

CITY COUNCIL MEETING

December 1, 1975

7 p.m.

COUNCIL CHAMBERS

1257th Meeting

The one thousand two hundred fifty-seventh meeting of the Council of the City of Milwaukie, Oregon, was held on the 1st day of December, 1975, with the following councilpersons present:

C. Mervin Englund	Joy Burgess
Charles E. Swan (entered meeting at 7:22 p.m.)	Jerry N. Hutchison
	Mayor Bill Hupp

Also present:

Harold L. Schilling, City Manager	Dorothy E. Farrell, Secretary
Myer Avedovech, City Attorney	

The invocation was given by the Reverend W. Rodin, King of Kings Lutheran Church, and the pledge of allegiance was recited.

CONSENT CALENDAR

- a) Approval of minutes - November 17 and 23, 1975 Council meetings
- b) Letter to Corps of Engineers
- c) Community Radio Watch call log

It was MOVED by Burgess, SECONDED by Hutchison, to accept the Consent Calendar. Councilwoman Burgess asked to have item b removed for discussion.

b) Planning Director wrote to Corps of Engineers, dated November 24, concerning requested dolphin at Caffall log dump. Mrs. Burgess asked that staff write a letter of inquiry to Publishers Paper relating to questions raised by Irwin Adams of Riverfront Development Committee. After discussion it was decided staff would search city records before a letter is written.

- c) Community Radio Watch has furnished their call log for 1975.

MOTION CARRIED unanimously by those present, and so ordered.

AUDIENCE PARTICIPATION

Representatives from Tri-Met spoke about their services and asked for comments from Council.

(Councilman Swan entered the meeting at 7:22 p.m.)

ADDITIONAL BUS PARKING ON MONROE STREET

There were comments from citizens on two proposals for additional bus parking on Monroe Street. A Tri-Met representative stated Tri-Met will investigate and talk to the city and merchants about a satisfactory solution to the problem.

CORRESPONDENCE

Milwaukie Water District received letter from Thomas D. Telford, dated November 14, asking for support for his campaign for reelection to the Board of County Commissioners.

RESOLUTION NUMBER 43-1975 - CHARGE FOR USE OF LIBRARY BY NON-CITY RESIDENTS

Council has received copies of letter from Mayor of Lake Oswego to County Commissioners, dated November 26, and letter to city from County Library Board, dated November 21, concerning proposals to charge out-of-city residents for use of library. It was MOVED by Burgess, SECONDED by Swan, to read Resolution Number 43-1975 (A RESOLUTION ESTABLISHING AN ANNUAL CHARGE FOR USE OF THE LEDDING LIBRARY BY

NON-CITY RESIDENTS) be read by title only. MOTION CARRIED and so ordered, with the following roll-call vote: AYES: Swan, Burgess and Hutchison. NOES: Englund and Hupp. It was MOVED by Burgess, SECONDED by Swan, that Resolution 43-1975 be adopted. MOTION CARRIED and so ordered, with the following roll-call vote: AYES: Swan, Burgess and Hutchison. NOES: Englund and Hupp.

#### STATUS OF STREET IMPROVEMENT FUNDS

In response to a Council request, Finance Director has written memo, dated November 21, concerning status of street improvement funds.

#### LETTER FROM HUD RE COMMUNITY DEVELOPMENT BLOCK GRANT

Department of Housing and Community Development has written letter dated November 20, informing city that application for Community Development Block Grant is partially approved for \$47,500 for residential rehabilitation loans to low and moderate income households and elderly. Mayor requested periodic reports be given to the Council on the status of the program.

#### LETTER FROM HIGHWAY DEPARTMENT RE FURNBERG PARK

Oregon State Highway Division has written letter, dated November 20, saying a letter has been received from Bureau of Outdoor Recreation that states they have cleared up all questions they had on the city's acquisition of Furnberg Park, and will not demand the return of any funds.

