



COUNCIL REGULAR SESSION

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

2400th Meeting

MINUTES

APRIL 2, 2024

Council Present: Councilors Shane Abma, Adam Khosroabadi, Rebecca Stavenjord, and Council President Robert Massey, and Mayor Lisa Batey

Staff Present: Tony Cereghino, Police Captain
Ryan Dyer, Associate Planner
Justin Gericke, City Attorney
Brent Husher, Library Director
Brandi Leos, Human Resources Director
Ann Ober, City Manager

Peter Passarelli, Public Works Director
Emma Sagor, Assistant City Manager
Scott Stauffer, City Recorder
Luke Strait, Police Chief
Kelli Tucker, Accounts & Contracts Specialist
Laura Weigel, Planning Manager

Mayor Batey called the meeting to order at 6:05 p.m.

1. CALL TO ORDER

A. Pledge of Allegiance.

B. Native Lands Acknowledgment.

2. ANNOUNCEMENTS

Mayor Batey announced upcoming activities, including the Transportation System Plan (TSP) update process, a wetland clean-up and Earth Day events, and a prescription drug drop-off and document shredding day. **Batey** read a haiku in tribute to departing staff.

A. Police Chief Luke Strait's Farewell

Ober and **Mayor Batey** remarked on Strait's service to the city. **Strait** commented on eventful moments in Milwaukie of the last three decades.

Council expressed appreciation for Strait's years of service to the city.

Strait expressed gratitude for the opportunity to serve the Milwaukie community and remarked on the evolution of police work since the 1990s.

3. PROCLAMATIONS AND AWARDS

A. Child Abuse Prevention Month – Proclamation

Cereghino, and **Karen Rush** and **Amanda McVay** with the Children's Center of Clackamas County, discussed the services provided at the Center and the importance of supporting children. **Mayor Batey** proclaimed April to be Child Abuse Prevention Month.

B. National Library Week – Proclamation

Husher remarked on the value of local libraries and noted services provided at the Ledding Library. **Mayor Batey** proclaimed April 7-13, 2024, to be National Library Week.

4. SPECIAL REPORTS

A. Drug Addiction Problem – Remarks

Jackson Hall, unincorporated Clackamas County resident, discussed the impacts of addiction on families and relayed experiences about an individual lost to drug abuse.

Council thanked Hall for speaking, relayed experiences dealing with addiction, and noted what the city and county were doing to address drug addiction.

5. COMMUNITY COMMENTS

Mayor Batey reviewed the public comment procedures. **Ober** reported there was no follow-up from the March 19 comments. No audience member wished to speak to Council.

6. CONSENT AGENDA

It was moved by Council President Massey and seconded by Councilor Abma to approve the Consent Agenda as presented.

A. City Council Meeting Minutes:

1. **March 5, 2024, work session, and**
2. **March 5, 2024, regular session.**

B. Resolution 12-2024: A resolution of the City Council of the City of Milwaukie, Oregon, acting as the Local Contract Review Board, authorizing a contract with Bonfire Interactive, Ltd. For software as a service to support competitive public solicitations of goods and services.

C. An Oregon Liquor and Cannabis Commission (OLCC) application for Naphtali's, 6221 SE Furnberg Street – Off-Premises Sales.

Motion passed with the following vote: Councilors Abma, Khosroabadi, Massey, and Stavenjord and Mayor Batey voting “aye.” [5:0]

Mayor Batey recessed the meeting at 7:25 p.m. and reconvened at 7:41 p.m.

Councilor Abma left the meeting at 7:25 p.m. and returned at 7:44 p.m.

7. BUSINESS ITEMS

A. Climate Friendly Equitable Communities (CFEC) Code - Update

Weigel and **Dyar** reviewed the city's CFEC work, noting that the CFEC rules had been initiated by a state executive order, and noting previous reports to Council and the Planning Commission. They explained that the new rules remove citywide parking requirements, add a requirement, for large parking lots and update bicycle parking standards.

Mayor Batey, Dyar, and Weigel noted that the new state rules precluded the city from mandating parking requirements in any zone. Council expressed dismay that the state's new parking rules had overturned the city's ability to develop thoughtful parking rules.

Dyar reviewed changes to large parking lot standards related to minimum tree canopy coverage. The group discussed how the new state standards would interact with the city's canopy requirements and potentially impact new and remodeled building developments.

Dyar explained CFEC changes to bicycle parking standards related to quantity, modification processes, and development standards. **Councilor Khosroabadi** and **Dyar** noted the process changes would apply to multi-family housing units. **Councilor Abma** and **Dyar** commented on the rules' intentionality in requiring wall hook bicycle storage.

Councilor Stavenjord and **Dyar** commented on how the CFEC rules addressed protections for electric bicycles in outdoor storage facilities and whether the rules removed barriers to parking for family bicycling situations.

