

MINUTES
Joint Meeting
Troutdale City Council & Troutdale Solid Waste Community
Enhancement Program Advisory Committee – Regular Meeting
Troutdale City Hall – Council Chambers
219 E. Historic Columbia River Hwy.
Troutdale, OR 97060

Tuesday, February 23, 2016

1. PLEDGE OF ALLEGIANCE: Lead by Boy Scout Troop 174

Mayor Daoust called the meeting to order at 7:00pm and asked for a representative from Boy Scouts Troop 174 to lead the Pledge of Allegiance.

2. ROLL CALL and AGENDA UPDATE

PRESENT: Mayor Daoust, Councilor Ripma, Councilor Anderson, Councilor Morgan, Councilor White, Councilor Allen, and Councilor Wilson.

ABSENT: None.

STAFF: Craig Ward, City Manager; Ed Trompke, City Attorney; Steve Gaschler, Public Works Director; Erich Mueller, Finance Director; Mollie King, Recreation Program Manager; and Sarah Skroch, City Recorder.

GUESTS: See Attached List.

Mayor Daoust asked are there any agenda updates?

Craig Ward replied there are none.

Mayor Daoust stated since we have our neighbors from Fairview here tonight, I'd like to move Agenda Item #8 up to follow Agenda Item #6. Also, I'd like to propose moving Agenda Item #11 to the March 8th Meeting.

Councilor Allen stated I appreciate you doing that. I looked at this agenda and thought it was going to be a long meeting. I do like to get through our agreed agendas. I'm leery of meetings that are so long that we don't make it to the end.

3. PROCLAMATION: Proclaiming February 2016 as Scout Month.

Mayor Daoust read the Proclamation.

4. PUBLIC COMMENT: Public comment is limited to comments on non-agenda items.

Chelsea Peil, Cracked Pots, stated I'm here tonight representing Cracked Pots and I wanted to give you an introduction. We are a non-profit that throws a big event every year at Edgefield and we've been doing that in your City for 16 years. We wanted to reach out because we have an interesting relationship between Metro and Recology and as a nonprofit we are expanding and growing. The time is right for us to connect with the City and begin conversations if possible for Community Enhancement. We have a big art show at Edgefield and we focus on waste reduction through art and culture. That happens in July. We also have an organization called Reclaim It which is where we have a relationship with Recology and we are able to go into the transfer station, pull goods out, clean them up, and resell them for reuse, repair, and reimagining. That is a new program in Portland. The third thing is the Green Program which is a relationship with Metro and Recology. That is where we send our artists into the transfer station, have them come out, and we throw an art show for them. These are some examples of the programming that we have going on that might be of interest to the City of Troutdale to have a further conversation about. Specifically we're here now because we realized we have more capacity and there is a transfer station in Troutdale. We wanted to introduce ourselves, myself representing the Board, and if you have any questions or would like any further information we would be happy to give a presentation. My name is Chelsea and I can be found at info@crackedpots.org. Thanks for your time.

Sam Barnett, Troutdale resident, stated I don't like digging up the past but I feel strongly about this. It's not going to change a thing but hopefully it'll give me a little satisfaction in voicing my opinion. A promise was broken last week by 4 of you that voted 4 to 3 to sell the old Sewage Treatment Plant without any regard or any consideration to advise and provide the citizens of Troutdale a plan for development of this property. That was a promise and it failed. You sold this land realizing the risks and/or knowledge that all proceeds and likely far beyond that will be spent obliging a promised thoroughfare through the middle of the Outlet Mall which we do not yet realize the financial burden that this will cost. I believe the 4 of you should take your blinders off to realize what 3 Councilors knew long ago and tried to communicate with you last week. Basically you wrote a blank check. Despite the envy, the coercion of outsiders, the excitement to have it off our hands, and something finally becoming of it, you could have and should have not given this property away. Junki (Yoshida) can laugh himself all the way to the bank. Troutdale is a patient City, I assure you of that. There's one more thing. There's a pretty good chance that we're going to end up with that property back in our laps and we'll be right back where we were 2 weeks ago. It's not the best nor the worst thing, it's just a little bit more expensive. I sure wish that we could have done this a different way. I promise you I'll never bring it up again.

Paul Wilcox, Troutdale resident, read a written statement to the Council. A copy of his statement is attached to the minutes as Exhibit A.

Ed Trompke, City Attorney, replied let me acknowledge that it was the same as the agenda. The reason it was left out, I discovered, was that I emailed it to my paralegal who had left employment with my firm at that point and I wasn't aware of it so it didn't get forwarded. That is my normal procedure to make sure everything gets documented properly. My paralegal files it in different places. It was simply that the person left employment and it fell through the cracks, that's all there was to it. It was identical to the one that was published afterwards.

5. REPORT: An update from Metro Councilor Shirley Craddick

Shirley Craddick, Metro Councilor, showed a PowerPoint Presentation (attached as Exhibit B). The presentation included the following topics: Equitable Housing, Southwest Corridor, Regional Snapshots, Moving Our Region, Regional Flexible Funds, Solid Waste Roadmap, Parks and Nature System Plan, and Metro Venues Update.

Councilor Craddick distributed handouts to the Council. Copies of the handouts can be found in the meeting packet.

Councilor Morgan asked is the BRT (Bus Rapid Transit) on the east side going to be housed at Mt. Hood?

Councilor Craddick replied in the current plan it is. These projects are always more expensive than we have money for so we are looking at what is the most efficient way and best place to put this. To me that's the most important connection, to make sure that BRT begins and ends at Mt. Hood Community College.

Councilor Morgan asked that won't necessarily come through Troutdale but it will tie in?

Councilor Craddick replied it'll skirt Troutdale. Right now it's planned to cross the Tillicum Crossing Bridge, come out Powell Blvd., the preferred choice at this moment which has not been finally decided is 82nd Ave., it would cross over 82nd to Division, come out Division into downtown Gresham to the transit center, and then at some point it'll cross over to Stark St. either on 223rd, Cleveland Ave., or Hogan and travel from Stark St. to Mt. Hood Community College. There will be a terminus on the campus.

Councilor Morgan asked the Covanta Plant, is it 200 tons of trash to be transferred from the location out here to there for waste energy?

Councilor Craddick replied it would be 20% of the Metro region's waste.

Councilor Wilson stated when you were talking about the burning of garbage, I used to take our Scouts to Cotton Butte and I understand that's where they're storing the waste at this point. That waste is very toxic and putting particles in the air. I believe when you go down there they have those white covers over the waste. My concern with that is we don't have a proper way of disposing it and we don't have a proper way of making sure that the air quality is there. I don't mind the idea but I do mind having a toxic byproduct just laying out where people can get into it. It's probably secured now. It was a beautiful area that we used to take our kids to go mineral finding. I don't think I would take my kids down there again. I would caution on the side of making sure we know what to do with the waste. It's like nuclear waste, we didn't know what to do with it so we buried it and now we have nuclear waste cans that are leaking. I would want you to move with caution there.

Councilor Craddick replied I appreciate that. I need to look into that more myself. Obviously we have to get those questions answered before we make that decision.

Councilor Wilson stated if there's a way to do it and it's all clean and if there are other alternatives. I know you support it and I'm good with that. I just want to make sure that the waste is properly taken care of.

Councilor Allen stated what is Metro's view on affordable housing?

Councilor Craddick replied we want to make sure that we have adequate affordable housing. We see our goal as a convening body that can work with cities in the region to make sure it's distributed equitably. That's one of the things that got me motivated to get involved with politics. I had this passion and a role that I can play in this region to help make sure that the east and west part of the region are equitable. That we have the same opportunities in every part of the region. Right now I don't think we have an appropriate balance. Most of the jobs are on the west side of the region, our housing over here is different, we do have more affordable housing but it's not the best quality housing. I think Metro can play a significant role in making sure that there is equitable housing throughout the region. Right now the 2 cities that have most of it are Portland and Gresham. Cities on the west side of the region haven't stepped up to help have an adequate amount of affordable housing.

Councilor Allen asked what makes up affordable housing usually?

Councilor Craddick replied there are different definitions. We're not talking about the housing that nonprofits get involved in for people with 20-30% below median income. We're really talking about housing that is available for the average citizen out there, the school teachers, the police officers, the fire fighters. So they can find good housing that they can afford. Metro's role is to work with individual cities to see that that occurs.

Councilor Allen stated it seems to me as I'm watching the supply and demand, there is more demand than there is supply. The prices have been rising quite significantly. I didn't know if Metro's intent would be to increase supply or if it's to make housing that is less desirable so it becomes cheaper.

Councilor Craddick replied one of my goals also is to make sure that we have quality housing that we're proud of and to also make sure that there is an adequate supply. One of the things that the state legislature is looking at is to allow the Cities to levy a construction excise tax, there could be a very small tax on permits that are pulled in each city that would go to support affordable housing. The challenge with that is that the City has to be willing to build affordable housing. A lot of Cities in the region, if left to their own desire, likely won't build it. The subsidy would come from this construction excise tax. You'd make money available that could buy down some of the costs of building some of that new housing.

Councilor White stated we're aware of the housing crisis. There are very few houses for sale in Troutdale and even fewer rentals available. Is part of the solution going to be expanding the urban growth boundary?

Councilor Craddick replied right now we have almost 30,000 acres available in the region for development. The Springwater area that was brought into Gresham in 2002, the first

housing is just being built now. The challenge isn't the lack of land supply, the challenge is being able to get the infrastructure to open up the land. The water, the sewer, and the roads is what makes it so expensive. Expanding the urban growth boundary right now won't help. There's land just sitting there already that isn't being developed.

Councilor White asked does Metro have any plans for a Covanta style trash burner in east County?

Councilor Craddick replied not at the moment. Covanta can take on more.

Councilor White stated it's been brought up before, that's why I asked.

Councilor Craddick replied at this moment in time there's no need. That doesn't mean that in the future we wouldn't consider that.

6. COUNCIL JOINED BY METRO COUNCILOR CRADDICK TO CONVENE AS "Troutdale Solid Waste Community Enhancement Program Advisory Committee" (CEPC)

Co-Chair Daoust called the Troutdale Solid Waste Community Enhancement Program Advisory Committee meeting to order at 7:54pm.

6A. Committee Roll Call

PRESENT: Co-Chair Daoust, Co-Chair Craddick, Committee Member Ripma, Committee Member Anderson, Committee Member Morgan, Committee Member White, Committee Member Allen, and Committee Member Wilson.

ABSENT: None.

STAFF: Craig Ward, City Manager; Ed Trompke, City Attorney; Steve Gaschler, Public Works Director; Erich Mueller, Finance Director; Mollie King, Recreation Program Manager; and Sarah Skroch, City Recorder.

GUESTS: See Attached List.

Erich Mueller, Finance Director, stated this is a follow up meeting to the work session conducted on June 30th when we walked through the various materials that were required of the Committee to adopt in order to implement the terms of the IGA between the City and Metro. Tonight's meeting is primarily to accomplish formalizing those steps that are necessary. There are 4 motions that I need action on tonight. The first 3 typically happen once and the 4th will happen on an annual basis and relates to the application. The first 3 are related to responsibilities that the Committee has under the existing IGA with Metro for the Community Enhancement Program. The 1st establishes the boundary which is what allows where projects can be that can be funded. The 2nd adopts the bylaws which also give us the working title that's less long and less of a mouthful for the Committee. The 3rd is the program guidelines which is another requirement that needs to be adopted for the IGA. The 4th is the application which I need you to approve because it also includes the calendar and

the application window which is currently scheduled to be open March 1st to be able to start receiving applications from various groups that may want to apply for funding under the Community Enhancement Program.

6B. Motion – Adopt Enhancement Area Boundary

Erich Mueller stated if there are no questions about the boundary, then my request would be that someone on the Committee would move forward with the motion.

Committee Member Ripma asked did we actually set up this CEPC?

Erich Mueller replied the CEPC was established as an obligation under the IGA that was adopted by the Council.

Committee Member Ripma asked at a Council Meeting after the June 30th Work Session?

Erich Mueller replied no it was prior to that when the IGA between the City and Metro was adopted. The Committee, the membership of the Committee, and the responsibilities of the Committee are all laid out in the IGA.

MOTION: Committee Member Anderson moved that the boundary of the Troutdale Community Enhancement Program should be the entire City of Troutdale in addition to the properties immediately adjacent to the City. Seconded by Committee Member Wilson.

Committee Member Ripma asked what does properties immediately adjacent to the City mean?

Erich Mueller replied we talked about that. It was part of our discussion at the Work Session. That goes back to the conversation that we had about if we had a situation where we wanted to put matching markers on either side of the street and one side of the street happened to be the County's, or we wanted to do something up by the Mt. Hood Community College and one side of Stark Street happens to be in Gresham. So immediately adjacent means just that. It can't be a project that's in downtown Gresham or in downtown Portland, it has to be a property that's immediately adjacent. As part of the discussion that we had it was also the mind of the Committee that you were going to have to approve every one of these grants so it's going to be clear to you where these will go. This simply gives you the flexibility but it's not a requirement.

Ed Trompke stated I've had the misfortune to have to litigate an issue in which "adjacent" was defined by the State's Supreme Court to mean a parcel of land that has at least one point in common with the City. So it has to touch the City boundary.

Committee Member Ripma stated I just noticed that the project criteria under the application process says that the grant must fund grant projects within the

boundaries within the City of Troutdale. Is that inconsistent? It's fine, I'm ok with the motion.

Co-Chair Craddick stated I had the same question. I think it can create confusion. I think it should be the boundary specific to Troutdale.

Committee Member Ripma replied I would feel a little better about it.

Committee Member Morgan stated for clarification, if we were building a sidewalk or something and it happened to be blurring Gresham and Troutdale, it would say that we would finish the sidewalk. So it would be joining the two.

Committee Member Wilson stated if we wanted to build another arch on Stark Street then it wouldn't finish the arch.

AMENDED MOTION: Committee Member Anderson moved that the boundary of the Troutdale Community Enhancement Program shall be the entire City of Troutdale. Seconded by Committee Member Wilson.

VOTE: Committee Member White – Yes; Committee Member Allen – Yes; Committee Member Wilson – Yes; Committee Member Ripma – Yes; Committee Member Anderson – Yes; Co-Chair Craddick – Aye; Committee Member Morgan – Yes; Co-Chair Daoust – Yes.

Motion Passed 8 – 0.

