

**REVISED**

**AGENDA**

**MILWAUKIE CITY COUNCIL  
NOVEMBER 17, 2009**

**MILWAUKIE CITY HALL**  
10722 SE Main Street

**2066<sup>th</sup> MEETING**

**REGULAR SESSION – 7:00 p.m.**

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|---|---------------|
| <b>1. CALL TO ORDER</b><br>Pledge of Allegiance   |               |
| <b>2. PROCLAMATIONS, COMMENDATIONS, SPECIAL REPORTS, AND AWARDS</b>   |               |
| <b>A. Milwaukie High School Student of the Month Noah Green</b><br>Presenter: Mark Pinder, Principal  |               |
| <b>3. CONSENT AGENDA</b> <i>(These items are considered to be routine, and therefore, will not be allotted Council discussion time on the agenda. The items may be passed by the Council in one blanket motion. Any Council member may remove an item from the "Consent" portion of the agenda for discussion or questions by requesting such action prior to consideration of that portion of the agenda.)</i>   | <b>1</b>      |
| <b>A. Minutes of the September 15, 2009 Regular City Council Meeting</b>  | <b>2</b>      |
| <b>B. Amendment of Inter-Governmental Agreement with ODOT Covering ODOT Contribution to Logus Road Improvement Project – Resolution</b>   | <b>11</b>     |
| <b>C. Inter-Governmental Agreement with TriMet Regarding the Jackson Street Improvement Project – Resolution</b>  | <b>19</b>     |
| <b>D. Appointment of Kay Bower to the Ledding Library Board – Resolution</b>  | <b>33</b>     |
| <b>E. Nomination of Beth Kelland as the City of Milwaukie Representative to the Clackamas County Service District #1 RiverHealth Advisory Board – Resolution</b>  | <b>34</b>     |
| <b>4. AUDIENCE PARTICIPATION</b> <i>(The Presiding Officer will call for statements from citizens regarding issues relating to the City. Pursuant to Section 2.04.140, Milwaukie Municipal Code, only issues that are "not on the agenda" may be raised. In addition, issues that await a Council decision and for which the record is closed may not be discussed. Persons wishing to address the Council shall first complete a comment card and return it to the City Recorder. Pursuant to Section 2.04.360, Milwaukie Municipal Code, "all remarks shall be directed to the whole Council, and the Presiding Officer may limit comments or refuse recognition if the remarks become irrelevant, repetitious, personal, impertinent, or slanderous." The Presiding Officer may limit the time permitted for presentations and may request that a spokesperson be selected for a group of persons wishing to speak.)</i> |               |

- 5. **PUBLIC HEARING** *(Public Comment will be allowed on items appearing on this portion of the agenda following a brief staff report presenting the item and action requested. The Mayor may limit testimony.)*
  - A. **Motion to Consider Continuation of Amendments to Milwaukie Municipal Code (MMC) Section 19.321.7 & 19.321.3 – Ordinance**  
Staff: Mike Swanson, City Manager
  
- 6. **OTHER BUSINESS** *(These items will be presented individually by staff or other appropriate individuals. A synopsis of each item together with a brief statement of the action being requested shall be made by those appearing on behalf of an agenda item.)* 35
  - A. **Waste Water Treatment Capacity Advisory Committee By-Laws – Resolution** 36  
Presenters: Mike Swanson, City Manager, and Bill Monahan, City Attorney
  - B. **Proposed Sunnybrook Extension**  
Presenter: Mayor Ferguson
  - C. **Council Reports**

7. **INFORMATION**

8. **ADJOURNMENT**

**Public Information**

- **Executive Session:** The Milwaukie City Council will meet in executive session immediately following adjournment pursuant to ORS 192.660 (2)(h) to consult with counsel concerning legal rights and duties regarding current litigation or litigation likely to be filed.
- All discussions are confidential and those present may disclose nothing from the Session. Representatives of the news media are allowed to attend Executive Sessions as provided by ORS 192.660(3) but must not disclose any information discussed. No Executive Session may be held for the purpose of taking any final action or making any final decision. Executive Sessions are closed to the public.
- The City of Milwaukie is committed to providing equal access to information and public meetings per the Americans with Disabilities (ADA). If you need special accommodations, please call 503.786.7502 or email [ocr@ci.milwaukie.or.us](mailto:ocr@ci.milwaukie.or.us) at least 48 hours prior to the meeting.
- The Council requests that all pagers and cell phones be either set on silent mode or turned off during the meeting.