

CITY COUNCIL MEETING

June 5, 1972

8 p. m.

MILWAUKIE HIGH SCHOOL AUDITORIUM

1174th Meeting

The one thousand one hundred seventy-fourth meeting of the Council of the City of Milwaukie, Oregon, was held on the 5th day of June, 1972. The meeting was called to order by Mayor Donald W. Graf, with the following councilmen present:

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| Bill E. Hupp | Edgar D. Fuller |
| Robert G. Stochosky | Mayor Donald W. Graf |
| Charles T. Martin | |

Also present:

- | | |
|----------------------------------|-------------------------------|
| Paul F. Holton, City Manager | Ruth Green, Librarian |
| Max C. Thompson, Asst. City Mgr. | Ruth Friesen, Finance Dir. |
| J. Wayne Daigle, Edr. P.W. | Myer Avedavech, City Attorney |
| Donald Jones, Police Chief | Dorothy E. Farrell, Secretary |
| Richard White, Fire Chief | |

The invocation was given by the Reverend Edna M. Brock, Crystal Lake Church.

CONSENT CALENDAR

- a) Approval of Minutes - May 15, 1972 regular meeting and May 30, 1972 special meeting
- b) Letter from Rose Villa Council re Beautification Award
- c) Letter from Department of Environmental Quality re Sewage Treatment Plant

It was moved by Stochosky, seconded by Hupp, that the Consent Calendar be approved. Motion carried and so ordered.

Letter from Rose Villa Council, dated May 31, 1972, thanked the Council for awarding Rose Villa a Beautification Award. Letter from Department of Environmental Quality, dated May 23, 1972, states the Sewage Plant meets their objectives.

AUDIENCE PARTICIPATION

Mike Thompson, Rose Junior High School, and two fellow-students, presented a bicycle path study done by the students. The Council commended the students for their work and agreed to set up a special meeting with the students to study the proposal.

BUDGET HEARING

Budget hearing was declared open at 9:10 p. m. Notice published as required. The City Manager gave a brief review of the original proposed budget under the proposed new tax base, which failed in the Primary Election, and a proposed new budget at \$175,000 over the 6% limitation, which would require a special election.

Speaking against:

- Jerry Meander, 11731 SE Home
- J. Earl Jones, owner of property on Main Street

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Speaking for

by Burgess, 3208 SE River Road
 David Strauss, 10916 SE Woodruffen Place
 Wayne Flint, 3241 Wake

Asking questions about the budget.

John Bassett, 4966 SE Regents Circle
 Joe Bernard, Jr., 1905 - 35th

Budget hearing was declared closed at 10:05 p. m.

RESOLUTION NUMBER 14-1972 - CALLING FOR SPECIAL ELECTION

It was moved by Fuller, seconded by Martin, that Resolution Number 14-1972 (A RESOLUTION PROVIDING FOR THE CALLING OF A SPECIAL CITY ELECTION IN THE CITY OF MILWAUKIE, OREGON, ON THE 20TH DAY OF JUNE, 1972, 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 \$175,000 FOR THE FISCAL YEAR 1972-73 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 read. Motion carried and so ordered. It was moved by Fuller, seconded by Martin, that Resolution 14-1972 be adopted. Motion carried and so ordered. A member of the audience asked for a roll-call vote, and was informed that there were no votes against the adoption of the resolution.

(Meeting recessed at 10.25 p. m. , reconvened at 10.30 p. m. with all present.)

RESOLUTION NUMBER 15-1972 - RE BICYCLE PATH

It was moved by Fuller, seconded by Stochosky, that Resolution Number 15-1972 (A RESOLUTION REQUESTING THE OREGON STATE HIGHWAY DIVISION TO STUDY FEASIBILITY OF EXTENDING BICYCLE PATH) be read. Motion carried and so ordered. It was moved by Stochosky, seconded by Martin, that Resolution 15-1972 be adopted. Motion carried and so ordered.