6C. Motion – Adopt CEPC Bylaws

Erich Mueller stated we reviewed the Bylaws during the June Work Session. They were modeled upon other successful Community Enhancement Committees around the Metro region. In reviewing the minutes from June 30th, there were no issues or discussions during that discussion. I would ask you to move to amend Article IV to eliminate the last phrase under "Boundary".

Co-Chair Daoust asked does Shirley Craddick want to be a member of this Committee?

Co-Chair Craddick replied yes please.

Committee Member White stated on page 2, item 4 says the project must not promote or inhibit religion. I'm wondering if churches are going to be eligible for this money the way that's written?

Erich Mueller replied churches are non-profits and they certainly are eligible. Funding a project that would promote a religious belief would not be an eligible project that the eligible organization for funding could bring forward.

Committee Member Wilson stated an example of what that might look like, the LDS Church coming to us looking for matching funds to do something at Columbia Park. If they were doing something on their property that promoted the LDS religion then that would not qualify.

Co-Chair Craddick asked could you clarify the definition of a non-profit? This was a question that was asked and I thought it was a really good point that I wasn't aware of that it's more than just 501(c) that's eligible for this.

Committee Member Morgan replied it's in the Guidelines, Section B(1)(a), a neighborhood association, or other non-profit organization, including but not limited to charitable and community organizations with 501(c)(3) through (7) and (10) statuses under the Internal Revenue Service.

Co-Chair Craddick stated that would include the Chamber of Commerce.

Erich Mueller stated just to clarify you are talking about the document that's in the next motion.

MOTION: Committee Member Anderson moved to adopt the Troutdale Solid Waste Community Enhancement Program Advisory Committee Bylaws in substantial conformity with Exhibit B. Co-Chair Daoust asked with the change requested by Erich Mueller? (amending the language of Article IV to reflect the boundary definition as approved by motion under Item #6B) Committee Member Anderson replied correct. Seconded by Committee Member Wilson.

VOTE: Committee Member White – Yes; Committee Member Allen – Yes; Committee Member Wilson – Yes; Committee Member Ripma – Yes; Committee Member Anderson – Yes; Co-Chair Craddick – Aye; Committee Member Morgan – Yes; Co-Chair Daoust – Yes.

Motion Passed 8 – 0.

6D. Motion – Adopt CE Program Guidelines

Erich Mueller stated to circle back to the non-profit discussion, that was a follow up question that we had with Roy Brower after the Work Session digging further into what Metro adopted into their code. This is slightly reworded to help emphasize that it's non-profit organizations and not strictly limited to 501(c)(3)'s, there is actually 501(c)(1) through (29) as different kinds of organizations. Some of them are strictly legal entities that hold insurance policies that aren't really applicable but this was expanded upon specifically to try and eliminate future questions. Service clubs are typically 501(c)(4)'s like Rotary, Kiwanis and so forth. They are clearly an organization that's not for profit that would be interested in community enhancement that are clearly one that we would want to encourage. The business leagues is where the Chamber of Commerce comes in, they are typically 501(c)(6)'s. There's lodge organizations like the Elk's which are 501(c)(8)'s. There's a whole list of them and some aren't particularly relevant given the nature of what they are. That was to try to expand and

address that issue so there wouldn't be hesitation in the future about whether an organization would be eligible. Committee Member White, you had talked about the funding allocations which is on page 4 of the program guidelines related to the art funding. I would point out that the first 3 motions would generally be done once. Certainly there's a way to amend the bylaws and certainly there would be a way to amend this. In theory, you could go back and amend the boundaries if you wanted to make it smaller. So all of it is changeable. If after a year or two of experience, you find that the way it's currently crafted is not workable and created unintended consequences or problems then certainly the committee has the ability to go back and modify the guidelines. Particularly the funding allocation related to the art allocation. Was there some other aspect of that that you wanted to pursue?

Committee Member White stated yes, I was just trying to give us greater flexibility. My wife's an artist, we have some talented artists in our City, but I was just thinking of a circumstance where we might all agree on a more worthy project and we're locked in because of our bylaws.

Erich Mueller replied I particularly remember flexibility coming up multiple times during the discussion on June 30th. That's part of why I phrased it "CEPC intends to". So that says that's your expectation, your intent, your plan but if you have a scenario where there's some outstanding project that you all want to fund but it's not artistic then you have that flexibility because ultimately the Committee decides what gets funded, not staff.

Committee Member Wilson stated when I was looking at this, I was looking at it like Forest Grove. They allocate 50% to art and 50% to other worthy projects because sometimes art can take up the whole amount for years. The intent was to help the other projects that would be needed. I talked with the City Manager in Forest Grove before presenting this and they felt that it fit really well for them. Everybody felt like they were getting part of the pot instead of some groups feeling like they weren't going to get any. If you remember the night we discussed this, one of the artists was worried that if we didn't do this then they wouldn't get any of it. I think this really helps to address that problem. The money can also roll over, we don't have to use all of the money from either side of these in any given year. Is there a time period that it has to be used in?

Erich Mueller replied the current IGA specifies that if the Committee chose not to fund a single thing for 36 months, then we'd be in violation of the IGA. I think that's highly unlikely.

Committee Member Wilson stated I think we're going to be overwhelmed, according to Oregon City and Forest Grove, on the applications that come in. I think the last we had talked, we had \$22,000 that had come in from that.

Erich Mueller replied it's remitted quarterly. We got a \$22,000 check the first quarter, a \$19,000 check the second quarter, and we're in the middle of the third quarter. If we got exactly double that then we'd get \$82,000 for the year and we budgeted \$80,000. It's seasonal so I wouldn't expect that it'll be as busy in the winter quarter.

Committee Member Allen stated under project goals ___ under the improvements in our open areas, is that a possibility or should that be stated (page 2)?

Erich Mueller replied I think both #1 and #5 would relate to projects that would fit into that kind of an objective. Potentially #6 would also depending on what kind of open area it was.

Co-Chair Daoust stated I think we're covered with those 3 goals.

Committee Member Allen asked, can we add ", and open spaces" amongst the list so there's no question in the future?

Co-Chair Daoust asked under which number?

Committee Member Allen replied under #5. Sometimes we do improvements to the open areas and sometimes its charity groups that are pushing it.

The Committee was ok with adding the words "open spaces" to page 2, C (5).

Committee Member Wilson stated on page 4, G, the second bullet states "unused funding allocation categories may carry over for use in subsequent years". I want to emphasize that we be able to use unused funding allocations for the other 50% and it may be carried over for use in subsequent years also and not just art.

Committee Member Anderson asked do you want to strike "for works of art" from the second bullet?

Committee member Wilson replied yes.

The Committee was ok with striking the words "for works of art" from the second bullet under G on page 4.

Committee Member Allen stated to expand on what Committee Member White said, I can imagine that there could be works of art that we would want to purchase and put more money towards it and there may be times when we don't want to. Do we really need to lock ourselves in?

Co-Chair Daoust replied I don't know that we lock ourselves in with the word "intends". Is that meant to lock us in or give us flexibility?

Erich Mueller replied the reason I chose that wording was to try and communicate what I perceived as the consensus of the group but also to reflect what was repeatedly said which was that the Committee wanted flexibility. Particularly since all of this is new. It's not as though we've been doing this for 10 years and have a good feel for how it works. That's why it's "intends". The Committee will discuss every project and every allocation.

Committee Member Allen stated I'd think it would be pretty easy to spend 50% in the early years but as time goes on and you get more and more, you might say whoa we have a lot.

Committee Member Wilson stated that's exactly why we should make it 50%. If there is a project from the Lions, Kiwanis, or the Rotary to do repairs to the rivers, Columbia Park, or they want to build a dog park, it gives at least some money for other things besides works of art.

MOTION: Committee Member Anderson moved to adopt the Community Enhancement Program Guidelines in substantial conformity with Exhibit C (including the changes agreed to above: page 2, C (5) adding "Open Space"; and page 4, G, second bullet, striking the words "for works of art"). Seconded by Committee Member Wilson.

VOTE: Committee Member White – Yes; Committee Member Allen – Yes; Committee Member Wilson – Yes; Committee Member Ripma – Yes; Committee Member Anderson – Yes; Co-Chair Craddick – Aye; Committee Member Morgan – Yes; Co-Chair Daoust – Yes.

Motion Passed 8 – 0.

6E. Motion – Adopt CE Application, Agreement, and Calendar

Erich Mueller stated I am expecting this to have the most changes, particularly the first few years as we roll this out. I've looked at packets used by programs that have been going for several years and they have differences in how they handle it. They tend to make revisions. I noticed one City recently changed their application to limit the number of projects that could be submitted by a City advisory committee. Apparently they got overwhelmed by their committees so they chose to limit them to being able to submit 2 per year. This is our first year and there will be things that the community doesn't understand, there will be questions that the Committee is going to ask during interviews that everyone will like and want it to be asked of everybody and we'll end up putting it in the application for the next year. These are the documents that I expect to bring back every year to the Committee with the new calendar and a redline version of the changes.

Committee Member Allen stated page 3, Section D, #16, we have the additional funding percentage. I take it that's the amount they have to kick in. It goes from 10% to 75% as you increase in project cost. This seems targeted towards charity groups and also art. It seems like charity groups don't have deep pockets and if we do buy art then we'll want to buy nice art and this seems to be a discouragement to that. Is anyone else seeing what I'm seeing here?

Committee Member Wilson stated you have an option of cash or in kind labor that goes into this. Is that correct?

Erich Mueller replied correct. The matching funding can be cash, materials, or volunteer hours. It isn't necessarily just cash.

Committee Member Wilson stated it isn't just wrapped up into one particular item. As I look at Kiwanis, the Rotary, or the Lions, I don't see them going much above \$5,000 from what I know of what they have in their income. I think the more that you ask then the more you should have to contribute to it. Someone doing a \$75,000 project or more probably has the ability of coming up with labor, materials, and cash.

Erich Mueller stated during the June 30th discussion, this was one of the lengthiest items discussed. Ultimately the conclusion was we could have something for the first year and see how it affected the application and we could certainly make changes for coming years. I believe the Mayor had said we need to make sure they have skin in the game.

Committee Member Allen asked you don't think this should be capped at 40%?

Committee Member Wilson replied I think we should leave it for now. Looking at other cities that have been under this program for awhile, these seem to be working for them. Let's give it a shot and if we run into issues then the following year we can take a look at it.

Erich Mueller stated I haven't done a scientific analysis but having reviewed packets from other cities, the majority of the grant requests tend to come in below \$15,000. A lot of them tend to come in around the \$5,000 to \$10,000 range.

Co-Chair Craddick asked isn't the City also able to apply?

Erich Mueller replied yes the City is eligible to apply.

Co-Chair Craddick stated the City would likely be the one applying for larger amounts and would have match available.

Co-Chair Daoust stated we have a question on the table. Do we want to limit the match or leave it the way it is?

Co-Chair Craddick stated I would support it as it is and this could be changed at a later date if it isn't feasible.

Co-Chair Daoust stated we could see what we get and if people are having a problem matching then we'll find out. I have a feeling we won't see that but we'll have open eyes and change it if it's too restrictive.

MOTION: Committee Member Anderson moved to adopt the Community Enhancement Project Application, Agreement, and Calendar in substantial conformity with Exhibit D. Seconded by Committee Member Wilson.

VOTE: Committee Member White – Yes; Committee Member Allen – Yes; Committee Member Wilson – Yes; Committee Member Ripma – Yes; Committee Member Anderson – Yes; Co-Chair Craddick – Aye; Committee Member Morgan – Yes; Co-Chair Daoust – Yes.

Motion Passed 8 – 0.

6F. Motion – Adjourn CEPC only and continue with Council Agenda

MOTION: Committee Member Anderson moved to adjourn the CEPC meeting only and resume with the City Council Meeting Agenda. Seconded by Committee Member White. The motion passed unanimously.

The CEPC meeting adjourned at 8:28pm.

The City Council meeting reconvened at 8:37pm.

8. MOTION: A motion authorizing the City Manager to develop agreements to create a shared Recreation Program with Fairview and Wood Village based on basic initial understandings.

Craig Ward, City Manager, stated this is mostly a status report. I know the Council and the public are curious about what progress has been made in working with Fairview and Wood Village. We have made progress and part of that progress resulted in the notion that we really need at least 2 phases before we can do an expanded program. We would need an Intergovernmental Agreement (IGA) with fiscal agreements about how we will do things, we'll have to staff it, if we staff it then someone will have to come on board and we'll have to develop a new program. It'll take some time to roll out an expanded program. In our meetings we discussed the possibility that we could amend the Recreation Guide that we send out 3 times a year. The next one coming out is the spring/summer guide that comes out in a couple of weeks. Fairview in particular wants to be able to advertise to their citizens more aggressively than has occurred in the past. To do that they would like to change the name of our Recreation Guide. They've agreed to pay for the increased postage and printing costs for sending that guide out to their residents. At this point it is sort of a gentlemen's agreement that they will reimburse us for that but I'm putting it on the record. Since it's the City of Troutdale's Recreation Program guide that we're talking about amending and we really don't have an agreement for doing any greater expansion of our existing program with Fairview and Wood Village, I didn't want to make a change like that without the Council's blessing. That's really the immediate need to bring this before you today because if you approve going ahead with this agreements that's laid out here, we will simply change the name of the Spring/Summer Recreation Guide to be a 3 Cities Recreation Guide and then proceed with the development of an IGA probably to be implemented in the fall. Fairview has prepared a proposal here. It's evolved and improved a bit from what they presented to us before with the understanding shown here for both the existing program, which are minimal, and the expanded program with the understanding that we will have to come back to you with an IGA that all 3 Cities will consider. Then I'll march away with confidence that I'm following the direction of the City Council. If you're not comfortable with that approach then this is the time to redirect our efforts. I have one other small item and that is that I highlighted 2 things in the existing agreement. The first is renaming the guide and the second is to limit registration to online registration. We have an online system that we've had going for a couple of years. Mollie King and our Finance Department did a great job of getting the software put in place and administering that. In the past we've had a form that people could fill out and bring in with a check and pay at the counter. That was a

convenience but it really does take a lot of staffing. Essentially our staff has to go into the online system and enter all of the data that registrants could have done themselves at home, if they had a computer. If we are expanding the advertising for this and many more residents of Fairview will be notified of and presumably will register for the program then that really does add to the burden of our staff on doing anything but an online. The online is very efficient. If we have to do half of it by paper and our staff has to take the time to enter that data then that's a significant burden on us and Mollie King in particular.

