

CITY COUNCIL MEETING

July 31, 1969

7 p. m.

COUNCIL CHAMBERSSpecial Meeting

A special meeting of the Council of the City of Milwaukie, Oregon, was held on the 31st day of July, 1969. The meeting was called to order by Dale M. Harlan with the following Councilmen present:

Bill E. Hupp

Dale M. Harlan

Mayor Frank C. Clore (entered the meeting at 9:10 p. m.)

David S. Strauss

Absent: Donald W. Graf (*excused*) 8-11 minutes

Also present:

Wesley Baker, Fire Chief

Robert L. Mills, City Attorney

Hugh McDonald, Attorney for Citizens for a Safer Milwaukie Committee

Stephen Walker, Attorney for Chief Baker

This meeting was a continuation of the July 7, July 15 and July 22 meetings in the investigation of the charges against the Milwaukie Fire Department.

Marvin Allen, Milwaukie Fire Department, was sworn as a witness, and was questioned by Mr. McDonald and Mr. Walker.

Smith French III, Milwaukie Fire Department, was sworn as a witness, and was questioned by Mr. McDonald and Mr. Walker.

David Wilcox, Milwaukie Fire Department, was sworn as a witness, and was questioned by Mr. McDonald and Mr. Walker.

Albert E. Jones, Milwaukie Fire Department, was sworn as a witness, and was questioned by Mr. McDonald and Mr. Walker.

(Meeting recessed at 8:40 p. m., reconvened at 8:50 p. m. with all present)

Jack Stark, Milwaukie Fire Department, was sworn as a witness, and was questioned by Mr. McDonald and Mr. Walker.

Don Graf, Milwaukie Fire Department, was sworn as a witness, and was questioned by Mr. McDonald and Mr. Walker.

Eugene Miller, Milwaukie Fire Department, was sworn as a witness, and was questioned by Mr. McDonald and Mr. Walker.

Councilman Harlan made the following statement:

"Before we talk about another meeting, I would like to make a statement. It seems to me like the press coverage so far has been pretty slanted, and I expect it to continue. I want it known that I as one councilman have spent considerably more time meeting with people who request to see me because they back the Chief than I have meeting with the so-called other group. I hope the press coverage will

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include that because it seems implicit in the questions asked at the urging of the Chief that this is some kind of conspiracy, and I want it known that so far as I am concerned I have not refused to talk to any fireman. I have not formally met at a formal meeting or a planned meeting with any fireman, with one exception--two or three of the men who were mentioned as being always on the Chief's side regardless of what he does or wants, have requested that I meet with them for breakfast, which I have done, and I think the implication that the press has tried to put on this before needs to be clarified before we go further."

Councilman Hupp made the following statement:

"I too would like to make brief statement. I am going to admit, openly and freely, that I have discussed city affairs with many many members of city personnel, Police Department, Fire Department, City Manager, and at various times members of the Council. I have not set up a meeting nor have I to my knowledge been to a set-up meeting, and I believe with all my heart that I was elected to do the best I could to keep in touch with every single bit of business that comes before this city in every department. I have been accused of monitoring police calls, and if that is what it takes to know what is going on, and if that is something wrong in some people's opinion, I don't agree with them, but I do and I will continue to. I did it before I was elected and I will continue to do it, and I have done it constantly since I was elected. I hope some day to have a monitor for the fire calls. But not for one minute, any member of the press, any member of the department, or personnel in this room, or citizens, think that I am going to apologize to anyone for discussing anything relative to city business at any time with anyone with whom I choose. Please believe me."

~~Mr. Harlan suggested that since Chief Baker had requested through Mr. Strauss~~ ^{8 1/2 minutes} that the Chief would have at least two weeks' notice to present his rebuttal testimony, that the Council not set an exact date, but ask Chief Baker and his attorney to be prepared on one week's notice at any time after two weeks from July 31, 1969.

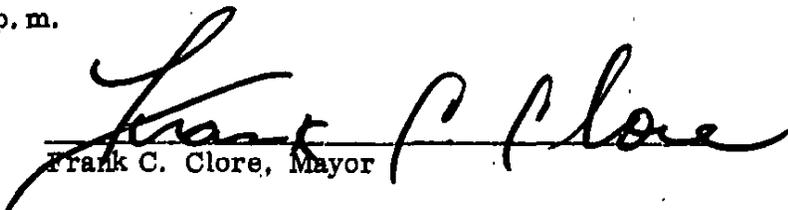
Mayor Clore made the following statement:

"I would like to say that as Mayor of Milwaukie, I feel that it is my duty to meet with any citizen or group of citizens, employee or group of employees, adviser or group of advisers, councilman or members of the Council, that have a problem that they feel I should be apprised of. I have met with numerous people on numerous problems, and as long as I am Mayor of this town I will enforce Section 40 of the Charter, which guarantees every citizen and employee the right to have my ears for listening."

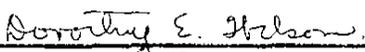
Councilman Strauss made the following statement:

"I suppose I should say something. All I can think of to say is that my conscience does not require any statement at this time."

The meeting adjourned at 10:05 p. m.


Frank C. Clore, Mayor

ATTEST:


Dorothy E. Wilson, Secretary

We, the undersigned, the Mayor and members of the City Council of the City of Milwaukie, Oregon, do hereby acknowledge that each and all of us have received due, timely and verbal notice from the said Mayor of a Special Meeting of the City Council of the City of Milwaukie, Oregon, to be held at the hour of 7 p. m. , Pacific Daylight Time, on the 31st day of July, 1969, for the purpose of hearing evidence presented by Citizens for a Safer Milwaukie Committee concerning the Milwaukie Fire Department, and for the purpose of taking up any other or further business that might properly come before the Council.

We do hereby accept service of the aforesaid verbal notice, and we hereby waive any and all irregularities therein, and consent and agree that the said City Council shall meet in the City Hall, for the purposes above stated.

Dated this 31st day of July, 1969.