DISCUSSION OF BOUNDARIES OF SEWER L.I.D.

It was moved by Hupp, seconded by Stochosky, that the Council proceed with the establishment of the sewer L.I.D. as presented to the Council by the City Engineer, with the exception that there be excluded therefrom certain areas outside the city limits of Milwaukie that can be served by the County Service District, and as designated on map marked Exhibit A presented to the City Council of the City of Milwaukie at a regular meeting on June 5, 1972, notably the Kuehn Road area and the Charles Street area east of Lanwood. Motion carried and so ordered. It was moved by Hupp, seconded by Stochosky, to instruct city officials to enter into negotiations with the County Sanitary District for renegotiation of the contract having to do with percentages of support from the City of Milwaukie based on the

redesignation of boundary lines. Motion carried and so ordered.

APPOINTMENT OF COMMITTEE ON COMMUNITY RECREATION CENTER

This matter will be postponed until the next regular meeting.

REPORT ON REQUEST OF GENE E. TATMAN FOR NUISANCE ABATEMENT

The nuisance complained of has been posted by the Building Inspector.

DISCUSSION OF RESOLUTION PROTESTING PREEMPTION OF HOME RULE IN BUILDING CODE ENFORCEMENT MATTERS BY FEDERAL AGENCIES

It was moved by Stochosky, seconded by Fuller, to table this matter until the next regular Council meeting. Motion carried and so ordered.

ORDINANCE NUMBER 1260 - DEFINING OFFENSES

It was moved by Fuller, seconded by Martin, that Ordinance Number 1260 (AN ORDINANCE AMENDING ORDINANCE NUMBER 1257, DEFINING OFFENSES, AND DECLARING AN EMERGENCY) be read the first time. Motion carried and so ordered. It was moved by Martin, seconded by Fuller, that Ordinance 1260 be read the second time by title only. Motion carried and so ordered. Ordinance 1260 was put on its passage with the following roll-call vote: AYES: Hupp, Stochosky, Fuller, Martin and Graf. NOES: None. Ordinance 1260 passed the Council and was so declared by the Mayor.

RESOLUTION NUMBER 16-1972 - NUMBERING COUNCIL POSITIONS

It was moved by Stochosky, seconded by Hupp, that Resolution Number 16-1972 (A RESOLUTION NUMBERING EACH COUNCIL POSITION AND REQUIRING EACH CANDIDATE TO FILE FOR A SPECIFIC NUMBERED POSITION) be read. Motion carried and so ordered. It was moved by Martin, seconded by Fuller, that Resolution 16-1972 be adopted. Motion carried and so ordered.

DATE FOR SECOND JUNE COUNCIL MEETING

It was moved by Hupp, seconded by Stochosky, that the next regular Council meeting date be changed from June 19 to June 26, in order that necessary actions may be taken subsequent to the special election on June 20. Motion carried and so ordered.

REQUEST TO MOVE HOUSE

A request has been made by Star House Movers to move a house on city streets. Since the house is over 26 feet in width, a special permit is required, and the Council is to set the fee, according to Ordinances 592 and 1186. It was moved by Fuller, seconded by Martin, that the Council accept the recommendation of the Police Chief, contained in a memorandum dated June 2, 1972, and grant a special

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permit, the fee to be \$25. Motion carried and so ordered.

PAYMENT OF BILLS

It was moved by Martin, seconded by Stochosky, that the bills listed for June 6, 1972 payment be approved for payment. Motion carried and so ordered.

The meeting adjourned at 11:20 p. m.