Mayor Daoust stated the 3 Mayors have talked about this in helping Fairview with what they've put together. We all agreed that we need to keep our kids busy. There is an initial focus of Kindergarten through 8th Grade. We're looking at a partnership with Reynolds School District (RSD) to use facilities and to keep the kids in the school district busy. The bottom line is an expanded recreation program to offer recreational opportunities to the kids. Over the long term we're looking to hire 1 more person if we agree to help run the program, that's where the 1.5 FTE's (full time equivalent) comes in, that's Mollie plus another person. Using local teachers and interested students to teach some of the classes to keep it local. We know that exercise and activities are good for our kids. We're trying to come up with a program that's more inclusive by monitoring the cost of the classes that we offer and making it low enough that lower income families can take advantage of it and to be self-sustaining over the long run, similar to our program now. The goals would be to be more inclusive, lower cost, and self-sustainable for all 3 Cities. We've talked with RSD and they are enthused about it. They think it's a good idea and are willing to participate. That's the perspective from the 3 Mayors.

Councilor Ripma stated the Mayors may have been talking about this but this is not what we were talking about at City Council that I'm aware of. What we talked about was taking the beloved and successful Troutdale Recreation Program and sharing it with Wood Village and Fairview to the extent that we could do it in some feasible way. We were not talking about including RSD which extends outside the boundaries of the Cities. I'm worried that the goals you just enunciated are not what we talked about at the Work Sessions that we've had. I would hope that before we authorize the City Manager to negotiation an MOU (memorandum of understanding) along the terms that you just mentioned, that we at least get some more clarification on Council of what this really is. What I read here wasn't the same thing that I heard. I know the Parks Committee is interested in looking at this and we should have their input. This is a big change.

Mayor Daoust replied I think you are referring to us agreeing to look at a 3 City Recreation Program. That's what we agreed to and that's what's been put together.

Councilor Ripma stated you just mentioned that RSD is cooperating now and we're going to change the cost structure and perhaps the programs. That wasn't what we talked about.

Mayor Daoust replied the near terms would maintain our recreation program just the way it is. We aren't changing our Recreation Program in Troutdale.

Councilor Ripma stated I'm not objecting to the near term the way that Craig laid it out, of expanding the boundaries of where the notice goes out. To take what you said and what's

written here as a template for a future joint Recreation Program with RSD, the 3 Cities, and all the other stakeholders that are listed in the materials....I just say whoa that is more than we talked about. I'm asking that we just do the initial things that Craig mentioned and anything beyond that should be referred to the Parks Committee and considered further by the Council.

Councilor Anderson asked aren't we using RSD mainly for their facilities? To have a Recreation Program you need recreational facilities and we don't have a lot of those in the 3 Cities.

Craig Ward replied we don't use RSD for the majority of our existing Recreation Programs. We do use them for the basketball league and there are some classes such as Mad Science that occur at the RSD school buildings. Most of the Recreation Programs are held at the CCB (City Conference Building), the Sam Cox Building, and our park facilities.

Mollie King, Recreation Program Manager, stated that is correct. We do use school facilities for about 1/4 to 1/3 of our programs.

Councilor Wilson asked do we pay for that?

Mollie King replied no.

Councilor Anderson asked by having RSD involved will that enhance the number of programs that we could offer?

Mollie King replied currently we are already working with them. When I have new ideas of things to offer, I do approach them and request a facility space. I haven't had an issue to this point.

Craig Ward stated facilities are a limiting factor for sure. We will need Reynolds if we are going to provide more sports oriented activities. It's a good thing if we are going to expand the offerings that we have.

Councilor Ripma asked could we share it with the Parks Committee and have their input?

Mayor Daoust replied I'm sure we could. This is just with the initial understandings.

Brian Cooper, Fairview City Councilor, stated to answer your concerns, Craig mentioned looking at this as soon as fall. I think the earlier roadmap that we talked about was really implementing something by summer of next year. So we have a year to work on this from our perspective. You do have a fantastic program and we're concerned if we throw all of Fairview's resources into this and Wood Village's, it will be too much. That's why we've offered to hire another director to offset the workload and work up this scaled program that would be implemented by summer of next year. What that will look like, we're not sure. A lot of this is a vision or concept of what could be accomplished when we start working on it. We know that facilities are going to be a big issue. Between the 3 Cities and all the parks we have and all the community centers that we have, I think that we should be able to

accommodate the student bodies from the combined 3 Cities. We do have grant plans. Troutdale's program has about 1,000 kids in it and that's with very little Fairview and Wood Village kids. If we're really throwing that kind of effort into getting kids engaged in physical or recreational activities then it'll be a lot. We're trying to get the City Council's to agree, pooling our resources, and working towards the goal that getting kids engaged is good and we should move forward with it. We have nothing concrete. We aren't suggesting classes. All of these models that we're basing the structure on are essentially franchise models that we see around us except we already own all the parks, all the facilities, and we already have structures in place for this type of stuff. That's why we figure we can get the cost down low enough to get the economically disadvantaged children within our area. This is what our vision is and we're hoping that you will help us out.

Councilor Wilson stated our model is self-sufficient. My discussion with you earlier was that \$140,000 was not going to be recouped by any of the Cities and if it was then it would take over 4,000 kids at \$35 apiece to make that up. That doesn't begin to take care of the coaches, the t-shirts, and all the other things. On page 3, line E of the staff report says registration to revenues are hoped to eventually match expenses such that the new program will eventually be self-sustaining. This is not going to be self-sustaining. If the 3 Cities are putting out \$140,000 today. In our discussions you wanted to absorb our Recreation Program. I would like to hang onto our own Recreation Program because it is successful. How are we going to address the \$140,000 through revenue?

Brian Cooper replied the \$140,000 was a number that the City Managers came up with. The first year of this program is probably going to be front loaded. The way we made the concept was that the Director's would not be paid for by the program itself. That would be the cost borne by the 3 Cities. The programs themselves were designed to be self-sustainable. The program was never designed to be all encompassing and pay for all aspects including the Directors. All this design is for the expense to be borne by the 3 Cities as a shared cost and all other materials were to be paid for by the program itself. The idea that Craig brought forth is that Wood Village and Fairview would hire a 2nd Director to work with Mollie and work with building something that the 3 Cities could manage using a steering committee. We started going out to the people within the community and they all want to be involved in something like this. We've talked to Reynolds Youth Soccer quite a bit, volunteers in our Parks Committee want to participate in this program, so how this program will look a year from now, I couldn't tell you. What we're asking for is the belief that the 3 Cities can do something together.

Councilor Wilson stated I believe we can do that but I'd like it to be 90-100% including this \$140,000.

Brian Cooper replied if that's what this Council wants then that's fine. You can make that a requirement and then we'd raise the fees to compensate. Then you get away from helping the economically disadvantaged kids within the area. We want to keep the fees low so more kids have access to these programs. We've asked if your program can handle 5,000 kids for a year. Right now you're doing 1,000 to 1,100.

Craig Ward replied our Recreation Program with 1 small exceptions is a program where we contract with private sector vendors whether it's an art teacher, cross fit training, it's a vendor that provides programs and wants to come under our umbrella in which we advertise for their program and help them get registrations. I asked Mollie after the 3 Cities had met to reach out to our vendors and ask if they can handle it and if they are interested in holding more classes. The answer was that most of them are prepared to in theory. We aren't ready to do that right away and that's why it's possible that by the fall we can in fact add to the number of classes under our existing model and potentially hold some of those in Fairview or Wood Village so it serves their population better. That's an option but it's not a sure thing and it relies upon our existing contracting process, formula, and management by Mollie to accomplish that.

Councilor Anderson stated if we move forward on this tonight, the first and only element that would change is the brochure would read 3 Cities Recreation Program. In essence we're taking our Recreation Program and expanding it.

Craig Ward replied I wouldn't say that we are actually. To me it's the same program. Right now Fairview, Wood Village, and Gresham residents can register for our program and they do. All it really does is change the label on the Guide.

Councilor Anderson stated we're rebranding it and Fairview is going to pay for the change in postage. That's exactly what we said we wanted in the Work Session. I think where we're getting off center here is this document that Brian has put together. It's a vision statement for where this might go from here. 90% return, that's something that can be discussed. The Parks Advisory Committee wants to weigh in and that's something that should happen.

Brian Cooper stated not all 3 Councils have signed onto this yet. You are the first, Wood Village is on Thursday, and next month is Fairview.

Craig Ward stated for the audience, under Background item 1, until modified by an executed MOU or IGA among the 3 Cities, the existing program managed by Mollie King will remain Troutdale's responsibility with minimal changes except those things that are articulated. The expanded program is item 2 and it would have to be subject to an MOU or an IGA. This does not execute the expanded program at all. It simply endorses the program description that Fairview has prepared as a model for us to work towards.

Councilor Ripma stated that's where we need public input. It isn't what was sold to us.

Mayor Daoust stated if we can agree on the initial understandings and the short term item of relabeling the Guide, then we can get our Parks Committee to give us input on the longer term stuff. That's my take on this.

Councilor Morgan stated I know this is a bit backwards. A lot of kudos to what you've done for East County. I think we're the only City in East County that has a Recreation Program. Is this something that you think can be done successfully and replicated successfully?

Mollie King replied the reason why it is possible is because we would use current vendors. When you hire a new vendor or anything new, there are a hundred steps in the process from A to Z. When you have a current vendor, it's much easier to scale up and offer more. For example, if the Tae Kwon Do instructor wanted to offer 2 days a week or an intermediate class, I already have the vendor and I have the relationship established. Adding something more is still work but it is doable because those relationships are there.

Councilor Morgan stated Fairview is expanding and growing and they're not seeing a lot of access to programs. Reynolds High School is concerned about youth activities. Is there a more effective way in your opinion to allow this program to be marketed or reached out to more youth in our area to allow access for that? We're at about 1,000 to 1,100 students registered. If we were to reach out to the other 2 Cities then that could be 3,000 eventually. Is there a better way to reach out to these entities to get them to sign up for this recreation program? I think the ultimate goal is to get more youth involved in some kind of curricular program.

Mollie King replied as far as general marketing, we have the old school ways of doing things and the new school ways and it's not one or the other. It's all of it and it's keeping up with it. Marketing is always a piece, how you tap into folks is always an ongoing discussion. Different things work for different populations and in different ways.

Brian Cooper stated in our discussions with Reynolds, they would be a facilitator to get people into these programs. They are the ones that know the students, they're the ones that know who is economically disadvantaged, who would benefit from these programs. We would be leaning on Reynolds mostly to be the ones to market this program to the kids. They have Peach Jar, they have the ability to send things home with kids, and those are some of the initial conversations that we were having with Reynolds on what they can contribute to this program.

Councilor Allen stated we raised our rates to kids outside our City to try to make our Recreation Program more self-sustainable. We talked about putting \$10,000 more into our program and didn't. Now we're talking about putting another \$56,000 into it? It confuses me.

Brian Cooper replied the way we figured it, it should cost you less because you'll have \$56,000 from Fairview and \$29,000 from Wood Village.

Councilor Allen stated no we're going to kick in more money.

Brian Cooper replied no that's not what we're proposing. \$56,000 is how much you are paying for this program and that includes Mollie.

Craig Ward replied no, it doesn't. That was 40% of the \$140,000 to start the new program. I really don't want Mollie to try to administer the new program. She's administering the program that we're doing now and she's full. The notion that she can just take on starting up an entire new program and we can somehow save money by combining her salary with the other program would come at the expense of our existing program. I don't want to do

that. If the Council says we have to do it then that's ok but that's not the assumption that I made in these numbers.

Brian Cooper stated in the original numbers the \$100,000 was for 1.5 FTE, .75 of that was Mollie and the other .75 was the second Director. That was the initial discussion that we had.

Craig Ward replied that may have been your initial proposal. It was based on her salary but it didn't assume her salary. We have plenty to talk about.

Brian Cooper stated basically the number was for 2 Director's. In our vision it included Mollie along with a second person.

Councilor Allen stated what I see is that we already have a Recreation Program that we open up to people outside our City. I don't mind putting more money into our program but this kind of thing looks like we're making what we already have more complicated. I don't mind beefing up what we have already, but I'm not interested in making it more complicated.

Mayor Daoust stated that's what this is, beefing up what we have.

Councilor Allen replied I wasn't always well off. I used to be a single parent working multiple jobs trying to raise my boys full time and my kids were very active in the school district. They were very active in school programs. My daughter did Mad Science and so forth and sports programs afterwards. First off, I don't see the problem that we're trying to solve, especially when we say we are targeting the needy kids but they need to have a computer to apply. They already can apply if they want to. I wouldn't even mind expanding our existing program for kids that fall below a certain line to have it be paid for. This doesn't look like more than just trying to say we did something and put more money into it.

Councilor White stated Brian, I want to compliment you for this but also remind you that there's quite a few youth programs besides the Troutdale Recreation Program. There is the Sandy Recreation Program, the Portland Recreation Program, the YMCA, after school classes, camps, private vendors, non-profits, leagues, youth mentoring programs, scouting, Big Brothers, Special Olympics, local churches, there's lots of stuff available. Our program is 3 weeks away from starting and I don't want to confuse the issue by changing the name until this gets further vetted, the full Council's involved, our Parks Advisory Committee's involved. Gresham had a majority of the non-Troutdale recreation participants at 130. Wood Village had 29 and Fairview had 11. I don't want to send the message that it's off limits to Gresham. I think we're so close to our season beginning that I would really hate to change the name without having more work done on this so we know what we're looking at.

Councilor Anderson asked would you be interested in the second part for Fairview paying to distribute the Troutdale Guide to Fairview?

Councilor Allen asked we want to increase advertising without increasing capacity? That doesn't make sense either.

Councilor White stated the way I understand it, we're already full this year, near capacity.

Mollie King replied it depends on the program. Some programs definitely are at capacity. Some programs is a give and take, so it depends.

Brian Cooper stated we are aware of all the programs that are available to East County. The way we viewed it was that there are what we call mosaic pieces scattered all about East County. For Fairview and Wood Village there are very little options within our Cities even with Troutdale right next door. YMCA doesn't come down here, it only comes into a little bit of Troutdale. We're looking at shifting the program to 3 Cities, not just Troutdale. You have done a magnificent job. We want to get into the recreation side of it, we want our kids engaged, and we want Wood Village's kids engaged. A lot of our problems these days are juvenile crime. It says recreation is a means to solve juvenile crime. Fairview wants to do something. We think a 3 City combined system is the best vehicle in which to do that. Not to say it's the only way or how it'll look when we get into it. What we're asking is if you believe that a 3 City IGA model of providing recreation to kids within our region is a good idea and whether it should be discussed and worked on.

