

2413th Meeting

COUNCIL REGULAR SESSION

MINUTES

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

NOVEMBER 5, 2024

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

Staff Present: Joseph Briglio, Acting Assistant City Manager
Jennifer Garbely, City Engineer
Justin Gericke, City Attorney

Hector Gomez-Barrios, Associate Engineer
Emma Sagor, City Manager
Scott Stauffer, City Recorder

Mayor Batey called the meeting to order at 6:30 p.m.

1. CALL TO ORDER

A. Pledge of Allegiance.

B. Native Lands Acknowledgment.

2. ANNOUNCEMENTS

Mayor Batey remarked on the benefits of using leaves on the ground to help pollinators and announced upcoming activities including city leaf drop opportunities, work parties at Minthorn Springs Natural Area and Elk Rock Island, a library of things event at the Ledding Library, a city manager open door session, and the annual Thanksgiving edition of the Milwaukie Farmers Market.

Mayor Batey read an election-themed Haiku and noted that the Haiku reading practice may end in 2025. Council expressed support for maintaining the poem reading practice.

Mayor Batey thanked Council members for not actively campaigning during meetings.

3. PROCLAMATIONS AND AWARDS

A. Veterans Day – Proclamation

Council President Massey and **Councilor Khosroabadi** remarked on the importance of recognizing veterans. **Jerry Craig** with American Legion Post 180, **Nancy McCrary** and **Phyllis Hines** with the Susannah Lee Barlow Chapter of the Daughters of the American Revolution (DAR), and **Tina Kennedy** with Fort Kennedy commented on how their organizations worked to recognize and support veterans. **Mayor Batey** proclaimed November 11, 2024, to be Veterans Day.

4. SPECIAL REPORTS

A. None Scheduled.

5. COMMUNITY COMMENTS

Mayor Batey reviewed the comment procedures. **Sagor** noted there was no follow-up from the October 15 comments but reported correspondence received since the last meeting regarding questions about Main Street commercial parklets and enforcement of overnight camping rules. It was Council consensus to allow the Beer Store Milwaukie to maintain its parklet through the winter.

Shelley Hicks, Gresham, Oregon, resident, commented on a traffic citation that their son had received in 2020 and recent interactions with Milwaukie municipal court staff regarding the disposition of that citation.

6. CONSENT AGENDA

It was moved by Councilor Khosroabadi and seconded by Councilor Anderson to approve the Consent Agenda as presented.

A. City Council Meeting Minutes:

1. September 10, 2024, study session,
2. September 17, 2024, work session,
3. September 17, 2024, regular session,
4. October 1, 2024, study session,
5. October 1, 2024, work session, and

B. Resolution 57-2024: A resolution of the City Council of the City of Milwaukie, Oregon, making appointments to city boards and commissions.

C. Resolution 58-2024: A resolution of the City Council of the City of Milwaukie, Oregon, authorizing a public improvement contract with Landis & Landis for construction of the Ardenwald North Improvements Project (CIP-2021-W61).

D. Resolution 59-2024: A resolution of the City Council of the City of Milwaukie, Oregon, authorizing an agreement with the United States Department of Transportation (USDOT) for the safety assessment of the Harrison Street corridor.

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

7. BUSINESS ITEMS

A. Stormwater and Erosion Control Code Amendments Adoption – Ordinance (removed from the agenda, rescheduled to the November 19, 2024, regular session)

8. PUBLIC HEARING

A. Capital Improvement Plan (CIP) ~~Safe Access for Everyone (SAFE) Projects Best Value Contracting (BVC) Authorization – Resolution~~ (agenda title revised)

Call to Order: **Mayor Batey** called the public hearing on the proposed BVC method for certain SAFE projects, to order at 7:04 p.m.

Purpose: **Mayor Batey** announced that the purpose of the hearing was to receive the staff report, take public comment, and consider adopting a resolution to authorize BVC for certain SAFE projects.

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

Staff Presentation: **Garbely** and **Gomez-Barrios** explained the benefits of using BVC for CIP projects on Harvey Street, King Road, and 42nd Avenue. They noted traffic control changes and outreach that would be implemented during the projects.

Councilor Anderson and **Garbely** noted that city contractors are required to pay prevailing wages. They noted that the city did not know what health benefits contractors offered their employees and what pro-worker policies the city could implement.

Mayor Batey, **Garbely**, and **Gomez-Barrios** discussed the city’s use of permeable pavement on CIP projects, where stormwater would be routed along 42nd Avenue, and

plans to upgrade the traffic signal lights on King Road. They noted that the three projects listed in the resolution would not be contracted out at the same time.

Correspondence: No correspondence had been received.

Audience Testimony: No audience member wished to speak to Council.

Staff Response to Testimony: None.

Council Questions for Staff: None.

Close Public Testimony: **It was moved by Councilor Stavenjord and seconded by Councilor Khosroabadi to close the public comment part of the CIP BVC authorization hearing. Motion passed with the following vote: Councilors Anderson, Khosroabadi, Massey, and Stavenjord and Mayor Batey voting “aye.” [5:0]**

Mayor Batey closed the public comment part of the hearing at 7:15 p.m.

Council Discussion: None.

Council Decision: **It was moved by Councilor Khosroabadi and seconded by Councilor Stavenjord to approve the resolution acting as the Local Contract Review Board, adopting findings and allowing the use of best value construction contracting for Safe Access for Everyone (SAFE) projects. Motion passed with the following vote: Councilors Anderson, Khosroabadi, Massey, and Stavenjord and Mayor Batey voting “aye.” [5:0]**

Resolution 60-2024:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE, OREGON, ACTING AS THE LOCAL CONTRACT REVIEW BOARD, ADOPTING FINDINGS AND ALLOWING THE USE OF BEST VALUE CONSTRUCTION CONTRACTING FOR SAFE ACCESS FOR EVERYONE (SAFE) PROJECTS.

Mayor Batey remarked on work by volunteers to spruce up bulb-outs in downtown to create pollinator pathways and suggested staff look for ways to protect the bulb-outs from being run over by vehicles.

9. COUNCIL REPORTS

Councilor Anderson reported on recent Clackamas County Coordinating Committee (C4) discussions about micro-transit services and enhancing the Sunrise Corridor.

Councilor Stavenjord remarked on a recent Business of Milwaukie event and the special screening of a film to benefit housing and social services in Clackamas County.

10. ADJOURNMENT

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

Mayor Batey adjourned the meeting at 7:22 p.m.

Respectfully submitted,



 Scott Stauffer, City Recorder

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