#### MEMO FROM PLANNING COMMISSION RE BIKE/FOOT WAY PLAN

Memorandum has been received from Planning Commission, dated November 26 recommending that the Council adopt the general form of the Bike/Foot Way Plan to be considered a part of the revised Comprehensive Plan. Staff was asked to notify the Bike/Foot Way Committee Council requests and would appreciate their continuing efforts and study as needed. Council requested Planning Commission present a positive detailed plan and recommendation on the Bike/Foot Way Plan.

(Meeting recessed at 3:20 p.m., reconvened at 8:34 p.m. with all present.)

#### TRUST ACCOUNT - CRAG - REGIONAL NARCOTICS PROGRAM

Council has received copies of memo from Police Chief, dated November 17, and letter from Jack Bails, Director of Criminal Justice Planning for CRAG, dated October 31, concerning \$175 left in trust account credited to Milwaukie after closure of federally funded regional narcotics program. It was MOVED by Swan, SECONDED by Burgess, that Council accept staff recommendation and indicate the city wishes the funds left in the trust account for further use as cash match for operational planning grant. MOTION CARRIED unanimously and so ordered.

#### RESOLUTION SETTING FEES FOR BUSINESS LICENSES FOR APARTMENT BUILDINGS

Council has received memos from Finance Director, dated November 21 and December 1, concerning business license fees for apartments. Business persons in the audience spoke against the increase. It was MOVED by Burgess, SECONDED by Hutchison, that due to an inadequate amount of time for proper notification and public hearing, and also due to an inadequate amount of study having been done on this matter of business license fee for apartments, that the matter be tabled. MOTION CARRIED and so ordered with the following roll-call vote:

AYES: Swan, Burgess and Hutchison. NOES: England and Hupp.

CITY ATTORNEY'S REPORT ON ALLAN JONES SEWER QUESTION

Council has received memo from City Attorney, dated December 1, dealing with question presented by Allan Jones on interpretation of Ordinances 1166 and 1167, having to do with sanitary sewer assessments. It was MOVED by Burgess, SECONDED by Hutchison, to adopt the City Attorney's opinion in his memo dated December 1, 1975. MOTION CARRIED unanimously and so ordered.

RESOLUTION NUMBER 44-1975, AUTHORIZING PAYMENT TO STREET IMPROVEMENT FUND

Council has received memo from Finance Director, dated November 21, and proposed resolution. It was MOVED by Hutchison, SECONDED by Burgess, to read Resolution Number 44-1975 (A RESOLUTION AUTHORIZING PAYMENT TO THE STREET IMPROVEMENT FUND AS REIMBURSEMENT OF THE CITY'S SHARE OF MASON LANE STREET IMPROVEMENTS (ROLL 114) by title only. MOTION CARRIED unanimously and so ordered. It was MOVED by Hutchison, SECONDED by Burgess, to adopt Resolution 44-1975. MOTION CARRIED unanimously and so ordered.

OTHER BUSINESS

1. City Attorney has sent memo, dated December 1, 1975, on the status of Milwaukie Lutheran Church vs. City of Milwaukie.
2. Council has received minutes of meeting held November 20 concerning Caffall Bros. dolphin and log raft.
3. Council has received copy of letter from PGE, dated November 25, concerning Lombardy Poplars at Kellogg Sewage Treatment Plant. The recently appointed committee to decide on replacements for the poplars will be asked to recommend any location in the city where the poplars might be transplanted.
4. Finance Director has sent memo, dated December 1, concerning application to bond the city's portion of East Milwaukie Island Station sewer assessment, and progress report on cash payments in this L.I.D.
5. There will be a land use workshop December 13 at Willamette University.
6. Clackamas County Manpower Director has notified City Manager that two of the city's requested 12 positions funded by CETA will be approved. Manager has asked the department heads to recommend which positions, if any, will be requested for funding.
7. It was decided a plaque will be presented to Daniel Mello, who received gold medal at the Pan American Games.
8. Staff was asked to contact Larry Harn, football coach at Milwaukie High School, and ask who should receive certificates of appreciation for the football team, also possibly the band and cheerleaders, and when they should be presented. Mr. Harn will also receive a plaque.
9. Staff was requested to write a thank-you letter to pilot and owner of plane which made trip to Scottsdale.
10. Staff was asked to draft a resolution to be sent to Oregon's congressional delegation, asking their favorable consideration of extending revenue sharing.