Councilor Allen stated I think it's better if you start up a program similar to Troutdale's and you open it up to Cities outside.

Brian Cooper replied but you are asking me to put up a competing program to Troutdale's.

Councilor Allen stated you might have an offering that people like, it's variety.

Councilor Ripma stated when we got into this I thought it was going to be a Fairview program, a Wood Village program, and a Troutdale program cooperating and maybe having some joint classes. This idea of setting up a whole new concept with a whole new management was never what was discussed. At least I didn't understand it that way. What I suggest we do is refer this idea to the Parks Advisory Committee first. I agree with Councilor White that the Troutdale Recreation Program is quite beloved in Troutdale and even the renaming of it would be the end of the Troutdale Recreation Program and I don't think that would be a good idea with at least running it by the Parks Advisory Committee. We can do this in a deliberate way. We don't need to rush into it. If it pushes the roll out back one season, at least we'll have had a chance to have proper consideration of it. This is too different from what we've talked about originally and as I'm hearing it, I'm skeptical.

Mayor Daoust replied the Council agreed earlier to have a 3 City recreation program. So logically a 3 City recreation program would be a 3 City recreation program. Not 3 separate programs all run independently. I think that's what Brian has developed here. Staff was willing to do the simple change of making it a 3 City recreation program brochure which can easily be done. Craig just wanted to check in first to see if we're ok with that. Then the rest would follow with letting the Parks Committees get involved. I really do take issue that we don't have a problem we're trying to solve. I think we do have a problem that we're trying to solve. I think allowing more children to get involved with more activities that are available to them is a problem that we need to talk about and solve. All you need to do is look at the studies that have been done in East County and how actively involved the children are out

here. There is a need to do something to keep the kids busier so they don't involved with things that we don't want them involved in.

Councilor White stated if we're going to call it a 3 Cities program then I think we should have a program in place. The program that'll be in place this year is the same Troutdale program. I'm having a little bit of déjà vu with your arguments, it reminds me of the 6 to 1 vote where we didn't want to read the proclamation for the Springwater Parks District idea because we recognized that would be the nose of the camel in the tent and that's the way I see this. I see a lot of flaws and problems. The big one is a board would be in charge of the future of this program rather than this City Council.

Brian Cooper replied having 3 separate City Council's weighing in on any individual issue seemed over bureaucratic. If you have suggestions on how you would like that formed then I'm open to anything. It was the best kind of structure we came up with. That was really just a roadmap that we agreed on. If the 3 City Councils agreed that this concept/idea that 3 Cities could work together for 1 common goal is good then we were prepared to go and hire a person to start working together and we'd all have talks about this on a 3 City Meeting scale. I would love to have everybody in the same room to talk about it. But we can't go to the next step unless the 3 Cities agree that the concept can move forward. Plan B is that Fairview or Fairview and Wood Village goes out and starts a competitive program. Who does that serve? It doesn't help anybody.

Councilor White stated you said yourself that there's no rush.

Brian Cooper replied I'm not rushing. The roadmap that we were working with was rolling this out by summer 2017. It will take a year to develop this IGA. We aren't going to start it unless the 3 Councils agree.

Councilor Wilson stated why we're here tonight is to approve whether or not we're going to change the header of our summer flyer. I can see that. If we say that this is all that we want to do tonight, say we want to change the header of the flyer to maybe Troutdale, Fairview and Wood Village Recreation Program Summer 2016, I'm good with that, it's the rest of the stuff.

Brian Cooper asked could I get you guys to agree to move forward with the discussion so we can proceed forwarding knowing that we have a common goal?

Councilor Wilson replied tonight the only thing that I'd like to approve or not approve would be whether or not to change the header of the flyer. Then bring the rest of this back at another time.

Councilor Allen stated I don't think it's a mistake that we get more participants from Gresham and Wood Village, they're adjacent cities. I think as you move a recreation program further away from the population that it's serving then you get less participation. I don't see a Fairview program as competing but it would help add more choices to the region and provide something that's locally available for people in the area. I would love to see your program open to Troutdale residents and keep Troutdale's program open to all as it is.

Councilor Anderson asked what do you want to do? We've been talking about this for awhile. I don't think we're going to solve anything tonight.

Mayor Daoust stated what I want to do is have a motion the way it's written here with the understanding that all we're doing is the near term stuff, renaming the recreation guide, and having online registration. We get the Parks Committee involved with what we do from then on. I understand there are some reservations about the longer term stuff. Let's see if the Council wants to do the near term stuff.

Councilor Anderson stated it's misleading to change the name and not change the program.

Councilor White stated it's also an endorsement of a program that hasn't been developed yet.

Councilor Ripma stated it really isn't the Troutdale, Fairview, and Wood Village program. Why don't we just start by referring it to the Parks Committee and get their input on it? It'll give us a chance to hear public input on it from a group that cares a lot about our rec program. Then take a serious look at this and not rush into even changing the name. It's familiar and loved by people in Troutdale.

Councilor White stated we could very well change the name back the following year if this doesn't go anywhere.

Councilor Morgan stated since we're really just talking about the USPS and postage in Fairview and Wood Village, couldn't we have a flyer that says Troutdale Rec Program proudly serving East County?

Councilor Wilson and Councilor Ripma stated that sounds great.

Councilor Morgan stated then we'll let these Cities pay for it and they can work with the City Manager and Mollie on it.

MOTION: Councilor Morgan moved that we allow the 3 City Managers to work on the flyer that says Troutdale Recreation Program Proudly Serving Fairview and Wood Village. Seconded by Councilor Anderson. Motion passed unanimously.

VOTE: Councilor White – No; Councilor Allen – No; Councilor Wilson – Yes; Councilor Ripma – Yes; Councilor Anderson – Yes; Councilor Morgan – Yes; Mayor Daoust – Yes.

Motion Passed 5 – 2.

Councilor White asked Brian, does your City reimburse your participants for the difference in registration fees?

Brian Cooper replied yes. We've been doing it for awhile but for the most part Fairview residents don't know what's going on. You guys have always had your program available it's just that nobody knows about it.

Councilor Ripma asked can I recommend that we give this idea to the Parks Committee for their consideration?

Mayor Daoust replied yes.

7. RESOLUTION: A resolution declaring a vacancy on the City Council and designating a procedure to appoint a person to fill the vacancy.

Ed Trompke, City Attorney, stated there have been revisions to the packet materials which I am passing out (a copy of the handout can be found in the meeting packet). The two changes from the version that's in the packet are that Council will conduct interviews on February 23rd which we aren't going to do and there is a blank line on this which is up for discussion. The other change is in Section 4, the last 3 words were to select a successor on February 23rd and it's been changed to March 8, 2016.

Councilor Ripma stated Section 2 says we accept applications commencing at 8:00am on Wednesday, February 10th and ending at 4:30pm ending on February 23rd. That's over with. We wouldn't have even had a chance to advertise it for the public to apply.

Ed Trompke replied an announcement was put on the City's website and it was discussed at the meeting 2 weeks ago.

Councilor Ripma stated not with any kind of Council authorization. We didn't even have a procedure. The normal procedure is to wait until someone resigns and then advertise to replace them and have people apply. We did not adopt a resolution authorizing us to take applications of any kind during any particular period. It wasn't even discussed.

Councilor Wilson replied it was discussed. We agreed here that we would start it on the 10th.

Councilor Ripma stated ok well it ended at 4:30pm today so nobody else could apply.

Mayor Daoust replied we got 5 applicants and they all knew what the rules were.

Councilor Ripma stated I object. The Council has to set out authorization to accept applications and make notice. I don't think the website is good enough.

Mayor Daoust stated we did and we got 5 applications. My proposal will be to have interviews next Tuesday, March 1st and then an appointment vote on March 8th.

Councilor Ripma stated a point of order to our City Attorney. Do we not have to authorize taking applications by a vote of the Council after we adopt a resolution to select from among the applicants, we're actually saying we will accept no more applicants starting at 4:30pm

today. How is that possibly proper? People who were following things closely would have recognized that we never officially had a process for selecting the applicants. Now we are closing out the rest of the public and limiting it to only 5 who have apparently applied. That can't be proper.

Councilor Allen asked is your objection that we had a procedure before we've adopted a procedure?

Councilor Ripma stated we already have our old procedure. I raised an objection to this procedure 2 weeks ago and as I recall, we didn't vote on it. I don't even recall that we opened it up for applications. I'm perfectly willing to accept and consider the applications already made but we can't close it out before we even adopt the procedure. That gives no one else a chance to apply. That can't be right.

Ed Trompke replied there is no fixed procedure for doing this and there's no statute, ordinance, or Charter provision other than for elections.

Councilor Ripma asked do you mean that people who have already applied by guessing that we weren't going to open it up to anymore are the only ones allowed to be considered?

Ed Trompke replied all I can say is that I heard the Mayor with a general consensus at the meeting 2 weeks ago say that he was opening up the process for applications and that it would close today at 4:30pm.

Councilor Ripma asked does anyone else remember that?

Councilor Allen replied I remember the opening but I don't remember the closing.

Councilor Wilson stated I remember the closing too.

Councilor Ripma asked does it make sense that we closed it before we even adopted the procedure? It can't be fair that nobody else is allowed to apply. You can't all agree to that.

Mayor Daoust replied it was made clear 2 weeks ago that applications would be accepted according to what is written right here. I made that very clear and it was on the public record and it was put on the website saying the same identical thing.

Ed Trompke stated it was discussed that there would be a process discussed tonight for selecting the person.

Mayor Daoust stated that's what we're talking about tonight. How to go through the selection process.

Councilor Ripma asked from among people that have already applied and nobody else is allowed?

Mayor Daoust replied yes because that was the open application period that we announced.

Councilor Ripma stated I object, I don't agree.

Councilor Allen stated it was late at night, we had people that were going to apply, we allowed it to go forward that they apply, and it was my understanding that we were going to talk about it at the next meeting and come clear on the procedure. I don't remember agreeing on closing it.

Councilor White replied we didn't.

Mayor Daoust stated I made it very clear that it was closing at 4:30pm on Tuesday, February 23rd.

Councilor Ripma asked and we all agreed to that? I would never have agreed to that.

Mayor Daoust replied nobody disagreed with it.

Ed Trompke stated you may have been speaking at the time. I don't mean that facetiously.

Councilor Ripma asked does it seem fair to this Council that no one else is allowed to apply after we adopt a procedure?

Councilor Allen stated I think we're going to get a lot of people that are going to say they never knew.

Councilor Morgan stated the thing about it is that this happens every week. It's like chronic amnesia. Since there's no current procedure put in place, does the Mayor have the authority to authorize when it can open and close?

Councilor White replied this appears to be very biased for one Councilor. We've never done this in Troutdale. I asked who asked for this resolution and I never got a clear answer.

Councilor Ripma stated it's not a procedure that we've ever followed.

Mayor Daoust stated we don't need a resolution.

Councilor White replied right because we have a past practice that all of our surrounding Cities follow as well, that the remainder of the Council picks. Councilor Anderson hasn't left yet.

Ed Trompke stated there's a statue that addresses this. It says that the person would be selected prior to the time the outgoing Councilor leaves and the person takes their oath at the next meeting or at the first meeting after the resignation is effective.

Councilor Ripma asked isn't it true in Brookings that the outgoing Councilor did not participate in the interviews and selection and that there's no requirement that the outgoing Councilor participate.

Ed Trompke replied there's no requirement either way.

Councilor Ripma asked couldn't we open up to further applicants until such time we decide to discuss the applicants?

Councilor Allen stated if members of the Council didn't know that it was going to close, how do we expect the public to know?

Mayor Daoust replied we knew when it was closing. I made it clear 2 weeks ago that it closed at 4:30pm, in fact I changed it from 5:00pm to 4:30pm so Sarah would have time to make copies.

Councilor White stated I had to call Sarah today to find out if we were supposed to be here at 5:30pm for interviews because that's what it said in our packet. It was rushed through and this was biased.

Councilor Wilson asked can we eliminate this and take a vote on whether or not we want Councilor Anderson to participate or not?

Mayor Daoust stated I don't care if we open it up for additional people to apply to maybe the end of the week or something like that. What I'm proposing is that we go through the applications next Tuesday night on March 1st and make a decision on March 8th. The 5 people that applied fully understood what the process was. If we have a resolution, all we'll do is fill in the blank with March 1st. That's the only thing we need to change unless we want to extend the application deadline to Friday, February 26th. Does the Council want to extend the applications to the 26th?

Councilor Ripma and Councilor Wilson responded yes.

Councilor Allen stated that doesn't help us any. My concern is that you want people to know that it's open. There aren't a lot of people that are watching our website for any changes.

Councilor Morgan stated it was on social media, wasn't it Sarah?

Sarah Skroch replied yes.

Councilor Ripma stated normally we advertise it.

Councilor Allen asked have we done an announcement in the newspaper?

Sarah Skroch replied no.

Councilor White asked Councilor Anderson, are you going to participate in voting in your replacement?

Councilor Anderson replied sure if I'm still here.

Councilor White stated I would appeal to that you not do that.

Councilor Anderson asked why?

Councilor Ripma stated because the rest of us will pick someone that we can all work with.

Sam Barnett, Troutdale Resident, stated I'm embarrassed. Mayor, you're prejudiced against fellow Councilor's tonight. The way you shut down common sense discussion is shameful. Ed, I'm the last guy that Councilor Ripma needs to defend him. You seem to get a great deal of humor and satisfaction in telling them that he might have been speaking while you were listening to the Mayor discuss the closing.

Ed Trompke replied I recall having people talking, I think 2 people were, at that time. I would not just say that flippantly and I certainly have more respect than that to say something....

Sam Barnett interjected in that case I apologize because that's how it came off.

Councilor Allen stated I'd agree, I think there was talking going on at the time. The Mayor said something and not everybody caught it.

