and seconded by Councilmember Sandusky to adopt the resolution establishing a policy regarding board and commission appointments. Motion passed 5 - 0.

RESOLUTION NO. 4-1989:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE ESTABLISHING A POLICY REGARDING APPOINTMENTS TO BOARDS AND COMMISSIONS.

B. Bid Award for Architectural Services

Dan Bartlett, City Manager, explained that more bids had been received than anticipated and recommend accepting no bids at this time in order that all might be thoroughly reviewed. Bartlett also suggested that since the contract would be for less than \$15,000 he could award the contract and would apprise Council of the decision. It was the consensus of Council to accept this recommendation.

C. Meeting of Local Contract Review Board to Consider Letting of Bids for Street Overlay Project

Dick Bailey, Public Works Director, reviewed the five proposed overlay projects for which staff requested contract review board approval. He said that seeking bids early in the construction season on all five projects would hopefully result in a better price. Bailey explained that letting of bids for these projects would not be done before the Budget Committee appropriated funds. If not approved by Budget Committee, projects would not be done. He said all streets within the project are heavily travelled and all could be repaired at this time by the overlay method. **Councilmember Richmond** said he approved of the ambitious project.

It was moved by **Councilmember Richmond** and seconded by **Councilmember Lomnicki** to approve the request to let bids for the overlay projects. Motion passed 5 - 0.

D. Timothy Lake

Mayor Hall reviewed the possible topics for the Timothy Lake meeting of 1989. He said that the problems discussed at previous conferences were mostly urban and did not necessarily apply to some of the smaller jurisdictions in the county. The steering Committee would be meeting to draft an agenda and to develop a program agreeable to all jurisdictions. **Councilmember Lomnicki** said City/County relations should be addressed to establish a foundation of understanding.

It was the consensus of Council for the steering committee to set the agenda with the understanding that another joint process to discuss the urban issues would be developed. Conference dates were July 6 and 7. It was agreed to name the Milwaukie representatives at the next Council meeting.

E. Dogwood Lodge

Councilmember Richmond asked for an update on Dogwood Lodge. **Sandra Miller** stated that Ray Bartell had been contracted to review the status of the building and make a recommendation to the Parks and Recreation Commission and to the City Council. The Parks and Recreation Commission was scheduled to review the architect's recommendation at the end of April. A recommendation from the Commission would be forwarded to the City Council at the first meeting of May. Don Graf would be invited to attend those meetings. **Councilmember Lomnicki** said the Ardenwald Neighborhood Committee had asked for the opportunity to renovate the facility and give it back to the City to maintain as a park facility.

CONSENT AGENDA

It was moved by Councilmember Sandusky seconded by Councilmember Fitzgerald to adopt the Consent Agenda which consisted of the City Council minutes of March 21, 1989. Motion passed 5- 0.

The meeting was adjourned at 9:53 p.m.

Patricia A. Dullal
Executive Secretary

