

CITY COUNCIL MEETING

June 3 1974

7 p m

COUNCIL CHAMBERS

1221st Meeting

The one thousand two hundred twenty-first meeting of the Council of the City of Milwauke Oregon was held on the 3rd day of June 1974 The meeting was called to rder by Mayor Donald W Graf with the following councilpersons present

- |                    |                     |
|--------------------|---------------------|
| Bill E Hupp        | William M Keller    |
| Robert G Stochosky | Mayor Donald W Graf |
| Joy Burgess        |                     |

Also p esent

- |                           |                              |
|---------------------------|------------------------------|
| Harold L Schilling        | Richard White Fire Chief     |
| J Wayne Daigle Dir of P W | Myer Avedovech City Attorney |
| Rod Sandoz City Planner   | Dorothy E Farrell Secretary  |

The Pledge of Allegiance was recited

CONSENT CALENDAR

- a) Approval of minutes May 20 1974 meeting
- b) Report on Fire Department Plectron system
- c) Report on Furnberg Park funding
- d) Writ of Review downtown L I D
- e) PUC order for investigation into need for air service

It was MOVED by Stochosky SECONDED by Burgess that the consent calendar be accepted with the exception of items a c and e MOTION CARRIED and so ordered

b) Council has received memorandum from Fire Chief dated May 24 1974 describing the Plectron system and a demonstration was given

d) Council has received copy of Writ of Review and Notice of Stay on the downtown L I D

a) Councilman Hupp requested that the May 20 minutes page 3 under OTHER BUSINESS item 3 include the sentence Councilman Hupp countered that he was entitled to his own opinion

c) Council has received memorandum from City Manager dated May 30 1974 that staff is working on the a ch into Furnberg Park funding Councilman Hupp said he would bring in a copy of a breakdown of all money expended on Furnberg Park which was prepared by the former City Manager

e) Council has r ived copy of notice from Public Utility Commissioner that the Commission-y is ordcring an investigation into the need for air service west of the Cascade Mountains Councilman Hupp questioned what the city s liability might be Mayor Graf stated Council would consider all the items adopted with the comments made

AUDIENCE PARTICIPATION

Jerry Mesander representing Brod & McClung Pace Co presented a letter from the company expressing the desire to purchase a 90 x 130 foot corner of the sewage plant property on McBrod Avenue and River Road as well as approximately 5 x 200 feet paralleling the existing property line at such time as the sewage plant is no longer in use They would be interested in the rest of the property at a future time

CORRESPONDENCE

1 Mayor has received letter from Metropolitan Service District dated May 21 1974 asking the city to pass a resolution approving the Solid Waste Management Plan adopted

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by the District Staff was asked to analyze the request and report back to the Council at the earliest possible time

2 Mayor has received letter from Milwaukie East Clackama County Area League of Women Voters dated May 31 1974 asking that a line item for social services even if it is only for one dollar be included in the budget and the Coalition of Social Services is in the process of cataloging all social services in Clackamas County preparatory to being able to pinpoint the county's needs

#### REQUEST BY A S FISCHER TO CUT TREES IN STREET RIGHT OF WAY

A S Fischer 8000 SW West Slope Drive Portland has requested permission to remove trees on Fifth Street between Seventh Avenue and Ninth Avenue and that any salvage recovered become his property Council has received memorandum from Public Works Director dated May 30 1974 recommending the request be granted and memorandum from City Attorney dated May 30 recommending that if the city approves the request a contract and hold harmless agreement should be signed by Mr Fischer Councilwoman Burgess expressed concern of residents in the area that the tile in the creek bed might not contain the water when the creek bed is filled as stated in Mr Fischer's letter but was assured that the tile is adequate It was MOVED by Keller SECONDED by Stochosky that permission be granted subject to the conditions set forth by the City Attorney MOTION CARRIED and so ordered Councilwoman Burgess wished her vote recorded as no

#### MEMO FROM CITY ATTORNEY RE REFUSE COLLECTION FRANCHISE

City has received letter from Dale Harlan attorney for solid waste collectors operating in the city requesting a rate increase Council has received a memorandum from City Attorney dated May 30 1974 re refuse collection franchise--transfer to SCA Services Inc from Alexander & Alexander stating the agreement for a 20 year franchise in 1959 was null and void because it violated the provisions of Ordinance No 633 and no written permission was given by the Council for a transfer by Alexander to SCA Councilman Hupp said he would like to have a staff recommendation Mr Harlan said he was sure the Council would wish to work something out that would be fair

#### REPORT ON BROOKSIDE APARTMENTS

Council has received memorandum from City Planner dated May 24 1974 re Johnson Creek (Brooks de) Planned Development Staff was asked to keep an eye on the construction and neighboring residents were asked to let Council know if there were any more problems

