

**CITY OF MILWAUKIE
CITY COUNCIL MEETING
March 21, 1995**

The one thousand seven hundred and fifteenth meeting of the Milwaukie City Council was called to order by Council President Trotter at 7:00 p.m. at Milwaukie City Hall with the following Councilmembers present:

Don Trotter,
Council President

Rick Farley
Jean Schreiber

Also present:

Dan Bartlett,
City Manager
Charlene Richards,
Assistant to the
City Manager
Ted Baird,
City Attorney
Angus Anderson,
Finance Director

Brent Collier,
Police Chief
Maggie Collins,
Community Development Director
Greg Drechsler,
Acting Public Works Director
Pat DuVal,
Recorder/Secretary

Council President Trotter announced that the City Council received additional packet information for the "Other Business" section of the agenda on Friday, March 17, 1995. These items were the COPS More Grant and the Boundary Commission Comment on the consolidation of Clairmont and Clackamas Water Districts. The order would be: V.A - Hearing Date for Supplemental Budget; V.B - COPS More Grant; V.C - Open Personal Services Contract Procedure; and V.D - Boundary Commission Comment.

PROCLAMATIONS, COMMENDATIONS, SPECIAL REPORTS, AND AWARDS

Milwaukie Downtown Development Quarterly Report

Karen O'Dowd, Downtown Manager, presented the MDDA Report for the first quarter of 1995. She said eighteen people had applied for the newly implemented parking match program, and thirteen permits would be drawn. The match program is designed to encourage increased usage of the lots. She provided copies of a survey the MDDA is sending to downtown property and business owners regarding light rail.

Council President Trotter said there was no doubt that many things were happening in the downtown area. He said the Firemen's Muster should be a wonderful addition to this year's Festival Daze, and he hoped it would become an annual event.

Citizens Utility Advisory Commission (CUAC) Annual Report

Anne Marie Smith, CUAC Chair, presented the Commission's Annual Report. Highlights of the 1994 CUAC sessions included: recommended sewer and water franchise fee to Council; reviewed Financial Consulting Solutions Group, Inc.'s, findings on System Development Charges for water, sewer, and storm water utilities; proposed sewer and water rate increases; and recommended a storm water utility fee of \$4.00 per month.

Councilmember Farley asked Smith if she believed the 3% increase was sufficient. **Smith** said the CUAC reviewed revenues, and believed, if adequate reserve funds were maintained, that capital water projects could be funded without bonding. She added that originally the increase was projected to be 12%.

Councilmember Schreiber asked Smith if she felt the fees collected for SDC's would be adequate for new development. **Smith** said the Commission was comfortable with the recommended increase, but the figures would be reviewed annually.

Council President Trotter said, on behalf of the City Council, he wished to thank the CUAC members for advising City Council on issues that impact Milwaukie's residents.

AUDIENCE PARTICIPATION

None.

PUBLIC HEARING

None scheduled.

OTHER BUSINESS

Consider Hearing Date for Supplemental Budget

Angus Anderson, Finance Director, presented the staff report in which the City Council was requested to consider setting the supplemental budget public hearing. Staff requested that the Code Enforcement Abatement Account, originally established within the General Fund as part of the Public Works Department, be established as a Fund. The City feels it would be more appropriate to place funds in a special category to assure that those funds are used only for code enforcement activities. If City Council agrees, the supplemental budget public hearing could be held on April 4 or 18, 1995.

Councilmember Farley asked how much of the \$60,000 transferred into the Code Enforcement Abatement Account has been used. **Anderson** said no funds have been spent to date.

Councilmember Schreiber said official action would be taken at the public hearing. **Anderson** said City Council follows this procedure to establish a new Fund. If the recommendation is followed, official action will be taken at the hearing. He added that the Resolution in the packet was a draft of the one City Council would consider at the public hearing.

Councilmember Schreiber said she had concerns with the third paragraph of the proposed Resolution. Staff agreed that there was a typographical error.

Council President Trotter said since this Fund would be specifically for abatement, expenditures would be easier to follow.

It was moved by Councilmember Schreiber and seconded by Council President Trotter to set the hearing date for either April 4 or 18, 1995, allowing for proper notice. Motion passed 2 - 1 with the following vote: Council President Trotter and Councilmember Schreiber aye; Councilmember Farley nay; no abstentions; Mayor Lomnicki and Councilmember Kappa absent.

Federal Crime Bill - COPS More Grant

Brent Collier, Police Chief, presented the staff report in which the City Council was requested to authorize application for the COPS More Grant. This provides Federal Funds to law enforcement organizations to purchase equipment and technology to help deploy officers to Community Policing activities. Staff identified the 800 MHz system, mug shot imaging, lap-top computers, CAD system, cell phones, and a Police Technician position as tools that would improve officer response to community needs. Dody Linder, a community volunteer, assisted in the grant application process. The deadline for the grant application was March 17, 1995; however, a formal authorization for the grant application, required by the Justice Department, is still needed.

Councilmember Farley asked what this would do to clarify the situation with the 800 MHz system. He said there are certain spots in the City where the radios cannot be heard. **Collier** said staff wants to go ahead with the 800 MHz project because it is a very good system. Police, Fire, and Public Works, in addition to the Portland Police Bureau, could communicate on a street level.

