

**MILWAUKIE CITY COUNCIL  
REGULAR SESSION  
OCTOBER 19, 1999**

The one thousand eight hundred and twenty-fifth meeting of the Milwaukie City Council was called to order by Mayor Tomei at 6:00 p.m. in the City Hall Council Chambers. The following Councilors were present:

Mary King	Jeff Marshall
Larry Lancaster	

Also present:

Dan Bartlett, City Manager	Martha Bennett, Assistant City Manager
Jim Coleman, City Attorney	Jan Gehlen, Finance Director
Charlene Richards, Assistant City Manager	Jay Saatkamp, Operations Supervisor, Water

**PROCLAMATIONS, COMMENDATIONS, SPECIAL REPORTS, AND AWARDS**

**Police Larry Kanzler -- Swearing In Ceremony**

**Bartlett** administered the Oath of Office to Police Chief **Larry Kanzler**.

**Red Ribbon Week Proclamation**

**Anthony Dean**, Prevention Coordinator for North Clackamas #12 School District, discussed the importance of promoting safe and drug-free schools. One element of the Red Ribbon Week Program was to recognize and encourage those developmental assets and experiences that lead to a drug-free life. This year's Program focus was on making youth aware of the dangers of under-age drinking.

**Councilor King** announced the Ardenwald Elementary students would present their skit at the first meeting in November. She agreed that recognition of positive assets delivered a valuable message.

**Mayor Tomei** read a proclamation naming the week of October 23 – 31 as *Red Ribbon* week in the City of Milwaukie and urged citizens to participate in the local activities encouraging drug-free lifestyles.

**CONSENT AGENDA**

**It was moved by Councilor Lancaster and seconded by Councilor King to approve the Consent Agenda that consisted of:**

1. City Council Minutes of September 18 & 20 and October 4 & 5, 1999; and
2. Acceptance of 1999/2000 Street Overlay Project

**Motion passed unanimously among the members present.**

## **AUDIENCE PARTICIPATION**

**Richard Cayo**, 4203 SE Johnson Creek Blvd., requested written responses on behalf of the *Citizens for the Fiscally Responsible Management of the City of Milwaukie, Oregon* from the Mayor and Council. The group's concerns were:

1. Safeway Building -- What assurances does the taxpayer have that his/her money is being spend on more than a possibility since light rail was defeated at the ballot box? He understood there were negotiations between the City and Tri-Met, but the City continues to spend \$90,000 annually to lease the building and \$15,000 in taxes.
2. Waterfront Development -- Is digging out three to four square downtown blocks for the purpose of a boat basin the best use of City money? The City is already paying \$239,000 for a consultant, and the Kellogg Treatment Plant will not be decommissioned for at least ten years.
3. Kellogg Sewage Treatment Plant -- His previous questions about the life of the treatment plant have never been answered. Is it ten or twenty years? Why is industrial waste allowed to pass through this plant?
4. Lowry Hotel -- He understood the cost of the property was \$445,000 with an expense of about \$13,000 to bring the building up to code. Who decided this facility should be a half-way house since it is so close to several schools? When will the building be demolished?
5. Milwaukie Jr. High School Site -- Why is the City trying to buy this building? When did speculative purchasing become part of the agenda?

**Gene Hatlelid**, 4325 SE Johnson Creek Blvd., continued:

6. MarketPlace -- The group understood this property was developed illegally because it is a wetlands. What liabilities are there for taxpayers? What is the status of the lawsuit imposed on the MarketPlace property?
7. Cost of City Management -- Why do Milwaukie officials earn larger incomes than those in surrounding communities? How much is the City Attorney compensated annually? What kind of benefit will the taxpayers see by sending the Mayor to Portland State for \$2,485? Why is it necessary for the Council to bond at Skamania Lodge at a cost of \$4,300?

8. Island Station Neighborhood Association -- Why is the NDA in existence if all of the leadership positions are vacant? If that is the case, why is it necessary for Michelle Gregory to be the association's coordinator?