#### DISCUSSION RE LIGHT RAIL SYSTEM

This matter was discussed at the May 6 Council meeting and it was decided to put it on the agenda again the first meeting in June It was MOVED by Burgess SECONDED by Hupp that the Mayor be authorized to sign a newly-prepared resolution specifying continuing support for the light-rail system MOTION CARRIED and so ordered Councilman Hupp asked that the resolution come back before the Council or be read to Council before being signed

(Meeting recessed at 8 35 p m reconvened at 8 50 p m with all present )

City Planner told the Council he had received from Tri Met their citizen participation

program and Tri Met is requesting the city furnish them with a list of 10 or 12 names of people who would be interested in serving on a committee to work with Tri Met on the park and ride concept

REPORT ON MONROE STREET PUMPING STATION

Council has received memoranda from Public Works Director dated May 22 and May 30 and copy of letter from City Manager to Robert D Herndon attorney dated May 28 all concerning the Monroe Street pumping station Public Works Director explained the present design of the hatch and an alternate design requested by the owners of the grocery store adjacent to the pumping station at an additional cost of about \$4 100 It was MOVED by Stochosky SECONDED by Burgess that Council direct the city not to construct an aboveground structure above the pumping station that it be level with the surface with the electrical panel either adjacent to the stop sign or if an easement can be obtained adjacent to the grocery store It was MOVED by Keller SECONDED by Burgess that the motion be amended to state that the instructions be based on the staff locating or determining or considering a place for maximum safety for the power panel On the amendment MOTION CARRIED and so ordered On the main motion now amended MOTION CARRIED and so ordered

RESOLUTION NUMBER 9-1974 CANVASSING VOTE AT MAY 28 1974 ELECTION

It was MOVED by Hupp SECONDED by Stochosky that Resolution Number 9-1974 (A RESOLUTION CANVASSING THE VOTE AT ELECTION HELD ON MAY 28 1974) be read MOTION CARRIED and so ordered It was MOVED by Burgess SECONDED by Stochosky that Resolution 9-1974 be adopted MOTION CARRIED and so ordered

LIQUOR LICENSE APPLICATION CHALET L ABBE

The Chalet L Abbe has filed an application for an amendment to its liquor license adding two other persons names in partnership with Mrs Aebi City Attorney pointed out there is some question as to whether or not there is a contract entered in 1969 between the Chalet L Abbe and the city about a transfer of ownership but that at this time the Council is only considering the additional two names to be added to the liquor license and not a transfer of ownership It was MOVED by Hupp SECONDED by Stochosky that Council grant its approval for the addition of the names of Rudolph Baeumel and Horst Zwicker (Satyr Corporation) to the liquor license for Chalet L Abbe (Dispensers Class A ) presently in the name of Jewell Aebi MOTION CARRIED and so ordered Councilwoman Burgess wished her vote recorded as no

RESOLUTION CALLING FOR SPECIAL ELECTION RESOLUTION NUMBER 10 1974

City Manager explained that using the figures from the proposed tax base as recommended by the tax base study committee the total tax requirements are \$1 164 211 taxes not expected to be collected \$162 990 total tax to be levied \$1 327 201 \$749 882 would be within the 6% and \$577 319 would be the figure to be requested in an election to exceed the 6% limitation Councilman Stochosky stated he would like to propose keeping the additional personnel in the Planning Department Administration/Finance street repair and Park Department but hold the line in the Police and Fire Departments and have the Library go back on a full time basis

It was MOVED by Burgess SECONDED by Keller that (A RESOLUTION PROVIDING FOR THE CALLING OF A SPECIAL CITY ELECTION ) be read with the figure to be \$577 319 It was MOVED by Keller SECONDED by Stochosky that the motion for the reading be amended by substituting the figure \$502 319 for the figure \$577 319 reducing six people from the proposed increase in the Police and Fire Departments at approximately

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\$12 500 annually each On the amendment MOTION CARRIED and so ordered Mayor Graf and Councilwoman Burgess wished their votes recorded as no On the main motion MOTION CARRIED and so ordered Mayor Graf and Councilwoman Burgess wished their votes recorded as no It was MOVED by Stochosky SECONDED by Keller that Resolution Number 10 1974 ( A RESOLUTION PROVIDING FOR THE CALLING OF A SPECIAL CITY ELECTION IN THE CITY OF MILWAUKIE OREGON ON THE 18TH DAY OF JUNE 1974 FOR THE PURPOSE OF SUBMITTING TO THE LEGAL VOTERS OF THE CITY OF MILWAUKIE OREGON THE QUESTION OF AUTHORIZING AND DIRECTING THE CITY COUNCIL OF SAID CITY TO INCLUDE IN THE BUDGET AND LEVY THE SUM OF \$502 319 FOR THE FISCAL YEAR 1974 75 FOR GENERAL CITY PURPOSES WHICH AMOUNT EXCEEDS THE CONSTITUTIONAL SIX PERCENT LIMITATION ON TAXATION SET FORTH IN SECTION 11 ARTICLE XI OF THE CONSTITUTION OF OREGON AND WHICH AMOUNT IS IN ADDITION TO ALL OTHER TAXES LEVIED) be adopted MOTION CARRIED and so ordered

