



Special Session **SPS**

Milwaukie City Council

COUNCIL SPECIAL SESSION

City Hall Council Chambers, 10501 SE Main Street
& Zoom Video Conference (www.milwaukieoregon.gov)

AGENDA

FEBRUARY 13, 2024

Council will hold this meeting in-person and through video conference. The public may attend the meeting at City Hall or join the Zoom webinar, or watch live on the [city's YouTube channel](#) or Comcast Cable channel 30 in city limits. **For Zoom webinar login information** visit <https://www.milwaukieoregon.gov/citycouncil/city-council-special-session-34>.

To participate in this meeting by phone dial 1-253-215-8782 and enter Webinar ID 862 6208 1394 and Passcode: 373156. **Written comments** may be submitted by email to ocr@milwaukieoregon.gov. Council will take limited verbal comments.

Note: agenda item times are estimates and are subject to change.

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Start Time: Council will hold this meeting after a study session. To view the study session agenda, visit <https://www.milwaukieoregon.gov/citycouncil/city-council-study-session-149>

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| 1. Interim Council Member Interviews (6:15 p.m.) | 1 |
| 2. Council Deliberations (9:00 p.m.) | |
| 3. Appointment and Swearing-In of Interim Council Member (9:30 p.m.) | |
| 4. Adjourn (9:35 p.m.) | |

Meeting Accessibility Services and Americans with Disabilities Act (ADA) Notice

The city is committed to providing equal access to public meetings. To request listening and mobility assistance services contact the Office of the City Recorder at least 48 hours before the meeting by email at ocr@milwaukieoregon.gov or phone at 503-786-7502. To request Spanish language translation services email espanol@milwaukieoregon.gov at least 48 hours before the meeting. Staff will do their best to respond in a timely manner and to accommodate requests. Most Council meetings are broadcast live on the [city's YouTube channel](#) and Comcast Channel 30 in city limits.

Servicios de Accesibilidad para Reuniones y Aviso de la Ley de Estadounidenses con Discapacidades (ADA)

La ciudad se compromete a proporcionar igualdad de acceso para reuniones públicas. Para solicitar servicios de asistencia auditiva y de movilidad, favor de comunicarse a la Oficina del Registro de la Ciudad con un mínimo de 48 horas antes de la reunión por correo electrónico a ocr@milwaukieoregon.gov o llame al 503-786-7502. Para solicitar servicios de traducción al español, envíe un correo electrónico a espanol@milwaukieoregon.gov al menos 48 horas antes de la reunión. El personal hará todo lo posible para responder de manera oportuna y atender las solicitudes. La mayoría de las reuniones del Consejo de la Ciudad se transmiten en vivo en el [canal de YouTube de la ciudad](#) y el Canal 30 de Comcast dentro de los límites de la ciudad.

Executive Sessions

The City Council may meet in executive session pursuant to Oregon Revised Statute (ORS) 192.660(2); all discussions are confidential; news media representatives may attend but may not disclose any information discussed. Final decisions and actions may not be taken in executive sessions.

COUNCIL STAFF REPORT

To: Mayor and City Council
Ann Ober, City Manager

Reviewed: Nicole Madigan, Deputy City Recorder

From: Scott Stauffer, City Recorder

Subject: **Interim Councilor Interviews & Appointment**

Date Written: Jan. 31, 2024

ACTION REQUESTED

Council is asked to interview applicants, deliberate, and appoint an individual to the vacant Council position 3 for an interim term.

HISTORY OF PRIOR ACTIONS AND DISCUSSIONS

[January 16, 2024](#): Following the resignation of Council President Desi Nicodemus from Council position 3, Council declared the position vacant, called for a special election, and directed staff to conduct a recruitment process to fill the vacant position on an interim basis.

February 5: deadline to apply for the interim appointment to the vacant Council position 3.

ANALYSIS

Milwaukie City Charter Chapter V, Section 19 gives Council the authority to fill vacant Council positions on an interim basis before a special election can be held. Any interim appointment must be made by a majority vote of the remaining members of Council. As directed by Council on January 15, staff conducted a recruitment process to find individuals interested in filling the vacant Council position until a special election can be held on May 21.

Eight applications were received for the vacant Council position; applications were received from Shane Abma, Will Anderson, David Chitsazan, Corey Hester, Emily Lowry, Mary Rowe, Sheryl Wampler, and Timothy Welp. Staff has confirmed that all applicants are eligible to serve on Council – they are registered to vote in Oregon and have lived in Milwaukie city limits since at least August 13, 2023. The applications have been forwarded to Council for review.

Information about the vacant Council position and the interim recruitment process is available online at <https://www.milwaukieoregon.gov/citycouncil/councilor-vacant-position-no-3>.