PAYMENT OF BILLS

It was MOVED by Hutchison, SECONDED by Swan, that the bills listed for December 1, 1975 payment be approved for payment. MOTION CARRIED unanimously and so ordered.

EXECUTIVE SESSION

The meeting adjourned at 10:12 p.m. to go into executive session for discussion of a personnel matter, under ORS 192.660 (1) (b), and a lawsuit against the city, under HB 2607 passed by the 1975 Legislature.

Bill Hupp  
Bill Hupp, Mayor

ATTEST:

Dorothy E. Farrell  
Dorothy E. Farrell, Secretary

DDJ309

## CITY OF MILWAUKIE

BILLS PAYABLE ON DECEMBER 1, 1975

<u>VENDOR</u>	<u>TOTAL</u>	<u>DEPT.</u>	<u>AMOUNT</u>
1. Act 1 Uniform Service	28.60	1-3	7.00
		1-4	13.10
		1-5	1.70
		1-6	6.80
2. Action Print	3.90	1-2	3.90
3. American Waterworks Association	100.00	30-	100.00
4. Baker & Taylor	903.35	1-6	903.35
5. Bernan Association Inc.	100.00	1-6	100.00
6. Bernard's Garage	256.73	1-5	164.63
		4-	92.10
7. Books for Accountants	37.53	1-2	15.11
		1-13	22.42
8. R. R. Bowker Co.	72.04	1-6	72.04
9. Gary Brandstetter	149.25	1-12	149.25
10. Builders Appliance Supply	40.90	1-4	40.90
11. Burroughs	171.55	1-13	171.55
12. Eric Carlson	60.00	1-14	60.00
13. Cascade Microfilm	239.20	12-	239.20
14. Clackamas County Dr.	701.25	1-5	701.25
15. Clackamas County Fire Marshal's Assoc.	28.50	1-4	28.50
16. Columbia Battery Mfg.	11.90	1-4	11.90
17. Columbia Equipment	75.56	4-	75.56
18. Contacts Influential	149.46	1-6	149.46
19. Coopers & Lybrand	1500.00	1-1	1500.00
20. J. Wayne Daigle	36.55	1-10	26.55
		30-	10.00
21. Diesel Service Unit Co.	17.50	1-4	17.50
22. Facts on File	288.00	1-6	288.00
23. Fire Technology	10.00	1-4	10.00
24. Grant Fulmore	11.00	1-4	11.00
25. G. I. Joe's Inc.	17.76	4-	17.76
26. Gaylord Bros., Inc.	38.00	1-6	38.00
27. Gladstone Lincoln Mercury	62.73	1-5	62.73
28. Graham's Book & Stationery	80.88	1-6	5.13
		1-9	75.75
29. Inn of the Seventh Mountain	13.00	1-4	13.00
30. The Iron Works	1100.00	1-7	1100.00
31. Johnson's Paint Center	29.35	1-3	15.37
		1-7	13.98
32. Jury Fees	140.00	1-8	140.00
33. Dr. Frank W. Lamb	10.00	1-6	10.00
34. Lanson/Tremaine	100.38	1-6	100.38
35. Larry & Chuck's Heating Service	167.67	1-4	167.67
36. Layton Sales & Supply Co.	68.87	4-	68.87
37. M. Meghrig & Sons, Inc.	15.67	1-6	15.67
38. Milwaukee Police Reserve	66.00	1-8	66.00
39. Motor Manuals	26.50	4-	26.50
40. Multnomah County Stores	174.82	1-4	11.88
		1-6	.82
		1-10	22.93
		1-12	1.80
		1-13	137.39

