

## MINUTES

**MILWAUKIE CITY COUNCIL WORK SESSION  
June 20, 2006**

**Mayor Bernard** called the work session to order at 5:30 p.m. in the City Hall Conference Room.

Council Present: Councilors Barnes, Collette, Loomis, and Stone.

Staff Present: City Manager Mike Swanson, Services Director JoAnn Herrigel, Human Resources Director Mary Rowe, Community Development/Public Works Director Kenny Asher, Resource and Economic Development Specialist Alex Campbell, Engineering Director Paul Shirey, Police Chief Larry Kanzler, Planning Director Katie Mangle, Information Coordinator Grady Wheeler, and Associate Engineer Brenda Schleining.

**Public Safety Advisory Committee Work Plan**

**Susanna Pai**, Public Safety Advisory Committee (PSAC) Chair and **Chief Kanzler** reviewed the 2006 – 2007 Work Plan.

1. Traffic Management Program

A complete proposal was sent to Engineering Director Paul Shirey

2. Officer and citizen recognition

The American Legion no longer provides a venue, so this year the event was held at McGrath's. Outback Steakhouse will sponsor the program in the future.

3. Youth Activities and Safety

PSAC would support the Police Activities League (PAL) that focuses on youth from 9 to 14 years of age. This year \$24,000 in federal grant funds were spent on activities. The City applied for an additional allotment to reinvigorate the youth in the community. This past year money went to athletic equipment and youth camp scholarships, and four Milwaukie officers coached teams. Prospects looked dim for future federal funding. The school resource officer (SRO) would keep the contacts open with the schools, and the officers would continue to volunteer their time to coaching. Uniforms and equipment would not be available unless funding came through.

4. Citizen Police Academy

The Cities of Milwaukie and West Linn conducted a successful Police Academy in 2005 and would be joined by Gladstone and Lake Oswego this year. There would be 20 slots available for the 11-week program that starts in September. The intent was to reinforce community policing and interaction between the police departments and citizens. Each agency would be responsible for its own expenses. The Milwaukie police department budgets \$5,000 primarily for officer overtime and expendable equipment.

**Councilor Stone** attended in the mid-1990's, and she recalled it was funded by the Sheriff's Department.

**Chief Kanzler** did not believe the Sheriff's office was participating any longer.

5. Neighborhood Awareness

PSAC would continue to act as the liaison between the neighborhoods and the department to further knowledge about safety, traffic, school programs, and other public safety issues.

## 6. Education

The Committee would support education about such things as safe routes to school. Ardenwald was selected as the media school for Walk Your Child to School Day this year.

## 7. Fielding problems and questions from the neighborhood and Industrial areas

Ms. Pai and the Chief had discussed what could be done with the industrial areas to integrate them into the neighborhood associations and give them a active role.

**Councilor Barnes** said the business partners on International Way were pleased with the police department's responsiveness, so now might be a good time to follow through on the idea.

**Chief Kanzler** said it was a matter of resources.

**Ms. Pai** felt PSAC would be supportive of the effort to develop a link between the industrial areas and the neighborhood associations.

## 8. Adopt an intersection program

PSAC would pursue this element of the work plan once the engineering department had worked on the Neighborhood Traffic Management Plan (NTMP).

## 9. Annexation

**Ms. Pai** reported the Overland Park was enthusiastic about annexation, and residents had attended some of the PSAC meetings.

**Chief Kanzler** added that working with the Overland Park residents might prevent some of the crime from drifting into Milwaukie. He commented on the expense of responding to calls from the unincorporated areas.

**Ms. Pai** observed that Milwaukie police took calls from the Overland area when the situation was high risk. She was anxious to see annexation occur to more effectively use resources.

## 10. Explore city and county disaster plans

Many of the PSAC members were well trained and could help with implementation or input as needed. Ms. Pai was a member of the Red Cross Disaster Team.

**Councilor Collette** asked if the neighborhood leaders worked with her to disseminate information during a disaster.

**Ms. Pai** replied the Committee was working toward a plan so the neighborhood leadership could play key roles during a disaster to help residents.

**Chief Kanzler** said CodeRed was approved in the 2006 – 2007 budget, and the agreement was scheduled to come before Council in August.