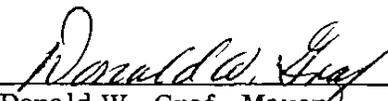
#### OTHER BUSINESS

- 1 Mayor Graf read a proclamation stating that Milwaukie Festival Daze Button Sales are officially open
- 2 Clackamas County Coalition of Social Services has sent notice of meeting at 7 a m Thursday June 6 at the Legal Aid Board Room 607 Main Street Oregon City
- 3 Public Works Director has asked the Council to set an informational meeting on Fieldcrest sanitary sewer L I D on June 17
- 4 Dale Harlan has requested a work session with the Council to go over rate increase request by refuse collectors It was decided to postpone this until the problem with the franchise is settled

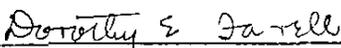
#### PAYMENT OF BILLS

It was MOVED by Keller SECONDED by Stochosky that the bills listed for June 4 1974 payment be approved for payment MOTION CARRIED and so ordered

Meeting adjourned at 11 45 p m

  
 \_\_\_\_\_  
 Donald W Graf Mayor

ATTEST

  
 \_\_\_\_\_  
 Dorothy E Farrell Secretary

CITY OF MILWAUKIE  
BILLS PAYABLE ON JUNE 4 1974

<u>VENDOR</u>	<u>TOTAL</u>	<u>DEPT</u>	<u>AMOUNT</u>
1 American Public Works Association	2 00	30	2 00
2 Ben Mar Auto Parts Inc	24 61	4	24 61
3 Edward Brekke	82 50	1-8	82 50
4 Burroughs Corp	29 942 45	12-	29 728 42
		1 2	214 03
5 Chevron Asphalt Co	426 60	4	426 60
6 Englund Plummer & Associates	1 344 45	1-1	1 344 45
7 Eugene Overall/Blue Seal	59 77	1 3	15 50
		1 4	29 89
		1 6	14 38
8 Charlie Helwig Inc	68 99	1 2	12 54
		1-4	12 97
		1 5	19 98
		1 8	23 50
9 Homelite	18 90	20	9 45
		30	9 45
10 Melvyn & Janet Hood	25 00	3-	25 00
11 Horton Electric	42 80	1 2	42 80
12 Insurance Services Office	4 00	1-4	4 00
13 International Business Machines Corp	115 00	1 5	115 00
14 International Conference of Bldg Officials	35 00	1 10	35 00
15 International Harvester Co	15 54	4	15 54
16 International Personnel Management Assn	115 00	1 1	115 00
17 Jurors	135 00	1 8	135 00
18 Milwaukie Auto Parts	8 40	4	8 40
19 Milwaukie Hardware	98	1 3	98
20 Milwaukie High School	7 00	1-3	7 00
21 National Fire Protection Assn	3 68	1 4	3 68
22 Pacific Northwest Bell	6 00	1 4	6 00
23 City of Portland	156 64	1-3	23 35
		1-4	16 77
		1 5	30 96
		4	40 52
		20-	33 76
		30	11 28
24 Portland General Electric	575 56	4	17 21
		20	91 80
		30	466 55
25 Rub A Dub Car Washes	80 25	1 5	80 25
26 The Review	8 00	1 4	8 00
27 SAIF	15 00	1 1	15 00
28 Sharon & Co	9 80	1-10	9 80
29 State of Oregon -Dept of Motor Vehicles	45 00	1 8	45 00
30 Southern Pacific Transportation Co	100 00	12	100 00
31 Waterworks Supplies Co	7 97	1-7	7 97
32 Steve Welch	225 00	20	225 00
33 West Chemical Products Inc	23 80	1 3	23 80
34 Wichita Water District	555 00	5	555 00
35 Xerox	82 20	1 5	82 20

\$34 367 89

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## BILLS PAYABLE ON JUNE 4 1974 continued

1 1	GENERAL	1 474 45
1 2	ADMINISTRATION & FINANCE	269 37
1-3	CITY HALL	70 63
1 4	FIRE	81 31
1-5	POLICE	328 39
1 6	LIBRARY	14 38
1 7	PARKS & GROUNDS	7 97
1 8	MUNICIPAL COURT	286 00
1-10	PUBLIC WORKS	44 80
4	SEWER	532 88
20	WATER	360 01
31	SEWER	489 28
3	SEWER IMPROVEMENT	580 00
12	REVENUE SPRING	29,828 42