

**REVISED**  
**AGENDA**

**MILWAUKIE CITY COUNCIL**  
**DECEMBER 16, 2008**

**MILWAUKIE CITY HALL**  
10722 SE Main Street

**2044<sup>th</sup> MEETING**

**REGULAR SESSION – 7:00 p.m.**

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|---|---------------|
| <b>1. CALL TO ORDER</b>   |               |
| Pledge of Allegiance  |               |
| <b>2. PROCLAMATIONS, COMMENDATIONS, SPECIAL REPORTS, AND AWARDS</b>   | <b>1</b>      |
| <b>A. Recognize Mayor Jim Bernard for Service to the Community</b>  |               |
| <b>B. Annual Update on the Street Surface Maintenance Program (Kenny Asher)</b>   | <b>2</b>      |
| <b>C. Community Development Block Grant Projects (Alex Campbell)</b>  | <b>13</b>     |
| <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>18</b>     |
| <b>A. City Council Regular Session Minutes, November 18, 2008</b>   | <b>19</b>     |
| <b>B. Resolution to Lien Property at 5327 SE Brookside Drive, Milwaukie</b>   | <b>24</b>     |
| <b>C. Resolution Certifying the Election Results for November 4, 2008 General Election</b>  | <b>36</b>     |
| <b>D. Resolution Appointing Siri Bernard to the Design and Landmarks Committee</b>  | <b>41</b>     |
| <b>E. Resolution Appointing Margaret Anderson to the Public Safety Advisory Committee Lewelling Neighborhood Representative</b>   | <b>42</b>     |
| <b>F. Resolution Appointing Ron Passmore to the Public Safety Advisory Committee Island Station Neighborhood Representative</b>   | <b>43</b>     |
| <b>G. Contract Renewal Municipal Court Judge Services</b>   | <b>44</b>     |
| <b>H. Resolution Authorizing Dual Interest Area "A" Loan Agreement</b>  | <b>57</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"</i>   |               |

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.)

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 and 19.321.3 – Ordinance (Mike Swanson)**
  
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.)* **89**
  - A. **City Initiated Street Right-of-Way Vacation of Kellogg Creek Drive in North Clackamas Park – Ordinance, Second Reading (Gary Parkin)** **90**
  - B. **Council Reports**
  
7. **INFORMATION** **91**
  - A. **Citizens Utility Advisory Board Minutes, October 1, 2008** **92**
  
8. **ADJOURNMENT**

**Public Information**

- Executive Session: The Milwaukie City Council may meet in executive session immediately following adjournment pursuant to ORS 192.660(2).
- 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.
- For assistance/service per the Americans with Disabilities Act (ADA), please dial TDD 503.786.7555
- The Council requests that all pagers and cell phones be either set on silent mode or turned off during the meeting.