**Mayor Bernard** discussed the Gramor development and Hwy 224 improvements and Mr. Aschenbrenner's request that the Oregon Department of Transportation (ODOT) install a left-turn signal. He suggested that the neighborhoods consider putting some of their grant funds toward the improvements.

**Ms. Pai** would bring the matter before the NDA at its next meeting in September. The Committee would discuss the issue at its next meeting.

**Mayor Bernard** added ODOT would not spend the money before the buildings were occupied and a traffic study done. He asked how much Milwaukie had gotten in Homeland Security grants.

**Chief Kanzler** said Milwaukie applies in collaboration with Clackamas County and the region. In the past over \$100,000 has come into Milwaukie, but the focus has changed to a regional response plan. The City currently had \$50,000 to site harden the Public Safety Building.

**Councillor Stone** thought Gramor had some responsibility at the Oak Street intersection.

**Mayor Bernard** replied the developer installed the turn lane but not the signal.

**Councilor Stone** would appreciate PSAC's writing a letter and supported the idea of adopting problematic intersections.

**Chief Kanzler** said the efforts would be based on neighborhood association input and crash data. The intent would be to identify the issues and make recommendations to the state or City of Milwaukie on how to rectify the problem.

**Ms. Pai** added it would be similar to the adopt a park program.

**Councilor Stone** would like that to come to the City Council because PSAC was an advisory body. It would be nice to be in the loop and know how the dollars would be spent. Identifying problematic streets and intersections would be a great thing to do for citizens.

**Chief Kanzler** replied at this point the program was in the action plan. The high-risk intersections have been mapped, but responsibility had not been assigned yet. Engineering was aware of the work plan, but no recommendations had been forwarded. Some things called problematic were poor driver responses to signals. Photo radar and photo red-light enforcement was still on the priority list. There was still support from the Oregon Chiefs of Police for this program in Milwaukie, and he hoped they would be actively involved in the legislative process. It was clear the Council and community wanted to see active traffic enforcement. The decision should be a local option and not dictated by the state.

**Councilor Stone** commented there were a lot of tools that could be used in terms of the NTMP to identify local issues in the neighborhoods and enforce speed limits.

**Chief Kanzler** discussed the effectiveness of photo red-light in reducing accidents rates.

**Councilor Stone** asked Ms. Pai what she felt were PSAC's most notable accomplishments.

**Ms. Pai** said the group works as a team. There were a lot of things on the list to work on as a team and accomplish at least 2/3 of it.

**Councilor Stone** asked if PSAC members typically attended the NDA meetings.

**Chief Kanzler** replied when officers were available they attended the NDA meetings, and PSAC members were nominated by their neighborhood associations. The idea was to get information between the department and the neighborhoods.

**Councilor Stone** asked if there were still neighborhood watch groups and if PSAC could help in problematic areas.

**Chief Kanzler** replied neighborhood watch programs had not been very successful because it was expensive and difficult to maintain when residents came and went. Community awareness proved to be more effective than the block captain program.

**Councilor Stone** thought it might be a good idea in problematic neighborhoods where there were pockets of problems. She would like PSAC to be involved in a helmet program because she knew it had been done in the past.

**Chief Kanzler** assisted the fire department this year on the helmet program. The department donated 36 unclaimed bikes to a non-profit program that helped children learn to ride safely. That was on the police department work plan at this time rather than PSAC's.

**Ms. Pai** said Chief Kanzler got her on the Safe Route to School program with ODOT, and she will report back to the Chief to implement certain elements in the community. It was a

federally-funded program that provided a statewide grant. She hoped the community would apply for the grant and promote walking or biking to school.

**Councilor Stone** asked if PSAC might want to work on the Hands and Words Are Not for Hurting Project and get the neighborhoods involved. There was a lot of domestic violence that went on, and this was a successful program for children to go through.

**Chief Kanzler** would like to involve someone from the high school on the Committee, but right now everyone's work schedule was full. Right now the liaison work was going to the school.

**Councilor Stone** replied the program targeted the grade schools as well. She would like to address the PSAC at some time.