Councilmember Farley asked if there would be an increase in the number of Police Department personnel. **Collier** said the strategy is to re-deploy current

personnel. For example, the Technical position would take care of the property room, which is currently done by an officer.

Councilmember Schreiber asked if the matching funds would come from the Police Department budget. **Collier** said these projects were planned for the future.

Bartlett said the funds would be from the Public Safety levy, and expenditures were above the current level.

Councilmember Schreiber asked if the City would have to decline the grant if the Public Safety levy fails. **Bartlett** pointed out that funds could go to the match to buy more equipment. **Councilmember Schreiber** commented that the general public is being told that levy funds are needed to provide staff and equipment.

It was moved by Councilmember Farley and seconded by Councilmember Schreiber to authorize application for the COPS More Grant. Motion passed 3 - 0 with the following vote: Council President Trotter, Councilmember Farley, and Councilmember Schreiber aye; no nays; no abstentions; Mayor Lomnicki and Councilmember Kappa absent.

Consider Open Personal Services Contract Procedure

Bartlett presented the staff report in which the City Council was requested to consider endorsing open purchase contracts as long as individual work orders above \$15,000 are brought to the City Council for approval. This would allow staff to be more responsive on time-sensitive projects. He added that work orders over \$15,000 would be rare. He discussed the contract with Murray, Smith & Associates and the liner installation for the reservoir at 40th and Harvey.

Councilmember Farley asked if there was also another item that had to be taken care of at the same time. **Bartlett** said Murray, Smith & Associates would be responsible for the inspection services. Contractor services for the project will come to City Council as a separate item.

Council President Trotter said, as he stated at the last meeting, this is a prudent way to expedite business. This action would not change Murray, Smith & Associates' contract amount.

Councilmember Farley said he would like to be assured the City Council would be updated regularly.

It was moved by Council President Trotter and seconded by Councilmember Schreiber to authorize the City Manager to endorse the

open purchase order contract, in the case of Murray, Smith & Associates up to the maximum of \$75,000, and return with individual work orders in excess of \$15,000 to City Council for approval. Motion passed 3 - 0 with the following vote: Council President Trotter, Councilmember Farley, and Councilmember Schreiber aye; no nays; no abstentions; Mayor Lomnicki and Councilmember Kappa absent.

Boundary Commission Comments on Water Authority

Bartlett discussed the Boundary Commission's comments on formation of a Water Authority. On one hand, the Comprehensive Plan directs the City to oppose such an authority. SB 122, however, directs cities to work toward service consolidation agreements with other districts. Opposing the action would hamper these efforts, while supporting it may put the City in opposition with other cities. He added that Milwaukie currently has a positive relationship with the districts. Since Clairmont and Clackamas Water Districts are outside Milwaukie's urban growth boundary, staff recommends taking no action.

Councilmember Farley said he believed there was a bill before the legislature regarding the Clackamas River. **Bartlett** said, if adopted, the effect would probably affect us in the long term because the Clackamas River is considered a source for the region and needed to sustain future growth of our urban area.

Councilmember Farley and **Councilmember Schreiber** agreed to follow staff's recommendation. **Council President Trotter** said this would be the best for the other agencies around us.

Councilmember Farley asked how this action would impact future negotiations with other districts. **Bartlett** said the City's position would probably be enhanced.

It was moved by Council President Trotter and seconded by Councilmember Farley to take no action on the proposal. Motion passed 3 - 0 with the following vote: Council President Trotter, Councilmember Farley, and Councilmember Schreiber aye; no nays; no abstentions; Mayor Lomnicki and Councilmember Kappa absent.

17th Avenue Crosswalk

Councilmember Farley said several people have approached him about a crosswalk on 17th Avenue. **Drechsler** said a request for a pedestrian-activated crosswalk was before the Traffic Safety Commission, but no action has been taken.

Light Rail

Councilmember Farley said he understood that light rail would come into the City in the future and that Gresham chose not to have the light rail line in its downtown area. **Bartlett** said Gresham's downtown association supported light rail and even asked for a spur that would go into the area.

CONSENT AGENDA

It was moved by **Councilmember Farley** and seconded by **Councilmember Schreiber** to adopt the Consent Agenda with amendments which consisted of the City Council Minutes of March 7, 1995. Motion passed 3 - 0 with the following vote: **Council President Trotter, Councilmember Farley, and Councilmember Schreiber aye; no nays; no abstentions; Mayor Lomnicki and Councilmember Kappa absent.**

INFORMATION

- Council President Trotter discussed the CSO for the 40th/Harvey site that was in the supplementary packet.
- Councilmember Farley announced the Down-to-Earth Day event on May 6th and said volunteers were needed.
- Councilmember Schreiber described meetings with community groups and discussions regarding the City's vision.
- Council President Trotter requested that everyone who received the vision document would take the time to fill it out.

ADJOURNMENT

Council President Trotter adjourned the meeting at 7:50 p.m.

Pat DuVal
Pat DuVal, Recorder/Secretary