Councilor Khosroabadi supported removing parking requirements to lower rental rates and asked if the bicycle requirements and elevators would cause rents to go up. **Dyar** and **Mayor Batey** commented on how bicycle requirements could impact rental rates and how bicycle storage spaces had been included in recent new housing developments.

Mayor Batey supported the proposed bicycle and parking lot standards but had concerns about the parking requirements. **Batey** and **Weigel** commented on maximum parking requirements.

8. PUBLIC HEARING

A. Water System Development Charge (SDC) Changes – Resolution

Call to Order: **Mayor Batey** called the hearing on the water SDCs to order at 8:36 p.m.

Purpose: **Mayor Batey** announced that the purpose of the hearing was to hear the staff report and take public comment on the proposed water SDC changes.

Conflict of Interest: No Council member declared a conflict of interest.

Staff Presentation: **Passarelli** reviewed the methodology process the city had undertaken that resulted in the proposed water SDC changes.

John Ghilarducci and **Zech Hazel**, consultants with the FCS Group, provided an overview of what SDCs are and the proposed rate changes which were based on the city's planned water infrastructure projects to be funded by the SDCs. They explained that the proposed rates would be scaled based on house size and meter size and noted how the proposed rates compared to water SDCs charged by other cities in the region.

Mayor Batey and **Passarelli** remarked on how the water SDC projects list had been developed and reviewed. The group noted that the last time the SDCs had been updated was in 2011 and that the charges were indexed to increase for inflation.

Councilor Abma and **Passarelli** discussed why Milwaukie's water SDC rate had been low compared to other cities. **Councilor Stavenjord**, **Passarelli**, and **Ghilarducci** remarked on what would trigger the next water SDC review, noting the adoption of a new water system master plan as a good time to revisit the SDCs.

Councilor Abma and **Ghilarducci** commented on why no one had attended the hearing to protest the proposed SDC increase.

Correspondence: No correspondence on the hearing topic had been received.

Audience Testimony: No audience member wished to address Council.

Council Questions to Staff: Council had no further questions.

Close Public Comment: **It was moved by Council President Massey and seconded by Councilor Abma to close the public testimony part of the water SDC changes hearing. Motion passed with the following vote: Councilors Abma, Khosroabadi, Massey, Stavenjord, and Mayor Batey voting "aye." [5:0]**

Mayor Batey closed the public comment part of the hearing at 8:56 p.m.

Council Decision: **It was moved by Councilor Khosroabadi and seconded by Council President Massey to approve the resolution establishing new system development charges for water improvements. Motion passed with the following vote: Councilors Abma, Khosroabadi, Massey, Stavenjord, and Mayor Batey voting "aye." [5:0]**

Resolution 13-2024:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE, OREGON, ESTABLISHING NEW SYSTEM DEVELOPMENT CHARGES FOR WATER IMPROVEMENTS.

9. COUNCIL REPORTS

A. Oregon Department of Transportation (ODOT) Letter for Council Consideration

Mayor Batey explained the request for a Council letter to ODOT regarding Hwy 224 project issues. It was Council consensus to send the letter on behalf of the entire Council.

Scattered Housing Sites Letter

Mayor Batey and **Councilor Stavenjord** reported that Council had been asked to submit a letter regarding the county’s plans to relocate residents of low-income housing properties scattered across the county. **Stavenjord** suggested Council wait until after the next county Housing Advisory Board meeting before acting on the letter. The group discussed when the letter was needed and agreed to revisit it in May.

Council Reports

Council President Massey reported on meetings of the Park and Recreation Board (PARB) and North Clackamas Watershed Council (NCWC). **Mayor Batey** noted that NCWC had continued to seek federal support for the Kellogg Creek Dam removal project.

Councilor Stavenjord discussed the upcoming Clackamas County Coordinating Committee (C4) retreat and announced that the city had been recommended to receive county funds for a cooling center at the Ledding Library and a rent-assistance program. The group noted other Milwaukie and Oak Grove area funding requests that had been considered by the county.

Mayor Batey noted that Council would consider the appointments of youth board and committee members at an upcoming meeting. **Councilor Stavenjord** expressed support for the appointments and working with the new youth members.

Mayor Batey reported attending a recent Clackamas Rotary Club meeting where the TSP Advisory Committee (TSPAC) membership had been a point of concern.

B. City Manager Ann Ober Farewell

Mayor Batey commented on Ober’s work and thanked Ober for serving Milwaukie. **Ober** thanked Council for the opportunity to do good work. **Councilor Khosroabadi** thanked Ober for being a leader for all Milwaukie community members.

10. ADJOURNMENT

It was moved by Council President Massey and seconded by Councilor Khosroabadi to adjourn the Regular Session. Motion passed with the following vote: Councilors Abma, Khosroabadi, Massey, and Stavenjord and Mayor Batey voting “aye.” [5:0]

Mayor Batey adjourned the meeting at 9:30 p.m.

Respectfully submitted,



Scott Stauffer, City Recorder