Sam Barnett stated I remember when you didn't need to be a politician to run this town. Now it's turned into politics and politicians. It upsets me big time. When I was talking a couple of weeks ago I was asked to keep it positive, all I said was that we're all neighbors. I think that's a positive thing that we're all neighbors. I believe that last week's meeting set a precedent with the off schedule meeting about something I promised not to bring up again. I say that because I believe that this vote tonight will set another precedent, determining whether or not to allow a resigning "lame duck" Council person to sit in on the interview process and subsequent voting to determine who fills his or her seat. I imagine what's decided tonight will go on in the future if this should come up again. I think it's going to be coming up quite a bit the way that this Council is. I think you'll have people resigning all over the place. If the tables were turned, Mayor or any of the 4 of you, and you were typically on the short end of every major 4-3 vote then you'd be suggesting and promoting the same as Councilor's Ripma, White and Allen are tonight. I would challenge you to tell me who else does this. The State Legislature, no. The Parliament, no. Even most prominent boards of directors state simply that a hold over board member may not vote. Why would we do this here in Troutdale? That answer is painfully obvious or this notion would not be entertained here tonight and I'd have been in bed hours ago. I encourage that the 6 of you minus Councilor Anderson find a means to select a new fair minded Council with no strings attached, period, and further perhaps it should be considered and maybe discussed that someone who ran in the last election should not be considered as voters clearly voiced against said candidates at the last election. Unless this goes to an election and then of course they may be included. But why would you consider somebody that the City clearly voted down during the last election? Councilor Anderson, I want to thank you for over 5 years of service on the City Council and everything that you've done with the Chamber. I know it's not an easy gig. I admire and appreciate your effort in keeping Troutdale a City to keep as our own which seems to be slipping away. I strongly believe that eliminating

Councilor Anderson from involvement in this process seems most fair. These guys can figure it out without you. It's not going to be a slug out match and I think it might be really good for them to figure it out on their own. Thank you for listening to me. I'm sorry it got a little emotional but you know I love this town as much as you do.

Rob Canfield, Troutdale Resident, stated I may be wrong but I don't think so. The provision for replacing a vacant City Council seat is laid out in the Charter which merely says the majority of the City Council appoints replacement. That's what it says. There's nothing in the Charter or the City ordinances about past practice or special circumstances. It's very clear that a majority of the City Council appoints a replacement City Councilor. Councilor Anderson is a member of the City Council therefore he is allowed and as a matter of fact required to vote for a replacement. Every one of you took an oath of office to abide by these rules. We're not talking about a corporation. You didn't agree to be on a board of a corporation or in another City to abide by their rules but these rules. You can argue all you want and try to have Councilor Anderson do a favor to you guys and withhold a vote, but he can't, he is required to vote yes or no on this. He has to do it as long as he sits there. You can blame it on electioneering or whatever. I hear every week that it's unfair that the minority gets the short end of the stick. We're a democracy and the majority always rules. Do you guys ever call each other and find out what you think about things? Do you ever talk to each other? Do you guys in the minority ever talk to each other about the majority and try to convince them of your side of things? Or do you come to the City Council meetings and get the same results because you haven't discussed your position with anybody else? The bottom line is you have to go by the Charter. Those are the rules. Not made up rules or at the last minute rules. Those are the rules and you have to abide by them.

Councilor Ripma stated the Charter provision states the majority of the Council picks to fill a vacancy. That presupposes that there's already been a vacancy. What's odd about this procedure and what's ridiculous about it is we're picking the replacement with both the ones who will be here to work with the new person and the departing Councilor. That's not happened before. It's perfectly proper for the remaining people to vote. We'd just wait until after Councilor Anderson's gone after March 31st to pick someone and that would be best because we're more likely to settle on somebody we can all get along with. I agree that majority rules. If you want to force it through, there's nothing we can do.

Councilor Morgan asked do we need a motion or can we just extend it to Friday or Monday? Then have interviews on the 1st or the 8th.

Ed Trompke replied the Council can procedurally rule by motion. You should have a motion or a consensus to do things or you can do it by resolution.

Councilor Morgan stated if Councilor Anderson wants to show up great and if he doesn't want to then he doesn't have to. I agree with extending it a couple more days until Friday. That would be my recommendation.

Councilor Ripma stated could I recommend 1 change that the meeting on the 1st which is the Tuesday that we'd be doing the interviews, that we have that at 6:30-7:00pm and not 5:30pm.

Councilor Morgan replied that's fine. If you want to work with Councilor Anderson and talk about why you think it's a good idea or not for him to participate then that's fine. I don't think making a clause or a motion for this one time is reasonable. If Councilor Anderson wants to partake then our Charter is very clear that he can and if he doesn't want to then he doesn't have to. Is that amicable and would you second that?

Councilor Ripma stated I do agree and I'll second it.

Councilor White stated we do bring up past practice quite often on Council. We were told that once we decided on a subject then we're not allowed to bring it up again. When the discussion about the Mayor writing in the Champion we relied on past practice as our example. In the history of Troutdale, the past practice has been that the remaining Councilors make the selection for the new person coming in. There's probably good reasons for that. It's not always a good thing. Sometimes a Councilor is asked to step down. Do you really want this new resolution so that person would be involved in the decision of picking their replacement? Fortunately that's not the case here tonight. That's why I was trying to appeal to Councilor Anderson to stand clear of this one and let's get some balance in this room. We also look at what our surrounding cities do. The model ordinance at the LOC says the remainder of the Council. That's what Wood Village does, City of Gresham, City of Fairview, Happy Valley, Lake Oswego, and I could go on. Nobody does it like this.

Councilor Allen stated all I'm really looking for here tonight is that people in the public know that the position is available, know that they have to get their application in, and when it's closing. I wonder if we can fill in some dates here. Are we able to put it in the paper that we're accepting applications?

Sarah Skroch replied the deadline for Friday's Outlook was today at noon.

Councilor Wilson stated you can contact Katy and see if she can put something online or if it's a budgeted item they can actually make an online ad.

Councilor Allen stated not everybody is online. I was hoping to get something in print.

Councilor Morgan replied it was in print. The Outlook ran a story about it.

Councilor Allen asked did it include the deadline? I know people know there's a vacancy but not about the process for taking applications. I'm suggesting we push this out to get a good process. I don't want to be accused of a bad process.

Councilor Morgan stated I think Friday is reasonable. You have to remember that there are 5 people that were able to navigate themselves through the channel that was available.

Councilor Allen stated out of a City of 16,000 there were 5 people, yes. There were Councilors that didn't even know about it. Let's put something in print. It's probably going to be online too. But let the public know when the closing date is, let's do the interview after

the closing date, Councilor Anderson isn't gone until April 1st. We can fit a good clean process in during that time.

Councilor Ripma replied there's no reason that we have to do the interviews on March 1st. Couldn't we do them on the 8th?

Councilor Wilson stated that's a problem because it's a City Council meeting date. You wanted it to be 6:30-7:00pm.

Councilor Ripma replied I would rather that we moved it to the 9th or another day when we could appoint at the next Council meeting and it would still be in time to have the appointment take effect on April 1st. That would allow an open process. How does everyone feel about doing interviews on Wednesday the 9th?

Councilor White stated I'd feel much better about that process.

Councilor Wilson stated Sarah, tomorrow why don't you call up the Outlook and see if you can take out a small display ad because that would have a later closing time.

Mayor Daoust asked does the Council want to close the applications on the 8th and have interviews on the 9th?

Councilor Ripma asked could we do the 15th? That is a non-meeting night although there is something we'll be discussing. I'd be willing to come in at 6:00pm.

Ed Trompke stated we were talking about the 15th for a Special Meeting on the rural fire district issue and that would have to be a single subject matter.

Councilor Morgan asked how about closing on the 4th and interviews on the 7th?

Councilor White replied I'm not available on the 7th. I'd be willing to meet early on the 8th if you can do it, Councilor Ripma.

Councilor Allen asked for the closing date, will you be able to get it in the paper by this Friday?

Sarah Skroch replied I will contact them to see if that is possible.

Councilor Allen asked what if we close it the following Friday on March 4th? That would give them 1 week to apply.

The Council concurred.

Councilor Allen asked then when are we going to conduct interviews?

Mayor Daoust replied we could do interviews on the 14th so that Councilor Morgan and Craig can be here.

The Council agreed to hold interviews on Monday, March 14th at 6:00pm.

Mayor Daoust stated we can make the decision on March 22nd.

Councilor Allen asked can you check me on this? Section 2 will become March 4th, Section 3 becomes 6:00pm on March 14th, and then Section 4 will become March 22nd, is that correct?

Mayor Daoust replied yes.

MOTION: Councilor Morgan moved to move back the date for marketing to end on March 4th at 4:30pm, to have interviews conducted on March 14th at 6:00pm, and approval at the Council's second meeting on March 22nd.
Seconded by Councilor Ripma.

VOTE: Councilor White – Yes; Councilor Allen – Yes; Councilor Wilson – Yes; Councilor Ripma – Yes; Councilor Anderson – Yes; Councilor Morgan – Yes; Mayor Daoust – Yes.

Motion Passed 7 – 0.

9. RESOLUTION: A resolution adjusting the Storm Sewer Utility Fee and rescinding Resolution No. 2287.

Steve Gaschler, Public Works Director, stated tonight I have a resolution for the stormwater rate cap discussion. The resolution has a stormwater cap removal and a 4% increase on the rate and would not take effect until July 1st. The reason that we're bringing it forward at this unusual time is that there's some budget implications regarding a decision on the rate cap. That's why it's here this early and separated from the other utilities. As you know there is currently a transfer from the General Fund to cover the shortfall in the stormwater fund. We're in the process of preparing budgets and we need some direction. In your packets I've given you a fair amount of information. There's a list of the capped accounts, the uncapped accounts, the study done by FCS showing the need for the rate increase, and the resolution. We've talked about the accounts that would get credits. We've had staff do a review and we've come up with a list of 26 accounts (a copy of the list can be found in the meeting packet), it's not all inclusive but our first blush through, that would receive a credit and how much of a credit as it's currently established in the resolution. I'm pretty sure that there are additional accounts out there that will be due a credit when we get farther into this. Some will probably have to bring it to our attention. I've told you that we would take care of this item for them. Whatever the decision with the cap is, we'll send a letter out showing what the rate is without the credit, show them what the credit is, and give them the opportunity to weigh in on that credit. I had a meeting with the Port regarding their storm cap. In fact 2 people from the Port are here tonight, Stephen Nagy and Emerald Bogue, and would like to address the Council regarding this. Also here tonight is the Multnomah County Drainage District and Sandy Drainage Improvement Company. They aren't going to present but are here to answer questions from the Council. The Port would be on our list and we've looked

at their drainage and they would get a full 70% credit, their water goes into the existing ditches out there. There are definitely some other properties out there that would also qualify but we don't have them tabulated at this time. The 4% increase to the rate comes to about \$.18 per month for the residents for a total of a little over \$2 per year. The big issue is the cap removal.

Councilor Anderson asked have we always had stormwater retention in Troutdale?

Steve Gaschler replied yes, in one form or another. The current ordinance, I believe, was adopted 1996.

Councilor Anderson stated so we didn't vote on it. Stormwater retention is new, it's not something that occurred in 1978. How did stormwater come along?

Steve Gaschler replied it happened through development. You have ground that hasn't been developed and the natural rain cycle is that it falls on the ground and it goes into the stream naturally. What happens when you start hardening that off due to development with streets, roofs, and driveways? That water doesn't soak into the ground, it goes somewhere and that's our stormwater system. Originally it was just designed to do flow. They didn't worry about water quality. They just took the water and dumped it into the creek. We found out that we were polluting the creeks because it picks up all the garbage on the ground and oils, metals, and everything else and takes it right into the streams because that's where it discharges. We have to have a permit to discharge into those creeks and streams. Part of our permit parameter is water quality and that's what those swales are, they're a water quality issue and not retaining the quantity which goes right through those.

Councilor Anderson asked is that from State, County, or the City?

Steve Gaschler replied it's the Federal Clean Water Act and it goes down through the States. That is State water and we have to have a permit from the State to discharge.

Councilor Anderson asked how far are we behind, in dollars, with deferred maintenance in our stormwater system?

Steve Gaschler replied we have a couple of projects. One of them is for over \$100,000 for an outfall in Beaver Creek that needs repair work and was taken out of last year's budget. That's the big item that comes to mind. If you look at the CIP which will be coming to you in a couple of weeks, there are some storm projects on there but I don't know if I'd call it deferred maintenance. The storm system doesn't really have huge deferred maintenance projects but there are line replacements that are going to come along and there are some upsizing issues but that's mostly taken care of through SDC's.

Councilor Anderson stated hypothetically, let's say we don't pass this and we continue to fund it out of the General Fund, will we not be doing projects because of this?

Steve Gaschler replied yes. For example the Evans Outfall project, unless you wanted to add another \$100,000 and transfer a total of \$300,000 out of the General Fund.

Councilor Anderson stated I would think if it's important then we should find a way to do it if we don't pass this. Don't you think?

Steve Gaschler replied we know it's going to fail.

Councilor Anderson stated then we need to do it.

Steve Gaschler replied we would if we had the money. Last year we didn't have the money, it was taken out of the budget because of a shortfall. This is one reason that we're here to try and rectify it this year.

Councilor Anderson stated regardless of there this goes tonight, I hope that if it doesn't pass for whatever reason, that we get this done and we don't hold things hostage because we don't know if the Budget Committee is going to approve it. Its infrastructure and it has to happen. I see what you're trying to do with the rate cap and we've gone back and forth on that, but I'm looking at theory and big picture here. I don't want to see the maintenance deferred in the event that this doesn't pass.

Councilor Ripma asked is the 70% discount the current rule?

Steve Gaschler replied yes that was in the original ordinance back in 1996. We've never done it because at \$25 nobody bothered and at \$50 it wasn't even raised as an issue. I'm sure it will if we remove the cap. There will be some big numbers in there. The Port for example based on their impervious area, which doesn't include the runways and taxiways, I think they had 1,500,000 square feet of impervious area and their rate without the cap would have been \$2,300 per month. With the 70% credit that would be \$750 per month.

Councilor Ripma stated the proposal is to remove the cap. We don't have the minutes yet but when we had the Work Session on January 19th the last thing we directed staff to bring back was 3 different resolutions: 1) leaving the rate cap the way it is with a simple rate increase; 2) a 3 year phase in of removing the rate cap; and 3) was total removal. What you brought today is just a total removal of the rate cap, is that right?

Steve Gaschler replied yes that's correct.

Councilor Morgan asked is your suggestion a phase in as opposed to the complete removal?

Councilor Ripma replied I was hoping we'd have a proposal that would ramp up the cap to remove it completely on the 3rd year. I'm disappointed.

Councilor White stated please don't take offense to this but I too remember the phasing in. When Councilor Anderson suggested that on the Fuel Tax that's how we got a unanimous vote. My preference would be to see something along those lines. How do we explain this to businesses when the City is probably the worst offender of runoff? What's the plan to fix that problem?

Steve Gaschler replied I guess I don't understand your question.