### **Street Maintenance Funding Outreach**

**Mr. Asher** said Katie Mangle, Brenda Schleining, Alex Campbell, Grady Wheeler, Mike Clark, and Paul Shirey were members of this interdisciplinary team that worked on the Council's charge to consider options for the City's deteriorating street conditions and to raise local dollars. About one year ago Mr. Shirey presented a staff report that graded the local street system using computer modeling. In quantitative terms the street system was okay but slipping. Once one got too far behind, the catch up costs were exorbitant. This matter was timely and urgent, and staff sought feedback as it proceeded to a Council recommendation scheduled for July 18.

**Ms. Herrigel** reported the team developed a problem statement and reviewed pavement management plans from the past, the street fund budget history, maintenance trends, and approaches used by other jurisdictions in the Metro area. The problem statement read, "Milwaukie streets are in a state of rapid decline. Some have already failed. Funding is not adequate to turn the situation around. If nothing is done, the roads will worsen, and the cost to remedy the situation will skyrocket."

Flyers were distributed at the Library Plant Sale, Farmers' Market, Down to Earth Day, and at Lewelling, Ardenwald, and Linwood Elementary Schools. There were direct mailings in all utility bills in May and June. Presentations were made at all seven Neighborhood District Association (NDA) meetings, the Planning Commission, Citizens Utility Advisory Board (CUAB) to which all other advisory boards and commissions were invited, and the Milwaukie Rotary. Three hundred businesses were invited to a meeting that no one attended, but some comments were received. Another meeting was scheduled at the Milwaukie Center that no one attended, and the Ardenwald PTO meeting was cancelled. Information sheets and surveys were posted on the website. The most specific data was gathered from the presentations at the regularly scheduled meetings. Verbal comments were recorded on a flip chart at the meetings plus people were asked to complete a survey. The written responses indicated a higher level of concern than did the verbal responses. No one said his or her street was great, but the level of concern in the survey was 4 to 5. When asked about local funding options, the surveys showed people were willing to pay. The options, however, were all over the board. Verbally, they thought the City should sharpen its pencil, but in the survey the options were about equal with the exception of downtown parking meters which ranked very low. Property tax in the verbal data collection ranked very low because no one thought people would vote in favor of it. From the written responses property tax was 22%, street utility fee was 23%, privilege tax was 26%, shifting to the general fund was 21%, and paid parking was 8%.

**Mr. Asher** said other options such as a local gas tax came up. The five in the survey were the most typically used in the region and would generate enough funds to solve the problem. He understood the City of Sandy had a local gas tax.

**Ms. Herrigel** also asked the public if they would focus on the larger streets or smaller neighborhood streets. Sixty-three percent said they would focus on the larger streets. Many people were concerned that any funding be equitable. Property owners did not feel they should pay everything. Any funding option should be closely associated with a work plan. The street projects should be distributed equitably throughout the City. Projects should begin on the outside and work in; do not just concentrate on the downtown. Any funds collected should be dedicated to street maintenance.

**Mayor Bernard** was involved in the County road funding study about a year. The City helped fund the study, but the County decided not to go through with any plan. One of the issues was outreach to those who would pay the most like Safeway or Albertson's. He recalled that the County study was based on the number of parking spaces. He recently attended a Clackamas County Business Alliance breakfast, and the Danielson's Thriftway owner said no one from the County had talked to them about alternatives. The North Industrial and Omark businesses would be paying big dollars along with the shopping centers. He encouraged making direct contact with those property owners. For example, would he pay more than Dark Horse because he had a parking lot? That was the type of issue that needed to be resolved.

**Mr. Asher** agreed those types of issues needed to be resolved. A lot of that got into methodologies, and there was a presumption that it would be user based. The project was not there yet, and more outreach would be done. Despite efforts to reach businesses, there was very little feedback. Staff would continue to try to reach them. There needed to be some determination about the methodology by which local money would be raised, and businesses would be key. That additional outreach would be essential and would be part of the recommendation.

**Mayor Bernard** thought some Council members would partner with staff on its business outreach efforts. He thought a local gas tax should be in the mix although there were not many stations in Milwaukie. He discussed the program in the City of Sandy.