**Sally Collins**, 11367 SE 35<sup>th</sup> Avenue, discussed the difficulties related to locating the skatepark near the outdoor pool. There was little supervision at the skatepark resulting in a clash of two cultures. She recounted incidents of robbery and vandalism. She understood from the Police Department that the site was difficult to monitor because of limited visibility.

It was agreed that she would have further discussions with Anthony Dean and Chief Kanzler.

**Aloha Carrey**, 7221 SE El Dorado, Art Guild President, said she and the 160 members of the organization were looking forward to working with the City and being involved.

## **PUBLIC HEARING**

### **Supplemental Budget -- Parks Land Purchase Fund**

**Mayor Tomei** called the public hearing on the 1999 - 2000 Supplemental Budget to order at 6:30 p.m.

The purpose of the hearing was to consider a resolution amending the appropriation levels for two funds for fiscal year 1999 - 2000. **Mayor Tomei** reviewed the conduct of the hearing.

Staff Report: **Gehlen** presented the staff report in which the Council was asked to adopt a resolution amending appropriation levels. The City had the opportunity to purchase waterfront property, but, due to the timing, this was not included as budget consideration last spring. The proposed resolution increased the interfund loan from the Water Reserve Fund in order to complete the transaction.

Correspondence: None.

Audience Testimony: None.

Close Hearing: **Mayor Tomei** closed the public testimony portion of the hearing at 6:35 p.m.

**Councilor Marshall** noted that this has been an ongoing process with which the City Council has been involved for months.

**It was moved by Councilor Marshall and seconded by Councilor King to adopt a resolution adopting a supplemental budget and amending appropriations for fiscal year 1999 - 2000. Motion passed unanimously among the members present.**

**RESOLUTION NO. 39-1999:**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE, OREGON, TO ADOPT A SUPPLEMENTAL BUDGET AND AMEND APPROPRIATIONS FOR FISCAL YEAR 1999 - 2000.**

**OTHER BUSINESS**

**1999 Consumer Confidence Report**

**Saatkamp** presented Milwaukie's 1999 Consumer Confidence Report (CCR). The rule that this annual report must be provided to all water customers became effective in 1998. The format was developed by the Environmental Protection Agency (EPA). It contains information on water quality and characterizes any risks from contaminants that might be detected in the drinking water. The report was mailed to all water customers, and he encouraged those with questions to contact him or Don Simonsen.

**Bartlett** noted that there was no detectable TCE level because the packed towers have taken care of the problems of several years ago.

**Councilor King** pointed out that Milwaukie's water comes from the Troutdale aquifer and noted the importance of protecting the full length of stream networks.

**Consider Liquor License**

**Bartlett** recommended Council approve The Meadows' OLCC application based on Chief Kanzler's background investigation and recommendation. The application is before the Council because of a name change from The Meadows Tavern.

**It was moved by Councilor Marshall and seconded by Councilor King to suspend Council rules to consider this liquor license application. Motion passed unanimously among the members present.**

**It was moved by Councilor Marshall and seconded by Councilor Lancaster to approve the Liquor License Application for The Meadows, 6001 SE Johnson Creek Blvd. Motion passed unanimously among the members present.**

The group discussed the background check process. **Bartlett** said the Police Department checks records to determine if there have been more than an acceptable number of officer calls at the particular business. The background check ensures that there has been no criminal history that was not reported. If there is an inordinately large number of officer calls, there may be a hearing conducted to consider suspending or revoking a license. The checks are conducted on a state and national level.

## **INFORMATION**

**Mayor Tomei** said that the Island Station Neighborhood elected new officers at it last meeting.

## **ADJOURNMENT**

**It was moved by Councilor Marshall and seconded by Councilor King to adjourn the meeting. Motion passed unanimously among the members present.**

**Mayor Tomei** adjourned the meeting at 7:45 p.m.

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Pat DuVal, Recorder