

**CITY OF MILWAUKIE  
CITY COUNCIL MEETING  
OCTOBER 17, 1995**

The one thousand seven hundred and twenty-ninth meeting of the Milwaukie City Council was called to order by Mayor Lomnicki 7:00 p.m. in the Council Chambers at Milwaukie City Hall. The following Councilors were present:

Craig Lomnicki, Mayor Rick Farley	Jean Schreiber Rob Kappa Don Trotter
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Also present:

Dan Bartlett, City Manager Charlene Richards, Assistant to the City Manager Pam Beery, City Attorney	Greg Drechsler, Acting Public Works Director Pat DuVal, Recorder/Secretary
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**PROCLAMATIONS, COMMENDATIONS, SPECIAL REPORTS, AND AWARDS**

None scheduled.

**AUDIENCE PARTICIPATION**

**Brian Cox**, 12075 SE Solstice Court, Clackamas Fire District #1 board member. He discussed the existing agreement between the District and the City of Milwaukie. Both entities have had the opportunity to work together on 2015 and 2040 plans. He discussed the need to consider growth and regional impact when working on facilities planning and siting. At the District Board's most recent meeting, members decided to ask if some of Milwaukie's elected officials would be interested in meeting and discussing how to work together in the future. He mentioned that property taxes in the District had dropped about fifteen cents per thousand assessed value. In addition to the existing agreement for training with the South Metro Fire Marshal's Office, there might be other areas in which the two entities might mutually agree.

**Mayor Lomnicki** said it seemed that Cox was suggesting that Councilmembers meet with District Board members. He asked Cox if he was suggesting that elected officials meet and develop their own discussions or if staff should develop topics for consideration.

**Cox** said some issues should involve only elected officials acting as policy makers. Millions are spent in siting fire stations, and the District Board is concerned about locating facilities in the best interest of the community at large. Some issues, such as annexation, are more realistically addressed by elected officials.

**Mayor Lomnicki** commented that these issues would also be addressed in the context of SB 122. The next phase of the process was to deal with service delivery on a more specific level and to consider potential changes in the North Clackamas area.

**Cox** said Phase 2 will be an ongoing process. From the onset, participants looked at various services and delivery levels. The different fire service agencies working on the project could foresee that the entire North Clackamas area would be served by one provider at some time in the future. **Cox** said the District Board was concerned about what would suit the City of Milwaukie; it wants to do what is best for everyone in the area. He discussed providing fire suppression services to the City and the need to make wise decisions when siting new facilities.

**Councilmember Kappa** asked Cox if the District Board did not feel SB 122 would address some of these issues.

**Cox** said he was sure the issues would be addressed. There have been few changes in the service delivery concept since the fire service providers began meeting. Nothing needs to happen immediately since the end result is projected out about fifteen to twenty years. The District Board simply wants to have some discussions. He felt it would be appropriate for the respective staff to put together an agenda of items they felt would be beneficial for the elected officials to discuss.

**Councilmember Schreiber** asked Cox if Clackamas Fire District #1 would participate in SB 122 phase 2 talks. **Cox** said the District would participate.

**Councilmember Kappa** said it seemed that Cox's questions related not just to Clackamas Fire and Milwaukie, but also Oak Lodge. He felt it would be appropriate to ask Oak Lodge if it wanted to join the discussions.

**Cox** said he would not have a problem with Oak Lodge's participating. He pointed out that there were already agreements existing between Clackamas and Milwaukie. Incident command might be another agreement between the two entities.

**Councilmember Kappa** said he would like to direct Milwaukie Fire Department staff to seek out District staff to identify areas of mutual concern. He also suggested that Oak Lodge be asked to participate without conflicting with the SB 122 program.

## **PUBLIC HEARING**

None scheduled.

## OTHER BUSINESS

### Acquisition of Integrated Maintenance Management Software

**Drechsler** presented the staff report. He requested that the City Council authorize the City Manager to sign a purchase order for acquisition of Hansen's Integrated Maintenance Management Software (IMS) in the amount of \$63,276. Funds are available in the Street, Water, Sewer, and Storm division 1995 - 1996 budgets.

He discussed the in-house survey that looked at possible choices for software. Other jurisdictions were contacted to determine what they used. It was determined that the Hansen's software would integrate most effectively with the City's current GIS program. The software has been found to be user friendly and would enable the departments to prepare true cost of service information. He added that the sewer division has used this software on a trial basis for about two years.

**Councilmember Schreiber** asked if Hansen's was the single provider.

**Drechsler** said the City received proposals from ITX and Hansen. Hansen IMS suited the needs of the department both in capability and price.

**Councilmember Farley** asked how many employees would be trained.

**Drechsler** said one person from each division would be trained. He added that each department would have individual templates. The ultimate goal will be to have all employees be users of the software and enter work orders.

**It was moved by Councilmember Schreiber and seconded by Councilmember Kappa to authorize the City Manager to sign a purchase order for acquisition of Hansen's Integrated Maintenance Management Software(IMS) in the amount of \$63,276. Motion passed unanimously.**

**Mayor Lomnicki** asked if City Council wished to pull any item from the Consent Agenda for discussion. Councilmembers had no items they wished to bring under Other Business.

### Council Agenda -- Order of Business

**City Council discussed moving the Consent Agenda to the third item in the Order of Business. Staff was directed to prepare an Ordinance for the next City Council meeting to this effect.**

### **Reclassification and Proposed Wage for Court Clerk**

**Richards** presented the staff report. She requested that the City Council authorize the City Manager to amend the MEA/AFSCME agreement to add the Court Clerk classification to the salary schedule at Range 8.0. The current position is Supervising Court Clerk, which will become vacant in January 1996. The Finance Director made a request to appeal the job description and remove supervisory responsibilities. The City Manager concurred with this action considering the City's desire to flatten the organization. MEA/AFSCME reviewed the proposed Range 8.0 salary assignment and agreed. The process will be internal to fill the position before the incumbent leaves the position.