Councilor White stated we run our storm off the roads directly into Beaver Creek and the Sandy River. It doesn't go through any bioswale or anything but we'll turn around and hit these businesses up after they've done a bioswale. They've done everything we've asked them to do.

Steve Gaschler replied you have to remember that those systems were put in 50-60 years ago before any of this was in place. If you want to spend the money, we can fix that. But you're talking about spending tens of millions of dollars to fix that. If that's the road you want to go down then we can bring back a program to do that. But these rates will have to go way up to do that.

Councilor White asked this new money isn't going to help with that?

Steve Gaschler replied no this is just to run the program based on the information of the cost to get us through the next 20 years without doing any major capital projects. Part of the problem is that we haven't fully accounted for it to date. That's what we're changing.

Mayor Daoust asked isn't the City exempt?

Ed Trompke, City Attorney, replied you're exempt from the fees but not from the NPDES rules. Most of the runoff from roads, unless it's channeled into ditches, is nonpoint source so it would be exempt and probably grandfathered in.

Councilor Wilson stated I'm looking at the FCS presentation, page 17, the phased in reinvestment here for 2016 shows a home being charged for how many ERU's?

Steve Gaschler replied an ERU is Equivalent Resident Unit, so it would be 1.

Councilor Wilson asked between 2016 and 2024 it's going to almost double?

Steve Gaschler replied that's the rate scenarios that they laid out on this phased in reinvestment.

Councilor Wilson asked could it be higher?

Steve Gaschler replied in the notebooks we handed out at the November 17, 2015 Work Session, we showed those rates going up considerably. Having rates go up and removing the cap at the same time would be problematic. I'd like to see us get this rate cap issue resolved and then deal with moving the rates up.

Councilor Wilson asked with the adjustments that you're showing us in the document you provided us on rate adjustments, with the credits, is it still going to be equivalent to a \$202,000 transfer to the General Fund or will it be less or more?

Steve Gaschler replied we didn't factor in the credit when we did those numbers. It will impact that. Really all that will do is shift the rate pressure over to the ERU.

Councilor Wilson asked is removing the rate cap and doing this going to be greater than the \$202,000 or will it be less?

Steve Gaschler replied it'll probably be a little bit less. We haven't done that analysis. It's going to impact it. There are 27 accounts now and there's probably more out there. Until we go through the process, we won't know.

Mayor Daoust asked can the Port of Portland come forward?

Emerald Bogue, Port of Portland Regional Affairs Manager, stated we support and understand the need for a more equitable approach to stormwater fees. That's something that we deal with ourselves and we definitely understand. We were able to meet with Steve last week and it was a very good meeting. We had a detailed conversation about what this could possibly mean for the Port. We're still a little unclear on what exactly it means.

Stephen Nagy, Port of Portland Senior Manager of General Aviation, stated we support the City's efforts to have a more equitable approach to stormwater fees. That being said, there are a few considerations on our part. First much, if not all, of our stormwater from our airports discharges to conveyances to the Sandy Drainage Improvement Company (SDIC). As such, the Port is already paying our stormwater fees to SDIC for that. The Port appreciates the new rate structure and the credit that it allows but we also feel that any impervious surface that doesn't drain into the City's system should be eligible for the complete credit from the City for all stormwater fees. Secondly, I think the Port understands that operating the stormwater conveyance system is costly and requires rate payers to assist in that shared expense. We understand that because we also operate a stormwater conveyance system. That is a benefit of the City and other municipalities in this area. Stormwater from Troutdale and all the other surrounding municipalities ends up rolling downhill and crossing our property and goes down into Arata Creek with the cooperation with SDIC. We had operating and capital expenses associated with those and going forward what we'd really like to engage in is a cooperative dialog with the City and SDIC on these shared operating and capital expenses. Whatever is developed up stream ends up coming through our property at some point in the future. If it becomes an overcapacity issue it's on us to develop infrastructure that meets that capacity because it all rolls downhill. Finally, to the point that you were all just talking about, we've asked for some consideration on the implementation of these fees if they are imposed. Our operating budget for the coming fiscal year is already in process and these fees are not accounted for. Doing some quick mathematics, currently with the cap rate going up as Steve mention at 1.5 million square feet, and going up from \$50 to \$2,350, that's a 4,700% increase in rates on a monthly basis. Even the 70% discounted rate is still a 1,500% increase. You yourselves having to pay utility costs can understand that, looking at that percentage and your budget. As we talked about in the Troutdale Master Plan, the Airport continues to run in the red. We'd look at some consideration for an implementation schedule to help us budget these as they go forward. Other than that, I think we're agreeable that rate payers, ourselves being one of them, need to contribute to the overall cost and operation of the stormwater system.

Mayor Daoust asked would a 3 year implementation schedule be amenable to the Port?

Stephen Nagy replied any kind of cooperation like that would be agreeable on our part.

Councilor Allen stated you've got a lot of property under development right now that you hope to sell. I'm interested in what you think the impact might be to potential customers?

Stephen Nagy replied that's a good question. We had that discussion with our real estate development group. Honestly as long as the fees and the rate structure are equitable and it is comparable to what other development fees are then I don't think most developers that would be interested in purchasing property are going to be swayed or put off by those. That's certainly what our real estate development folks have said. As long as they are within the fee rate structure that there are in other municipalities in the surrounding area.

Councilor Allen stated when I'm buying property I look at the total package, all the fees. Are you still competitive?

Stephen Nagy replied as long as they're known up front. If you have an existing business then you're talking about reallocating or looking for those changes in fees. If you're talking about someone coming in to develop one of the properties at TRIP, they're going to be expecting to pay stormwater, sewer, and all the other types of fees associated with handling that. As long as it's equitable and up front then I don't think there'll be a problem with them.

Councilor Wilson asked have you already set your FY 2016/17 budget?

Stephen Nagy replied it hasn't been approved by the Commission but they've gone through the budgeting process and have already gotten input from all of the departments. It's already about half way through the development process and will be going to our Commission in a few months. When you roll that up into the overall expenses associated with utilities, a 1,500% increase when all other utilities are added blows past anything that you had originally anticipated as being an increase in one year. Multiple year phasing would be beneficial and help spread that out.

Councilor Wilson asked you would entertain no increases for this coming fiscal year but in FY 17/18?

Emerald Bogue replied no we're not asking that. We could live with this.

Stephen Nagy stated we would make a budget adjustment somewhere in the coming fiscal year. We'd have to transfer money from somewhere else, some other program. That doesn't mean that we can't do it. If the increase, even starting this coming fiscal year, were more phased that would make it easier for us to absorb.

Mayor Daoust asked does anyone else have any comments that they wish to make on this agenda item?

Matthew Wand, Troutdale resident, stated most of you know that the main goal and most important focus of all of my efforts in public service over the last decade have been centered around creating jobs in Troutdale. That is partly a heartfelt concern because I think families are better when they live and work in the same general vicinity. It's also economics. The fact is that the businesses that pay property taxes in Troutdale substantially overpay into the General Fund for the services that they use. You look at the FedEx facility, they're paying around \$400,000 a year in property taxes. Part of the reason for that is that they are centrally assessed. Central assessment is that the equipment that is inside their plant gets taxed as if it's real estate. None of us in our houses get taxed on our washer and dryer. The equivalent in a business gets taxed. FedEx has its own security department. They have sprinkler systems. They use less fire and police service and as an added benefit they hire people in our community. The wages that they pay to their employees pays for houses in our community that pays into our General Fund. The flip side of that is the residences underpay. I live here and that's the reality. If you look at all the economic studies you'll see that the residences consume more in services than they actually pay for in their property taxes. What I'm driving at is that I'm feeling a little bit like Charlie Brown trying to kick the football. This issue of the rate caps on stormwater has been before this Council time and time again. Up until now, every time it gets voted down. This is really a fight between the General Fund and the Utility Fund that's masquerading as something else. I think Councilor White has probably the best point that I've heard all night and that is, what does the City pay for the runoff from the streets? The answer should be funds from the General Fund because all of us use and own the streets. All of us drive on them. My concern with this situation is the effect that it has on the businesses that are already here. If I'm moving into a community then I can put together a pro forma, look at all of these different things, consider all the utilities, and I can factor all of that into the price of goods or whether I go to Texas. But if I'm a business owner that is already here then I'm going to get hit by the lifting of this cap with a dramatic increase and I haven't had an opportunity to plan for it. I think Mr. Gaschler missed one point in the answer to the question from Councilor Anderson. Years ago the Cities all required developments to dig dry wells and that's where your runoff went. We didn't have a stormwater system. Those were outlawed and we're not allowed to do them anymore. Although ironically, Portland is going back to them, I don't understand that. The businesses by the virtue of the fact that they need a place for their customers to park are invariably going to have more square footage per stormwater runoff and a higher impervious surface. We don't get reductions if we have a holding tank of our own, or if we keep a bunch of it in bioswales or a drywell on site. There is no program. Now we're faced with the lifting of a cap that's been in place for 20 years and it's going to happen all at once and they're going to budget for it and at the end of the day the real objective is going to be achieved, which is keep the General Fund for other things. If the General Fund doesn't exist to pay for the assets of our City which include the stormwater system, the sewer, the water, the streets, fire, police, parks, then what is the General Fund really there for? Shouldn't the General Fund pay some portion of all of those things in recognition of the fact that everybody in our town shares in the value of the assets? I'm asking you to please reject lifting the cap, ask for a different solution, and go back to the drawing board but please insist that the General Fund has to pay some share of the load instead of just sticking it to the business owners that I've spent more than a decade trying to get here.

Councilor Allen stated one of the things that goes through my mind is it wasn't that long ago that we were concerned about vacancies in our businesses and we had an incentive program to try to fill our stores. What I'm seeing is that they are healthier but not comfortably healthy. My concern is that if we put a large fee on them, especially all at once, and we also have the minimum wage going up at the same time, I don't want a reversal of all of that work to try and fill them. Do you have any thoughts on that?

Matthew Wand replied Councilor White and I worked on that together when I was on Council. It was a good program. I can tell you that many of the businesses pay what is called triple net leases. If there's an increase in stormwater or water rates or anything really it just gets passed on to the small business owner. At the beginning of the year we spend about 3 weeks and we tally up all the expenses from the prior year on a property, we look at how much our tenants have paid and we balance it out. If they paid too little then we bill them and if they paid too much then we send them a check. Then in January we set the triple net rate for the following year with our best guess. Certainly stormwater utility rates is one of the items that goes into the calculation of what the operating expenses are and they are charged directly to the tenant. Not all lease are triple net but many of them are. The smallest businesses frequently pay a triple net. I see businesses that are struggling and I see businesses that are doing ok. I'm not one of the people that believes that this recovery has been very good and I don't think the economy is very good. But I'm not an economist, I just read the newspaper and do the best that I can.

Tanney Staffenson, Troutdale resident, stated I serve on the Budget Committee and I also serve on the Board of the Sandy Drainage Improvement Company. We've talked about this a number of times. Reading through the resolution, one of the things that we talked about is restoring rate equity between residential and non-residential customers. What does that mean?

Councilor Morgan replied I think there is a perceived imbalance or subsidy.

Tanney Staffenson stated I've heard that a lot. I'm asking what that means because I'm not sure. The current fee structure has been in place for 20 years. We're talking about ending the subsidy. This subsidy has gone on for quite awhile. Looking at a few things, our costs are going up. Our costs will continue to go up.

Tanney Staffenson provided the Council with a handout on the Storm Sewer, Sewer, and Water funds and a map of the SDIC maintenance areas. A copy of the handouts can be found in the meeting packet.

Councilor Wilson asked for clarification, when you say our costs, are you meaning your personal cost?

Tanney Staffenson replied the City's costs. The costs to operate the system is going to continue to go up. What I did was take some numbers which adding it together...in 5 years our costs for the 3 funds is \$431,000. That is basically \$27 for every man, woman, and child. The last 2 years our costs have gone up \$1,060,000, which is basically \$66 for every man,

woman, and child. We were doing better before we broke it out than after we broke it out because in the last 2 years our costs have gone up globally for the 3 funds. The handout and numbers don't include the Street fund or capital projects. That's something that we have to address, the increase in costs. When we look at the cap and we look at that piece of it, we have businesses that are paying another agency to manage their stormwater, not all of them but a number of them and some of the larger ones. Mr. Gaschler spoke about a credit. In the resolution it said there could be a 70% credit if you applied for it. The concern that I had with that initially was if you apply for the credit, in talking with a couple businesses they were like I would apply for it but it could cost me \$20,000 to apply for the credit. I got that from 2 different businesses. I don't know if that number is accurate but I do think that if this is something that we are going to take the lead on then that's an issue where the City is really taking a step. On the handout (map), the blue areas are basically the drainage system that the SDIC handles. The reason that I bring that up is you have businesses paying the drainage district to manage that water and some of the businesses feel strongly that the drainage district is handling all of that water. I know Councilor Ripma, you've said before that the people in the drainage district are getting a great deal and I don't know if they are or not. But they're paying to have the water taken care of and along with that we dump quite a bit of water into that system ourselves, meaning the City.

Councilor Allen asked are you talking about the runoff down the hill?

Tanney Staffenson replied yes. The runoff down the hill can be as high as 2 million gallons per year.

Councilor Ripma stated I said that they were getting a great deal because it's useable land not swamp.

Tanney Staffenson stated what I'm saying is they are paying. I didn't ask people to come in and testify. Some people did write letters and I'd be willing to pass those around. I know some of the businesses are really concerned. I talked to a number of them including Walsh Trucking, Carl Diebold Lumber, and Toyo Tanso to name a few. I think what really concerned me the most when I went around and talked to businesses was that a couple of them said if I had it to do over again, I wouldn't be here. That was 2 of our largest businesses. That concerned me.

Mayor Daoust stated after all is said and done, what is your proposal? Do you have a proposal that is different from what staff is recommending?

Tanney Staffenson replied I haven't seen the list with the discounts. I think this needs to be relooked at with the discount. First of all how the amount of the discount is going to affect the income stream, we need to look at that. We also need to look at any of the costs that would be incorporated into this.

Mayor Daoust asked is that something that needs to be addressed now or is it something that needs to be addressed later in a separate process?

Tanney Staffenson replied I don't know that it needs to be addressed right now. The resolution calls for the land owner to prove where their runoff used to go, where it goes now, where it's going to go and that type of thing. I think that's an expensive process. I think that's something we can help the landowner with.

Councilor Morgan stated so the other way around, perhaps. The City has to prove that there is runoff on their property.