On February 13 Council is asked to interview the applicants, deliberate, and vote on appointing one of the applicants to the vacant Council position. To make the appointment, a resolution (Attachment 1) has been prepared for Council to insert the individual's name and adopt.

If an interim appointment is made, the municipal court judge is prepared to administer the oath of office to the appointed individual. The oath of office is Attachment 2 to this report. If no interim Councilor is appointed the position will remain vacant until the results of the May 21 special election are certified.

BUDGET & WORKLOAD IMPACT

The city recorder's office can handle the extra costs and workload related to this process.

CLIMATE IMPACT

None.

COORDINATION, CONCURRENCE, OR DISSENT

The city recorder, city attorney, and city manager worked on this report and the staff work to prepare for an interim Council member recruitment and appointment process.

STAFF RECOMMENDATION

Staff recommends that Council conduct interviews, deliberate, and vote on making an interim appointment.

ALTERNATIVES

None.

ATTACHMENTS

1. Resolution
2. Oath of Office



COUNCIL RESOLUTION No.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE, OREGON, APPOINTING _____ TO FILL THE VACANT CITY COUNCIL POSITION 3.

WHEREAS Desi Nicodemus resigned from City Council position 3 effective Tuesday January 2, 2024, and

WHEREAS Councilor Nicodemus was elected to serve a term of office that would otherwise expire on December 31, 2024, and

WHEREAS the City Council has called for a special election to be held on May 21, 2024, to fill the vacancy for the remainder of the unexpired term, as required by Milwaukie City Charter Chapter V Section 19, and

WHEREAS under Charter Section 19 the City Council by majority vote of all its remaining members may appoint a qualified person to fill the vacancy until the person elected to serve the remainder of the term takes office, and

WHEREAS _____ is qualified to serve on the City Council as described in Charter Chapter III Section 9.

Now, Therefore, be it Resolved by the City Council of the City of Milwaukie, Oregon, that _____ is appointed to serve on the City Council, filling position 3, until the person elected to serve the remainder of the term takes office.

Introduced and adopted by the City Council on **February 13, 2024.**

This resolution is effective immediately.

Lisa M. Batey, Mayor

APPROVED AS TO FORM:

ATTEST:

Scott S. Stauffer, City Recorder

Justin D. Gericke, City Attorney



OATH OF OFFICE

I, _____, do solemnly swear that I will support the Constitution and laws of the State of Oregon, the Charter and Ordinances of the City of Milwaukie, and that I will faithfully and impartially discharge the duties of City Councilor of the City of Milwaukie in the County of Clackamas, according to the best of my ability, so help me God.

Sworn on this 13th day of February 2024 before the City Council of the City of Milwaukie, in the County of Clackamas, in the State of Oregon.

_____, City Councilor Position 3

Kimberly Graves, Municipal Court Judge

Dear Mayor Batey and Members of City Council,

I am writing to express my strong support for Will Anderson's candidacy for the vacant position on the Milwaukie City Council.

As the Chair of the Lewelling Neighborhood District Association (NDA), I have had the privilege of witnessing Will's dedicated and impactful contributions to our community, particularly in his role as a member of the Safe Routes to School Committee. Will has actively engaged with the Lewelling neighborhood, providing invaluable insights and advice on our Safe Routes to School project centered around Seth Lewelling Elementary. His commitment to improving pedestrian safety, especially in areas of our city that lack basic pedestrian facilities like sidewalks or protected crossings, has been instrumental in addressing transportation inequities. As we embark on updating our Transportation System Plan (TSP), Will's focus on transportation safety in all parts of our city is critical. It is underscored by his understanding of the specific needs of our community and emphasizes the importance of creating safe, accessible options for all residents.

Beyond his work with Safe Routes to School, Will's commitment to addressing climate change is commendable. With approximately 30% of emissions originating from transportation, he recognizes the urgency of reducing Vehicle Miles Traveled (VMT) as a key strategy. Will's dedication to transportation safety is not just about creating safer routes; it is a vital step toward encouraging alternative modes of transportation and reducing our carbon footprint.

Will Anderson's extensive engagement with the Lewelling neighborhood, his focus developing an equitable transportation system, his dedication to addressing climate change make him an exceptional candidate for the Milwaukie City Council. I wholeheartedly endorse Will and believe that his passion and experience will be a valuable asset in shaping a more sustainable, accessible, and vibrant Milwaukie.

Thank you for your time and consideration.

Sincerely,

Camden Mckone,

Chair, Lewelling Neighborhood District Association (NDA)

Milwaukie City Council
City Hall
10722 SE Main St.
Milwaukie, OR 97222

Dear Members of the Milwaukie City Council,

I am writing to endorse Will Anderson for the current vacancy on the Milwaukie City Council, as he embodies the qualities needed to address crucial issues surrounding accessibility, affordability, and community access.