CITY OF MILWAUKIE  
BILLS PAYABLE ON DECEMBER 1, 1975 (continued)

<u>VENDOR</u>	<u>TOTAL</u>	<u>DEPT.</u>	<u>AMOUNT</u>
41. National Chemsearch	103.59	12-	103.59
42. North Clackamas Fire Dispatch	96.00	1-4	96.00
43. Northwest Natural Gas Co.	122.25	1-6	122.25
44. Nudelman Bros.	194.30	1-4	144.30
		1-5	50.00
45. Don Oblander	8.15	1-13	8.15
46. State of Oregon/Dept. of Motor Vehicles	30.00	1-8	30.00
47. Oregon City Radiator Service	29.25	1-4	29.25
48. Oregon Fire Chief's Assoc.	27.50	1-4	27.50
49. Pacific Building Materials	312.12	1-4	312.12
50. Pacific Coast Industrial Laundry	47.00	4-	47.00
51. Pacific Northwest Bell	1072.00	1-5	1063.00
		1-10	9.00
52. Daven M. Phelps	26.95	1-10	26.95
53. Portland General Electric	173.42	1-6	173.42
54. Portland Road & Driveway	463.01	4-	7.50
		12-	440.51
		30-	15.00
55. Progress Electronics	15.94	1-4	15.94
56. Prometheus College	121.00	1-2	121.00
57. Quality Books Inc.	21.13	1-6	21.13
58. Review	93.56	1-1	86.67
		1-9	6.89
59. Robben Oil Co.	199.15	1-3	107.45
		1-4	91.70
60. James J. Routson A.I.A.	723.18	12-	723.18
61. Royal Coffee Service	26.00	1-1	22.75
		1-9	3.25
62. Rub-a-Dub Car Washes	20.75	1-5	20.75
63. Safari Hotel	181.20	1-2	181.20
64. R. A. Samuels Co.	3410.00	12-	3410.00
65. Harold L. Schilling	59.56	1-2	59.56
66. Sellwood-Moreland Shade Shop	9.16	1-10	9.16
67. Southeast Roofing Supply Inc.	9.65	1-4	9.65
68. Stevens Thompson & Runyan Inc.	96.43	1-9	6.00
		1-10	2.64
		5-	87.79
69. Subpoena Fees	10.00	1-8	10.00
70. M - Minnesota, Mining, & Mfg.	115.00	4-	115.00
71. Tri-County Office Machine Co.	57.00	1-2	57.00
72. Union Oil Co.	92.20	4-	92.20
73. Valley Lock & Key Service	22.85	30-	22.85
74. Waterworks Supplies Co.	67.14	30-	67.14
75. Western Drug Label	9.50	1-4	9.50
76. Western Fire Equipment Co.	22.29	1-4	22.29
77. Richard White	22.65	1-4	22.65
78. Wilco Fire Equipment Co.	93.54	1-4	93.54
79. Willamette Falls Ambulance Service	97.85	1-4	97.85
80. Willamette Western	1613.63	12-	1613.63
81. Wolfgang Co.	225.63	5-	225.63

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CITY OF MILWAUKIE  
BILLS PAYABLE ON DECEMBER 1, 1975 (continued)

1-1	GENERAL GOVERNMENT	\$1,609.42
1-2	ADMINISTRATION	437.77
1-3	CITY HALL	129.82
1-4	FIRE	1,297.74
1-5	POLICE	2,064.06
1-6	LIBRARY	2,006.45
1-7	PARKS & GROUNDS	1,113.98
1-8	MUNICIPAL COURT	246.00
1-9	PLANNING	91.89
1-10	PUBLIC WORKS	97.23
1-12	LEGAL	151.05
1-13	FINANCE	339.51
1-14	CIVIL SERVICE	60.00
4-	STREET	542.49
5-	SEWER IMPROVEMENT	313.42
12-	REVENUE SHARING	6,530.11
30-	WATER	7,798.21