Tanney Staffenson replied yes. That would be reasonable versus the other way around. I definitely think there's a fund shortage and that needs to be addressed. I just don't see this as being the best way to do it although it can be done. I think legally we can do it. But just because we can, does it mean that we should? Where does it put us with the business community?

Mayor Daoust asked what would you do with the rate cap?

Tanney Staffenson replied I would look at a creative solution.

Councilor Morgan asked do you think the phased in approach in addition to the City confirming the runoff is an amicable solution or a good start?

Tanney Staffenson replied I would look at some other things. I think Mr. Wand had a very good point which was if you are in the drainage district, you pay a fee but if you came in with a development knowing that this is going to be your cost then that's one thing versus getting the cost added to you. We're saying that you've got a benefit for this which may or may not be the case. But when you go to a businesses and say you have to start paying this now the first question they have is, what am I getting that I wasn't getting before? Or why am I now paying this fee?

Mayor Daoust stated what we have in front of us is the 4% base rate increase and the rate cap. Is everybody ok with the 4% base rate increase or is that something we need to talk about?

Councilor Wilson replied I think I'm ok with that.

Councilor Ripma asked Steve, didn't you mention there was some issue with dealing with both the cap and a rate increase at the same time?

Steve Gaschler replied a rate increase of 4% is what we've done for the last 3 years as kind of a cost of living adjustment so we don't keep losing more ground. In my mind it really isn't a significant rate increase. When we are playing around with the cap and starting to talk about a significant rate increase, which is what is coming down the road with not only this utility but the rest of the utilities, we're going to have to do something. That's what I meant by that.

Councilor Ripma asked so you would be ok with keeping the 4% increase and whatever we decide to do about the cap?

Steve Gaschler replied last year we raised everything across the board 4%, we doubled the cap, and sent the letter out. I didn't get any push back from that. In fact that included a lot of the smaller businesses which I thought would be the hardest group to deal with. If you look at the list that would be affected by this, it's not the little businesses, it's the big businesses. Our rates are half of what everyone else's rates are, even if we remove the cap. Fairview is around \$8 per ERU, Gresham is around \$9 per ERU and they don't even offer a credit. We do offer the credit and staff will figure out the credit amount for them, apply it to their rate, and they can let us know if they disagree with what we've done to get ahold of us and we'll negotiate something that is agreeable.

Councilor Ripma stated if we did a 4% increase and doubled the cap again, that would be doable. This could be handled and not beyond the ability of Public Works to handle?

Steve Gaschler replied no it wouldn't. That would put the cap at \$100 and that would probably take 30 to 40 off of our list of 99. One of the problems with coming in with a phase is what are we phasing and what does it look like. Are you phasing out the transfer, are you phasing in the number of accounts, are you phasing in the rate cap increase, I could come up with a dozen different ways to do that.

Mayor Daoust stated I just assumed it was phasing in the rate cap amount.

Steve Gaschler asked what would that look like? Where would you make those cuts? We're 1 year into whatever phasing we do. If we do this then it's been a 2 year phase in from start to finish. If we do part of it this year and part of it next year then this will be a 3 year phase in and if you go out another year then it's 4 years. What do you want that phase to look like?

Councilor Morgan stated I don't want to make the mistake of shooting first and aiming later. I understand that we have punted on this and to Matt's point, is this the best approach to not only being business friendly but not just to spend money because we have money coming in. I agree with Councilor White and Councilor Ripma on the point that whatever we have to do it has to strike a balance between business and taking care of this inequity or perceived inequity. The question I have is, those top rate payers that have the highest utility cost or fees, are you saying that nobody had concerns with the letter about the rate increasing?

Steve Gaschler replied that's what occurred but I'll put this caveat in there. The smaller end guys have a big increase, they went from \$25 to \$50. The bigger businesses, all the letter told them was that the Council is looking at this issue and for this year the rate cap was doubled but we told them that the discussion wasn't over and that we could be looking at removing the rate cap. I didn't get any inquires back about what that looked like or what that meant. I went out and talked to 3 big businesses. I've talked to FedEx, they were not concerned at all. I talked to Travel America, not an issue. I talked to Pilot, not an issue. Those are the managers of those facilities there but they said in the scheme of things it's just peanuts to them.

Councilor Morgan asked could we look at what Portland is doing, at least what Matt was talking about with drywells or other options?

Steve Gaschler replied we have drywells and we can put in drywells. I'm going to have to take issue with that. Some of the accounts on the list, that's why they get the credit, because they discharge to a drywell that they installed. That doesn't work everywhere. You have to test the ground and the ground has to be pervious to take that otherwise they don't work.

Councilor Anderson stated I get that there's a problem and the points that are made are wonderful. I can get behind a 4% increase, I could also consider for any new business that they are charged the uncapped rate so that they know when they come into the door what their rate will be. What I have to take issue with is that I believe that Steve has talked to FedEx, Travel America, but Tanney has talked to others. I think you should send a letter out and tell them what their new rate will be, showing them what their rate is today and what it will be if we remove the cap. We have to solve this together and we will work with you, how do you want to do it? Show them in writing what their uncapped rate will be. I have to think that Diebold Lumber might take issue, according to Tanney, and Toyo Tanso. I don't want people thinking that they want to go somewhere else. I'm not saying we have the magic bullet tonight. I've also heard from people that if 1 drop of water hits our system that we charge them the full load. Is that true?

Steve Gaschler replied we haven't been through that so I don't know where that came from.

Councilor Anderson stated these are things that I'm hearing in the community so I just want to bring them to your attention. If you haven't been through it yet then I'd sure feel better about having some certainty on that end to make sure that isn't happening. I don't want to defer maintenance and I don't think that we are and I don't want to start. I'm not going to be here when this comes back before us. I don't see it getting passed tonight. I'd like a phased in approach and showing people what their new rate is going to be. To go from \$50 to \$4,000, that's sticker shock.

Steve Gaschler asked so I send a letter out saying this is going to be your new rate, not really, just kidding?

Councilor Anderson replied no, proposed new rate if we did it all at once.

Steve Gaschler stated ok so proposed new rate. And we want your feedback?

Councilor Anderson replied yes and you'll get it.

Steve Gaschler stated if I ask for it then they'll say don't do it.

Councilor Anderson replied well we have to do it and that's when you have the discussion with them. You say what's palatable. It's not our decision. Our decision is simple, our decision is whether or not we want to continue funding the stormwater utility out of the General Fund or not. That's what we should be deciding here. If we don't want to do that then how we get there is up to you. If we do want to do it then we keep going as we have been.

Mayor Daoust stated I'd say we lower the list of businesses that we need to check in with, with this letter. What I'm thinking of falls in line with what Councilor Ripma brought up. If we go with the 4% base rate increase and we double the cap to \$100 which would take about 35 businesses off the list, then address the rest of the businesses with a letter like this. I agree with Councilor Ripma, we should do something tonight. Maybe bumping it up to \$100 is reasonable. There seems to be a bit of a discussion that's needed between SDIC, the City, and the Port on this issue of where does the water go. I think that needs to happen next and how the discounts apply. That whole conversation is not gelled good enough for me tonight and I think that can come later. Tonight I'm willing to propose that we go with the 4% and increase the cap to \$100. Not a phased in approach just one step at a time and then enter into these discussions to clarify some of these loose ends that we have. That's what I would propose to get us off center and to get us to do something rather than nothing.

MOTION: Councilor Anderson moved to adopt a 4% increase and raise the cap to \$100. Seconded by Mayor Daoust.

Councilor Allen stated I was shown a letter from one of the business people and they were thinking the letter you sent was just a utility increase and it wasn't a big deal. They didn't realize the numbers that we were talking about and that was more shocking to them. I think if you send a letter out saying what the cost will be then you will get quite a backlash. Maybe you need to have that backlash discussion with them. The first letter didn't alarm them at all because they didn't realize what kind of numbers we were talking about. I wanted to throw an idea out there to think about. I don't know if I agree with it but I figured let's think about it. What if you did a percentage of the difference between what their normal rate would be uncapped and what the capped rate is today, instead of going from 0 to 60 in 1 second. I think the highest listed is \$4,180, what if you did a percentage of that. I'm just trying to alleviate shock.

Steve Gaschler replied I understand. That is part of my dilemma. There are all different ways of phasing and moving up. At Council's direction we could do that. At 4% that'll take a long time to get there.

Councilor Allen stated in business we have multiyear plans, it's not just 1 year. It's easier for a government entity to absorb a tax increase but sometimes you make a commitments towards a direction in your business based on what you think you can afford. If you get hit with an expense that you weren't expecting. The smaller your profit margin is the more you're going to say ouch. You mentioned a few businesses that you've talked to but you have to admit that they tend to have the larger profit margin.

Steve Gaschler replied those are the ones that we're leaving alone, the bigger ones, by the way that we're doing this. We have to come up with a system that's fair, simple, and applies to everyone. I can't go out to each property and figure out how much water we're dealing with for each one of them. That's impractical and an unmanageable system.

Councilor Allen stated you have a problem here that says what they're supposed to be paying. So you obviously know.

Steve Gaschler replied yes. That's just mathematical on the rate cap.

Mayor Daoust stated the motion on the table doesn't preclude that conversation of how to deal with the people that are the most impacted. We can still have that conversation and approve the motion on the table.

VOTE: Councilor White = Yes; Councilor Allen = Yes; Councilor Wilson = Yes; Councilor Ripma = Yes; Councilor Anderson = No; Councilor Morgan = No; Mayor Daoust = Yes.

Motion Passed 5 – 2.

Councilor Anderson stated we've been at this for 4 hours and 15 minutes. I'd like to move to adjourn unless the Council wants to keep going. If the Council wants to keep going, that's fine, but I would like to ask to be excused at this point.

Councilor Wilson agreed.

Mayor Daoust stated the only thing left is the City's financial statements.

Councilor Wilson replied that's not the only thing left, there is still Staff Communication and Council Communications. We could be here until 12:30am. I can't stay.

Councilor Wilson left the meeting at 11:22pm.

~~**10. RESOLUTIONS:** Resolutions approving City financial statements and receiving Annual Audit Report:
10.1 A resolution approving the City's financial statements and Comprehensive Annual Financial Report (CAFR) for the Fiscal Year ended June 30, 2015.
10.2 A resolution accepting the Report of Independent Certified Public Accountants on the audited financial statements of the City for the Fiscal Year ended June 30, 2015, the Auditor's Communication to the Governing Body (SAS No. 114), and the OAR 162.10.000 required communication.~~

This item was moved to the March 8, 2016 City Council Meeting.

~~**11. RESOLUTION:** A resolution approving the use of not less than \$150,000 of the lease revenue from Multnomah County to reduce property tax levy for the police facility bond.~~

This item was moved to the March 8, 2016 City Council Meeting.

12. STAFF COMMUNICATIONS

Craig Ward stated I have one more item and I'll keep it brief. Our art acquisition policy is bad. First off, we haven't followed it very consistently. It requires any acquisition or

accepting a loan of art to go to the Parks Advisory Committee who forms a selection committee who gives a recommendation to the Parks Advisory Committee, who makes a recommendation to the City Council, it is just overly bureaucratic. We need to fix it because we are going to be talking about acquiring art through the Community Enhancement Program and we also have some other art projects. What I am asking is for the Council's permission to repeal the existing policy on the March 8th Consent Agenda and then we will improve that with a replacement policy. But right now, the current policy is blocking us from accepting art that the Troutdale Historical Society is offering for us to locate in the Police Community Room. It would have gotten in the way of the Trout sculpture if we would have followed it more deliberately. It will get in the way of at least 2 other art pieces including Visionary Park and potentially art for the Bike Hub. We don't have a replacement to bring to you right away so I would expect that you would simply delegate to me the responsibility to make those decisions until such time as we replace it with a better art policy.

Mayor Daoust stated I agree.

Ed Trompke stated you will need a resolution to repeal the policy and that will be brought forward at the next meeting.

Councilor Allen asked we didn't have enough time implement our current policy?

Ed Trompke replied yes, it's so bureaucratic.

Craig Ward stated let me give you an example, the Trout statue. That came to us in a meeting and the Council said Craig, buy it. That clearly did not follow our acquisition policy. These paintings that we could install in the Police Community Room are being offered to us and they are going to need to go somewhere and that's a great location for them but my guess is that it could easily take us several weeks or a month in order to make a decision to simply accept that art and place it. My preference would be to have an agreement with them to deal with our liability issues and just get it done. We could always change our mind unless we are going out and buying art. It's a bad, overly bureaucratic policy in my opinion and we can do better. Doing better is going to take some conversation and some work and with the Community Enhancement Fund that we have, we really need to fix it. The sooner we get it out of the way the happier I think we all will be.

Mayor Daoust replied I agree. We'll have to develop a new art policy after we revoke the old one which is getting in the way. Is Council ok with that?

The Council agreed.

13. COUNCIL COMMUNICATIONS

Councilor Ripma stated I do have something to bring up about Fire District 14 double taxation east of the Sandy River. It's direction to staff. Mayor Daoust and I met with the Chief of Gresham. The fix for the double taxation issue that I've been working on for the people east of the Sandy River is to deannex part of Troutdale east of the Sandy River from Fire District 14. Gresham Fire and Fire District 14 agree that it will not have any effect on

the service provided to that part of the City. But we do need to do a first reading of an ordinance deannexing that part of Troutdale from Fire District 14 at the March 8th Council meeting. The Board of Fire District 14 is going to take it up on March 9th but we've been told that they agree that double taxation isn't fair. We also need to do a second reading of the ordinance at a March 15th Special meeting that we're calling just for this purpose. I ask the Council if it's ok to do that and I would like to direct staff that notice of this be sent to the property owners east of the Sandy River because that's the only area in the City effected. They are getting the removal of double taxation but they are also very fond of Fire District 14. In order to fully disclose what's going on, I propose that staff send out a notice that on March 8th we'll be having this hearing and the proposal is to deannex from Fire District 14.

Craig Ward stated to elaborate briefly, if we don't act on this by the end of March then we will not be able to affect their property taxes to their benefit for the next year. That's the necessity for us to act in the month of March in order to provide the benefits and lower taxes to the property owners who are currently being double taxed.

Ed Trompke replied it's going to be difficult and we're not 100% sure we can make it but we're going to do everything that we can.

Councilor Ripma stated this will have to be passed as an emergency ordinance. So we have to be unanimous.

Mayor Daoust stated I was planning a consent agenda for March 8th to have a resolution in support of the Mt. Hood Community College bond measure.

Councilor Ripma asked can we endorse bonds? Is it ok for us to do that?

