

**CITY OF MILWAUKIE
CITY COUNCIL MEETING
FEBRUARY 6, 2001**

Call to Order

The 1855th meeting of the Milwaukie City Council was called to order by Council President King at 6:00 p.m. in the City Hall Council Chambers. The following Councilors were present:

Brian Newman

Larry Lancaster

Staff present:

Mike Swanson,
City Manager Pro Tem
Tim Ramis,
City Attorney
Martha Bennett,
Assistant City Manager

Alice Rouyer,
Planning Director
Jack Perry,
Operations Supervisor

PLEDGE OF ALLEGIANCE

PROCLAMATIONS, COMMENDATIONS, SPECIAL REPORTS, AND AWARDS
Scouting Anniversary Week

Council President King read a proclamation naming the week of February 4, 2001, as *Scouting Anniversary Week*. Scouts from Packs 153 and 513 introduced themselves.

CONSENT AGENDA

It was moved by Councilor Newman and seconded by Councilor Lancaster to adopt the Consent Agenda consisting of:

- A. City Council Minutes of January 16 & 23, 2001;
 - B. Roswell Sidewalk/Storm Project, Final Acceptance;
 - C. Les Schwab Tires Purchase Order Amendment;
 - D. McLoughlin Boulevard State Transportation and Growth Management (TGM) Grant Intergovernmental Agreement;
 - E. Resolution 6-2001: A Resolution of the City Council of the City of Milwaukie, Oregon, Creating a Temporary Business fee for People and Institutions Conducting Business for Less than Two Consecutive Months in One Calendar year within the City of Milwaukie and Repealing Resolution No. 3-2001; and
 - F. Park and Recreation Board Facility Naming Recommendation
- Motion passed unanimously among the members present.

AUDIENCE PARTICIPATION

Michael Davis, Masonic Lodge, 10636 SE Main Street. He requested time at the next Council work session to discuss concerns with the Transit Center and planned development. Concerns included parking for the Lodge, Library, and nearby businesses, increased noise and air pollution, and safety. He was concerned the busses might compromise the structural integrity of the Lodge. The current underage drinking and drug problems may move from Scott Park to the alley he understood would be between the Lodge and the transit oriented development. He has attended the Transit Oriented Development Committee meetings but does not feel he has been heard.

Davis and the Council agreed to discuss these concerns at the February 26 work session.

Ed Zumwalt, 10888 SE 29th Avenue. He understood there might not be any documentation for the \$90,000 Safeway property lease and asked on behalf of the community for answers to his questions. Speaking for himself, he expressed concern with noise, vibration, fumes, and security and asked how these problems would be mitigated. He questioned the appropriateness of possibly sacrificing the Masonic Lodge, Ledding Library, and neighboring downtown businesses for the transit oriented development. Could the federal funds go to a different site? He urged the Transit Oriented Development (TOD) Selection Committee meetings be held in the evening so more people could attend.

Councilor Lancaster encouraged neighborhood input and added each concern needed to be addressed before moving toward completion of the project. The project is key to downtown redevelopment, and the questions need to be answered satisfactorily.

Rosemary Crites, 4917 SE Aldercrest Road. She read correspondence into the record which expressed her feelings about city government deal making and citizens' feelings of impotence and apathy. Crites feels nepotism runs rampant at city hall. She questioned the appointments former Mayor Tomei made to the TOD Committee that included her husband Gary Michael, recalled city councilor Don Trotter, an absentee landlord, 4 governmental representatives, and only one concerned citizen. A majority of the Committee members are promoting their political and financial ambitions. Meetings should be scheduled in the evening when more people can attend rather than in the afternoon. She recommended disbanding the current TOD Selection Committee and appointing all new members.

Councilor Newman was supportive of expanding the Committee but considered both Trotter and Michael as good men. Trotter was recalled because of differences of opinion, not malfeasance. He suggested broadening the pool of members but not pointing fingers at the current members.

Councilor Lancaster agreed but at the same time found comments about lack of service and under-the-table dealings disconcerting. It is critical for the new Council to demonstrate this is not the way business is being done. It is important to make citizens feel a part of the process, so the issues need to be handled.

Crites said the community was closed out of the Committee. She herself applied but was not appointed. Peck and Weisenberg of Windhorse Café, one of the most viable downtown businesses, were not appointed, but the out-of-town landlord, Dave Strauss was selected. Trotter was recalled because people do not want him serving the community.

Patty and **Julie Wisner**, 3325 SE Wister, Milwaukie. They asked the Council to work with the School District to delay the demolition of a house located at 2336 SE Washington Street where the District plans to construct a parking lot for Milwaukie High School. They hoped the house, a good example of Arts and Crafts architecture, could be moved to a suitable lot rather than being destroyed. The cost of the building would be nominal, and Mike Burns, Historic Preservation League of Oregon, would be available to move it after the Frank Lloyd Wright House project. Moving the house 1 mile will cost about \$10,000, and the building is suitable for either office or residential.

Councilor Newman said he had been looking at the house for himself and would continue to do so. He wanted to make it clear he would excuse himself from any Council discussion or decision on this request to avoid a conflict of interest.

The group discussed deadlines on the property, and **J. Wisner** understood the current tenants had to be out of the building by the end of March.

PUBLIC HEARING

None scheduled.

OTHER BUSINESS

Juvenile Crime Diversion Program Intergovernmental Agreement -- Resolution

Kanzler presented the staff report in which the City Council was requested to adopt a resolution authorizing the Council President to sign an intergovernmental agreement (IGA) between the City and Clackamas County to implement a Juvenile Crime Diversion Program. The City will receive a \$32,198 grant to implement and administer the Program until June 30, 2001.

It was moved by Councilor Newman and seconded by Councilor Lancaster to adopt the resolution. Motion passed unanimously among the members present.

RESOLUTION NO. 5-2001:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE, OREGON, AUTHORIZING THE MAYOR TO SIGN AN INTERGOVERNMENTAL AGREEMENT WITH CLACKAMAS COUNTY FOR A GRANT TO INITIATE A JUVENILE CRIME DIVERSION PROGRAM.

Board Appointment

Council President King, with Council consensus, appointed Bogdan Garbar to the ex officio Milwaukie High Student position on the Traffic Safety Board.

Other Items and Announcements

1. Council directed staff to ensure all Council members receive copies of advisory board applications.
2. Festival Daze Planning Committee meeting on February 7 at Pietro's.
3. Councilor Lancaster asked for clarification of a comment in the TOD Committee meeting notes to the effect there was no way to get around an ongoing subsidy situation. Bennett responded projects such as this are eligible for many types of funding including federal housing and sidewalk grants. The TOD Committee will make recommendations for Council's final decision.
4. Council President King added the TOD Committee members are honorable people and believed they would do their best for the City.
5. Council was pleased to see trucks were no longer parking along Railroad Avenue and thanked all those involved.

ADJOURNMENT

It was moved by Councilor Newman and seconded by Councilor Lancaster to adjourn the meeting. Motion passed unanimously among the members present.

Council President King adjourned the meeting at 7:10 p.m.

Pat DuVal, Recorder