Donald W. Graf
Donald W. Graf, Mayor

ATTEST:

Dorothy E. Farrell
Dorothy E. Farrell, Secretary

CITY OF MILWAUKIE
BILLS PAYABLE ON JUNE 6, 1972

<u>VENDOR</u>	<u>TOTAL</u>	<u>DEPT.</u>	<u>AMOUNT</u>
1. Addressograph Multigraph Corp.	6.50	5-	6.50
2. Myer Avedovech	11.85	1-2	11.85
3. Bailey's Saw & Tool Co.	67.00	4-	67.00
4. Bearings, Inc.	73.35	20-	73.35
5. Brod & McClung Engineering Sales Co.	53.25	20-	53.25
6. Lorentz Bruun Co.	2,802.92	30-	2,802.92
7. Joy Burgess	22.61	1-7	22.61
8. John Bassett	75.00	1-1	75.00
9. The Chinook Motel & Tower	203.55	1-4	203.55
10. Cornell Mfg. Co.	4,741.06	20-	327.36
		30-	4,413.70
11. Diversified Industries	44.00	4-	44.00
12. Myrle Dougherty	40.50	1-6	40.50
13. Election Board	51.00	1-1	51.00
14. Enterprise Courier	19.00	1-1	19.00
15. Freightliner	72.01	20-	72.01
16. David Fry Co.	158.00	30-	158.00
17. Homelite	7.10	30-	7.10
18. Industrial Specialties	10.85	4-	10.85
19. International Harvesters Co.	36.39	4-	36.39
20. Edward L, Kropp Co.	11.76	4-	11.76
21. Leupold & Stevens Inc.	19.79	20-	19.79
22. Karl E. Maier	238.43	20-	238.43
23. Miller Paint Co. Inc.	28.25	1-1	28.25
24. Milwaukie Hardware	4.73	4-	3.54
		20-	1.19
25. Mitchell Bros.	176.00	20-	176.00
26. Newell Truck Equipment Co.	22.32	4-	22.32
27. Norris Paint & Varnish Co.	338.00	4-	338.00
28. Oil Filter Service Co.	3.68	4-	3.68
29. Pacific Northwest Bell	1,151.02	1-1	337.80
		1-4	407.16
		1-5	406.06
30. The Penetryn System Inc.	560.00	20-	560.00
31. Pennwalt Corp.	84.00	20-	84.00
32. Portland General Electric Co.	1,906.25	4-	93.98
		20-	665.06
		30.	1,147.21
33. Portland Road & Driveway Co.	616.07	4-	475.07
		30-	141.00
34. Robert L. Ransom	100.00	1-1	100.00
35. William B. Reisbick	50.00	1-1	50.00
36. Roger A. Ronistal	61.88	20-	61.88
37. Forrest Sandberg	80.00	1-1	80.00
38. Sauter Spray Equipment Co.	355.34	4-	355.34
39. State of Oregon - Dept. of Motor Vehicles	55.00	1-8	55.00
40. Southern Pacific Transportation Co.	30.00	30-	30.00
41. Stevens Thompson & Runyan Inc.	7,249.13	20-	7,249.13
42. Street Fund	24.23	1-4	6.71
		20-	16.80
		30-	.72
43. Union Oil Company	80.74	4-	80.74
44. Waterworks Supplies Co.	59.69	30-	59.69

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CITY OF MILWAUKIE
BILLS PAYABLE ON JUNE 6, 1972

<u>VENDOR</u>	<u>TOTAL</u>	<u>DEPT</u>	<u>AMOUNT</u>
45. Weco Tire Distributors	8.13	4-	8.13
46. Weiler Chevrolet	9.68	1-1	6.87
		4-	2.81
47. Richard White	10.00	1-4	10.00
48. Clackamas Water District	453.79	30-	453.79
49. The Baker & Taylor Co.	915.43	7-86	915.43

\$23,199.28

1-1 GENERAL	747.92
1-2 ADMINISTRATION	11.85
1-4 - FIRE	627.42
1-5 POLICE	406.06
1-6 LIBRARY	40.50
LIBRARY GRANT	915.43
1-7 PARKS & GROUNDS	22.61
1-8 MUNICIPAL COURT	55.00
4- STREET	1,553.61
20- SEWER	9,598.25
30- WATER	9,214.13
5 - SEWER IMPROVEMENT	6.50