The significance of having a dedicated advocate for accessibility in our transportation system cannot be overstated. Accessibility in transportation is not merely a matter of convenience; it is a fundamental element of fostering an inclusive and equitable community. This includes considerations such as wheelchair accessibility, tactile guidance systems, and inclusive design principles that make public transit and infrastructure universally usable and safe. A champion for accessibility in our transportation system contributes to breaking down barriers, enabling individuals with disabilities to lead more independent lives, access education and employment opportunities, and actively participate in the community. In essence, such advocacy is a cornerstone for building a community that values the inherent dignity and rights of every resident, regardless of ability. Will Anderson's commitment to transportation safety and inclusivity positions him as a valuable advocate for ensuring that Milwaukie's transportation system is accessible to all, promoting a more connected and equitable community.

Compared to other communities in Clackamas County, Milwaukie stands out as a vibrant community with exceptional transportation access. Investments like the city's SAFE program, coupled with convenient access to TriMet bus routes and the MAX Orange Line, contribute to the city's accessibility and connectivity. However, the value of these remarkable features is diminished if the community becomes unaffordable, especially for disabled Oregonians who benefit greatly from well-designed and accessible spaces. Pricing out individuals from the communities that are best prepared to serve their needs is completely counterproductive. With his background in supporting affordable housing initiatives at the state level, Will is poised to safeguard the affordability of Milwaukie. His commitment to ensuring that the community remains an accessible and affordable space for all residents aligns seamlessly with the vision of a truly inclusive network that Milwaukie represents.

I urge the Milwaukie City Council to consider Will Anderson for this vital position. His dedication to the values of accessibility, affordability, and increased community access makes him an ideal candidate to represent the diverse needs of our community.

Thank you for your time and consideration.

Sincerely,

Cassie Wilson

February 11, 2024

Milwaukie City Council
10501 SE Main St.
Milwaukie, OR 9722

Dear Members of the Milwaukie City Council,

I am writing to enthusiastically endorse Will Anderson for the now-vacant position on the City Council, previously held by Councilor Desi Nicodemus. As a member of the Equity Steering Committee and in my work as an equity consultant, I believe there is great significance in incorporating diverse voices into our local government, and Will's unique perspective as a young, LGBTQ individual and his background in policy work would be a valuable addition to the council.

Representation matters, and Will brings a perspective that is currently underrepresented on the council. As we strive for a more inclusive and participatory democracy, having diverse voices at the decision-making table is crucial. Will's presence would not only contribute to a more comprehensive understanding of the needs of our community but also inspire more young individuals to actively engage in civic affairs.

In my capacity as Chair of the Linwood Neighborhood District Association (NDA), I have witnessed firsthand the importance of addressing transit disparities in parts of the city that have not received adequate investments. Linwood faces challenges such as the absence of sidewalks and basic safety infrastructure. Will's background and commitment to transportation safety, particularly through the Oregon Transportation Safety Committee, make him well-equipped to contribute to achieving Vision Zero in Milwaukie. I am confident that Will's dedication to improving safety and accessibility aligns with the needs of our community, especially in Linwood and other neighborhoods east of the 224.

Thank you all for your work leading our great community. I am excited about the potential for a new perspective of a younger generation guiding our city and I hope that you will appoint Will Anderson to join the council and support you in this work.

Sincerely,

A handwritten signature in blue ink, appearing to read "Elizabeth (Liz) Chin Start". The signature is fluid and cursive.

Elizabeth (Liz) Chin Start
Linwood Neighborhood



2/13/2024

Milwaukie City Council
10501 SE Main St.
Milwaukie, OR 9722

Dear Members of the Milwaukie City Council,

I am writing on behalf of UFCW Local 555 who is proud to endorse Will Anderson for the vacant position on the Milwaukie City Council. We are the largest private sector union in Oregon, representing workers in grocery, retail, manufacturing, and healthcare. Our union represents members who are not just employees; they are parents, students, and integral community members who aspire to provide their families with the American Dream – affordable housing, access to healthcare, and promising futures for their children.

Milwaukie has long been a community of working-class values, offering affordable housing options in the Metro region. However, with rising costs throughout the region, housing has become increasingly unaffordable in Milwaukie. Will Anderson has experience in the legislature supporting union workers and championing values aligning with ours– we know he is the right candidate to represent the working-class residents of Milwaukie.

Milwaukie stands at a crossroads, and it is imperative to combat the trend of rising living costs and protect housing options for working-class Oregonians. Will's advocacy for an affordable Milwaukie, coupled with his commitment to challenging systems that contribute to income inequality, makes him the strong voice our community needs on the City Council.

We urge the Milwaukie City Council to consider Will Anderson for this vital position, knowing that he will tirelessly fight for the interests of working-class people and contribute to a more equitable and vibrant Milwaukie.

Thank you for your time and consideration.

Sincerely,

Madison Walters
Political Liaison
UFCW Local 555