**Ms. Herrigel** commented that Mr. Wheeler was interviewing Sandy officials for the report.

**Councilor Collette** thought the approach was terrific, and people in the community got the message and felt they had been listened to. She understood the sense was that people were willing to pay something more for street maintenance, and the options were pretty equal. If the City did seek tax money, then the question would go before the voters, and a utility tax could be done through Council public hearings.

**Ms. Herrigel** heard people say they were okay with the options but with qualifications. For example, if something went on the ballot, then there needed to be a priority list of projects. People would want to know how the utility fee option worked and that businesses were contacted.

**Mr. Asher** added there was no debate that there was a problem because people can see the deterioration. The material identified how much more expensive it was to repair badly deteriorated streets, so most of the discussion was about funding.

**Councilor Loomis** asked why staff did not send out a survey like it did for the riverfront.

**Ms. Herrigel** replied it was mostly a matter of timing.

**Mr. Asher** added it was important to take people through the facts and particularly how street funds were allocated.

**Councilor Loomis** thought everyone was clear that the roads were horrible and needed to be fixed. The question was how to pay for them, and he thought that could have been on the survey.

**Ms. Herrigel** thought the error might have been in putting the flyers in the utility bills.

**Councilor Loomis** thought it was a great effort, but it was not effective.

**Councilor Stone** asked the annual anticipated cost.

**Mr. Asher** responded that \$1.2 million annually for six years was a rough estimate of what it would take to get almost all the streets in a good condition and to a point where they could be maintained. The second issue was how to apportion the cost.

**Councilor Stone** understood the \$1.2 million incorporated all the streets that were in fair or poor condition. What would the figures look like if focus were on the well-traveled arterials to make it more digestible? She liked the idea of using gas tax dollars and shifting the street lighting costs. She suggested the privilege tax on an annual basis to see what that did. She suggested looking at the major streets that really needed repair.

**Ms. Herrigel** replied that staff was working on that and would report on July 18.

**Mayor Bernard** said many communities had dealt with this successfully, and residents were happy. They developed a list of projects and put up signs when they were done.

**Mr. Asher** believed Wilsonville even offered a rebate.

**Councilor Stone** said that would give a better idea of the costs and not be an arbitrary figure.

**Mayor Bernard** thought a lot of work had gone into coming up with the figure.

**Mr. Asher** added the costs for street construction in Clackamas County went up 30% last year, so there was some inflation built into the numbers. If that rate continued, then everyone would be in a totally different situation. The numbers were good, but staff was at a point where it needed to look at prioritization and methodologies for assessing costs. Now it had a sense community's opinion and what program might be viable.

**Councilor Barnes** appreciated the massive undertaking and interdepartmental coordination. She suggested creating a video.

**Ms. Herrigel** said staff would work on the video in July.

### **Council Appraisal Form**

**Ms. Rowe** reviewed the three options in terms of the form. Options 1 and 2 had the same criteria, and option 1 included a section on overall strengths. Option 3 was a hybrid that might get to some of the Council's questions.

**Mayor Bernard** suggested combining options 2 and 3.

**Councilor Loomis** thought the form should be as simple as possible so it would not take a lot of staff time to complete.

**Councilor Barnes** liked options 2 and 3 combined and thought the question on staff relations was important.

**Councilor Stone** liked option 3 but suggested combining some of the questions.

**Councilor Collette** noted some overlap between options 2 and 3.

**Ms. Rowe** would e-mail a final draft to the group prior to sending it to all employees with a message from Mayor Bernard.

### **Municipal Court Judge Contract**

**Mr. Swanson** reported the municipal court judge's contract would expire on June 31. This was a judicial officer that served at the pleasure of the Council. It was agreed that the contract would be extended for six months at the July 6 meeting. The Council may determine it wanted to go out with a request for proposals (RFP).

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**Council Retreat**

**Mr. Swanson** discussed the open channels initiative, Council Communication Agreement, and teambuilding session with Dr. Bill Grace.

**Councilor Barnes** recommended a retreat to consider open channels, Communications Agreement, and Council appraisal.

The Council agreed to have its retreat after July 11.

**Councilor Loomis** wanted a list of recent facilitator costs.

**Mayor Bernard** adjourned the work session at 6:53 p.m.

*Pat DuVal*

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Pat DuVal, Recorder