**It was moved by Councilmember Kappa and seconded by Councilmember Farley to authorize the City Manager to amend the MEA/AFSCME agreement to add the Court Clerk classification to the salary schedule at Range 8.0. Motion passed unanimously.**

### **Consider Property Acquisition**

**Mayor Lomnicki** announced that the title company was working on the legal description prior to City Council consideration of the proposed Resolution.

**Bartlett** said, until the Resolution is acted upon, the information is not part of the public record.

### **Amend Sidewalk Contract**

**Drechsler** presented the staff report. The original contract included sidewalk repair at City Hall, Ledding Library, and Dogwood Park. Additional areas owned by the City were found not to meet standards. The changes took the project amount over the City Manager's level of authorization. He added that some of the change order work included the sidewalks in front of the Eastman and Britton properties.

**Councilmember Kappa** asked from what portion of the CIP would the Britton and Eastman sidewalk improvement be taken.

**Drechsler** said this would be within the property acquisition and would not be listed as a CIP project.

**Councilmember Farley** asked the location of the saw cuts.

**Drechsler** said there were saw cuts at City Hall, Library, and between the antique store and the Britton property.

**It was moved by Councilmember Farley and seconded by Councilmember Trotter to authorize the City Manager to sign a change order to the 1995 sidewalk improvement contract in the amount of \$8,378.00. Motion passed unanimously.**

### **Suspension of Council Rules**

**It was moved by Councilmember Kappa and seconded by Councilmember Trotter to suspend City Council rules to consider the right-of-way easement agreement with the City of Portland across the Springwater Corridor. Motion passed unanimously.**

### **Right-of-Way Easement Agreement with the City of Portland**

**Drechsler** presented the staff report. Standard TV and Appliance has applied for a building permit to expand its existing warehouse at the north end of Johnson Creek Boulevard. The additional fire protection cannot be supplied by Clackamas Water District, which currently delivers domestic water. In order to construct a new water line from Milwaukie's 12-inch main on the south side of Johnson Creek Boulevard, the line will have to cross the Springwater Corridor. The City of Portland has agreed to give Milwaukie a right-of-way easement to cross the Corridor, and Standard TV and Appliance will pay the expenses to install the line according to City specifications.

**Councilmember Trotter** asked if the proposed line would provide fire protection or regular water.

**Drechsler** said Milwaukie would provide water for both domestic and fire protection.

**Councilmember Kappa** asked if there would be any environmental impacts involved with this project.

**Drechsler** said the lines will be constructed under the Springwater Corridor, and there will be no environmental impacts.

**Councilmember Schreiber** asked if this type of project had been done before.

**Drechsler** said this type of project has not been undertaken since he began working with the City. It is a difficult procedure, and engineers have been working on the project for six or seven months. He said he believed this would ultimately improve the grid network.

**Councilmember Farley** asked if this would result in a loss of pressure in the rest of the area. **Drechsler** said that area is currently served by the Clackamas Water District, but it cannot offer the same pressure and flow.

It was moved by Councilmember Kappa and seconded by Councilmember Trotter to adopt the Resolution authorizing the City Manager to sign a right-of-way easement with the City of Portland for a waterline installation across the Springwater Corridor near the intersection of SE Johnson Creek Blvd. and SE 58th Avenue. Motion passed unanimously.

**RESOLUTION NO. 44-1995:**

**A RESOLUTION OF THE CITY OF MILWAUKIE, OREGON,  
AUTHORIZING THE CITY MANAGER TO SIGN A RIGHT-OF-WAY  
EASEMENT WITH THE CITY OF PORTLAND TO PROVIDE FOR THE  
CONSTRUCTION AND MAINTENANCE OF WATERLINE FACILITIES  
CROSSING THE SPRINGWATER CORRIDOR JUST SOUTH OF THE  
SE JOHNSON CREEK BLVD./58TH AVENUE INTERSECTION.**

**CONSENT AGENDA**

It was moved by Councilmember Farley and seconded by Councilmember Kappa to adopt the Consent Agenda which consisted of the following:

1. City Council Minutes of October 3, 1995;
2. Resolution 45-1995 -- Intergovernmental Agreement with Clackamas County for Library Remodel Project;
3. Resolution 46-1995 -- Interagency Pursuit Agreement; and
4. Resolution 47-1995 -- Mutual Aid Law Enforcement Agreement

Motion passed unanimously.

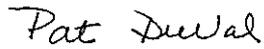
**Information**

1. **Councilmember Farley** said he requested vagrancy laws from other cities in the state and would share the information.
2. **Bartlett** discussed information from the Clackamas Town Center Task Force.

**Mayor Lomnicki** announced an executive session immediately following adjournment of the regular session to consult with legal counsel pursuant to ORS 192.660.

**ADJOURNMENT**

Mayor Lomnicki adjourned the meeting at 7:40 p.m.



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Pat DuVal, Recorder/Secretary

**EXECUTIVE SESSION**

Mayor Lomnicki called the executive session to order at 7:50 p.m. Attendance included City Council, City Manager, and a representative from the City Attorney's office. Bartlett reported on a potential legal challenge to our business license code by a non-profit organization. Pam Beery reviewed a memo protected by Attorney-Client Privilege addressing the issue. Council was advised that the organization has submitted the no fee application with a letter stating it was not in agreement with the Ordinance.

The meeting was adjourned at 8:10 p.m.



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Dan Bartlett, City Manager