Ed Trompke replied a Council can endorse but every Councilor must agree. I believe the form has to be signed personally by each Councilor.

Mayor Daoust stated I think these are 2 separate things. A resolution is just a resolution saying we like the bond and please vote for it. The endorsement forms is a second separate thing which we don't have to do those.

Craig Ward stated we could bring you those forms and you can individually choose to sign them and it doesn't require a Council action and a resolution would. If the Council is comfortable saying it's a non-controversial issue for you, then put it on the Consent Agenda. If it is controversial then it shouldn't go on the Consent Agenda and you can put it on the regular Agenda.

Mayor Daoust stated I just wanted to sense the feeling of the Council. If that is something that they want to discuss or not.

Councilor Ripma asked you're talking about bringing forward a resolution in support of the bond measure?

Mayor Daoust replied yes.

Councilor Ripma stated I'm intending to vote for it personally and I think it's a good thing for Troutdale. I don't know.

Councilor Anderson stated I'm with Councilor Ripma. I'm going to vote for it personally and I'll back it personally but....

Councilor Allen stated there are parts of it that I like and would like to see it go forward.

Councilor Morgan stated you're the Mayor and per the Charter you can put it on the Agenda or the Consent Agenda. Any Councilor has the opportunity to pull it off.

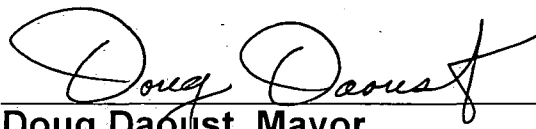
Councilor Ripma stated that would almost be more negative. It might be better not to bring it forward if we're not going to pass it.

Mayor Daoust stated that's what I thought. I brought it up tonight to see if I even wanted to bother with it or not.

14. ADJOURNMENT

MOTION: Councilor Anderson moved to adjourn. Seconded by Councilor Morgan. Motion passed unanimously.

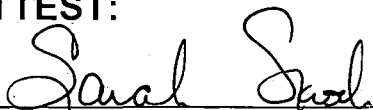
Meeting adjourned at 11:32pm.



Doug Daoust, Mayor

Dated: 9/16/16

ATTEST:



Sarah Skroch, City Recorder

CITY OF TROUTDALE

JOINT MEETING - CITY COUNCIL & TROUTDALE SOLID WASTE COMMUNITY
ENHANCEMENT PROGRAM ADVISORY COMMITTEE

REGULAR MEETING

7:00PM

Tuesday, February 23, 2016

PLEASE SIGN IN

Name - Please Print	Address	Phone #
Cynthia + Mark Jacobsen	1422 SW 25th St	503-674-7898
Brian Jacobsen	" " " "	" "
Elijah Carley	SW 27th Cir	503-803-2424
Garnet Osborn		503-890-1766
JERILEE DAVE	2430 SE BEAVER CREEK LN.	503 820 0125
Becky Bancroft	1347 SE Evans Rd	503-665-8700
Sam Barnett		
Carrie Luck	15412 S Hist Col Rur	503-475-1890
PAUL WILCOX	TROUTDALE	
Nicholas Leonard	3025 S Chestnut Ave.	971-325-8993
BRUCE WASSON	TROUTDALE	503-661-1042
Rb Canfield	Troutdale	503-995-5524
Doug + Brandon Jensen	2213 SE Leavellyn Ave	503 250 3649
Diane Castillo White	Troutdale	503-888-1408
Chelsea Peil	1 N. Killingsworth ⁹⁷²¹⁷	503-260-9232
Emerald Bogue	Port of Portland	503-415-6511
Matt Ward	Troutdale	503 680-8180
Joel Schoening	MCD D	(503) 281-5675
TANNY STAFFORSW	TROUTDALE	503-319-7732

Exhibit A

February 23, 2016 Council Meeting Minutes

My comments are related to an agenda item, but not one on tonight's agenda. New information has been provided regarding agenda item #12 from the Feb. 9 Council meeting, which read : "RESOLUTION: A resolution to Adopt Real Estate Sales Agreement". I won't even get into the inadequacy of that description according to public meeting requirements. As you recall, this agenda item was scheduled after the Executive Session on that date. When the Council re-convened in regular session for 4 1/2 minutes, it was revealed by Mr. Trompke, I believe, since there was audio, but no video, that the text of Agenda Item #12's Resolution "somehow got left out of what we sent to Sarah".

Agendas are generally posted online the Thursday before the meeting, followed by the full packet on Friday. I find it pretty incredible that no Councilor or staff noticed that there was nothing in the packet providing additional information on Agenda Item #12. Also, I would question whether an "unpublished" resolution could be acted upon. I doubt that it would be legal for the city attorney to just show up at the meeting with a resolution in his pocket. In any case, I would like to publicly request that the full text of Agenda Item #12's Resolution be published. Since no one has acknowledged that it was the same as Agenda Item #3.2 at the Feb. 16 joint URA/Council meeting, the public would be free to draw their own conclusion as to what the intent was in scheduling Agenda Item #12 where it was.

All of the preceding actually leads to my #1 priority for speaking tonight, which is to publicly commend Councilor Ripma for challenging the scheduling of Agenda Item #12, and being persistent in opposing it. I wish other Councilors wouldn't be so reticent when something doesn't pass the "smell test".

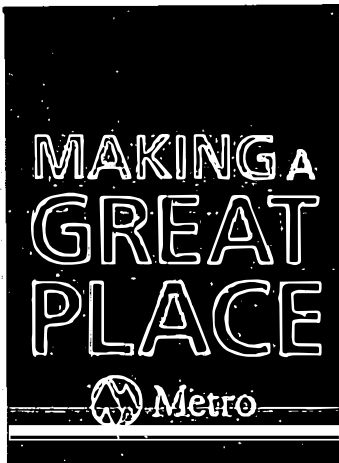
Submitted by: Paul Wilcox

District 1 Metro update

Troutdale City Council

Councilor Craddick
February 23, 2016





District 1 Metro update

- Equitable Housing
- Southwest Corridor
- Regional Snapshots
- Moving Our Region
- Regional Flexible Funds
- Solid Waste Roadmap
- Parks and Nature System Plan
- Metro Venues Update

Equitable Housing



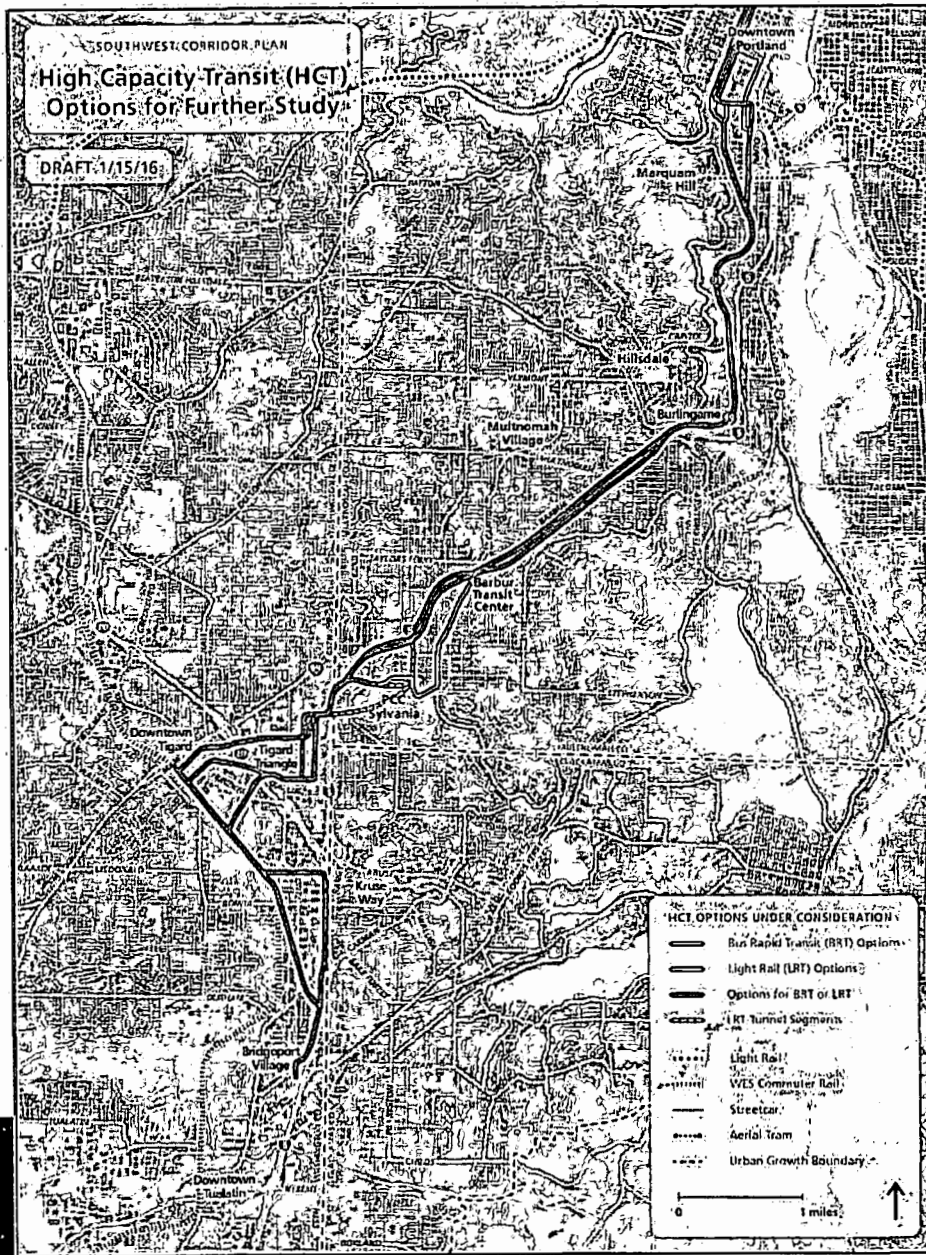
- Working together to address our region's affordability crisis
- A variety of tools from a variety of partners
- Metro is investing in a solution

Southwest Corridor



- Steering committee recommended a terminus at Bridgeport Village
- Still evaluating service to Sylvania
- Decision coming soon on light rail or bus rapid transit

Southwest Corridor



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Regional Snapshots



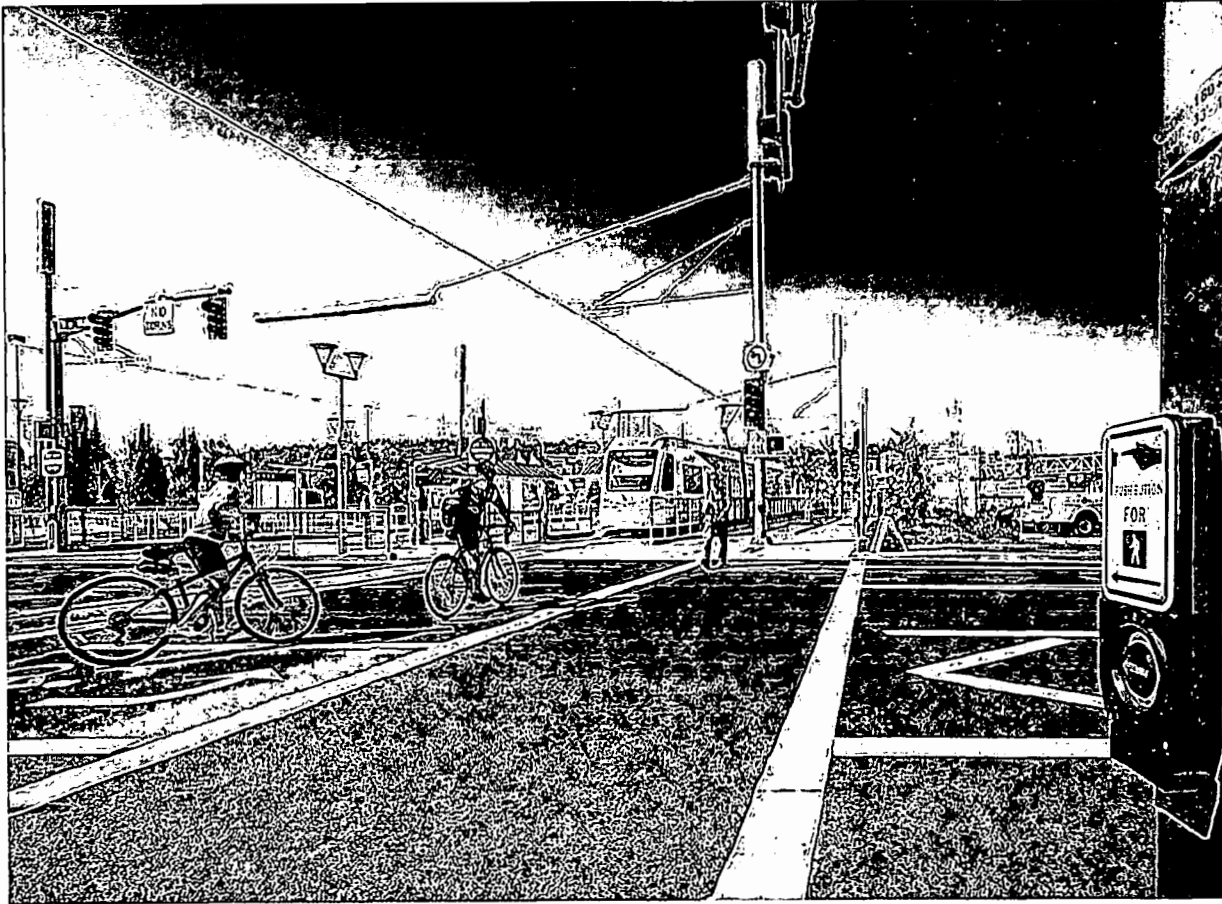
- Data + stories + conversations
- Online + paper + events
- Find it all at oregonmetro.gov/snAPSHOT

Moving Our Region



- An economy that moves, a transportation system that connects.
- Safe, reliable and affordable travel throughout the region.
- Focus this spring: Where we are now.
- 1st of 3 Regional Leadership Forums in 2016: April 22

Flexible Funds



- Metro, JPACT and partners working to allocate next cycle of these federal transportation funds.
- At least \$38 million will be available for local projects
- Setting funding priorities this spring; allocations in fall.

Solid Waste Roadmap



- Discussions with Covanta to create energy from waste
- Looking at ways to get more recyclables out of garbage
- Choosing our landfills wisely
- Engaging businesses to keep food scraps out of garbage

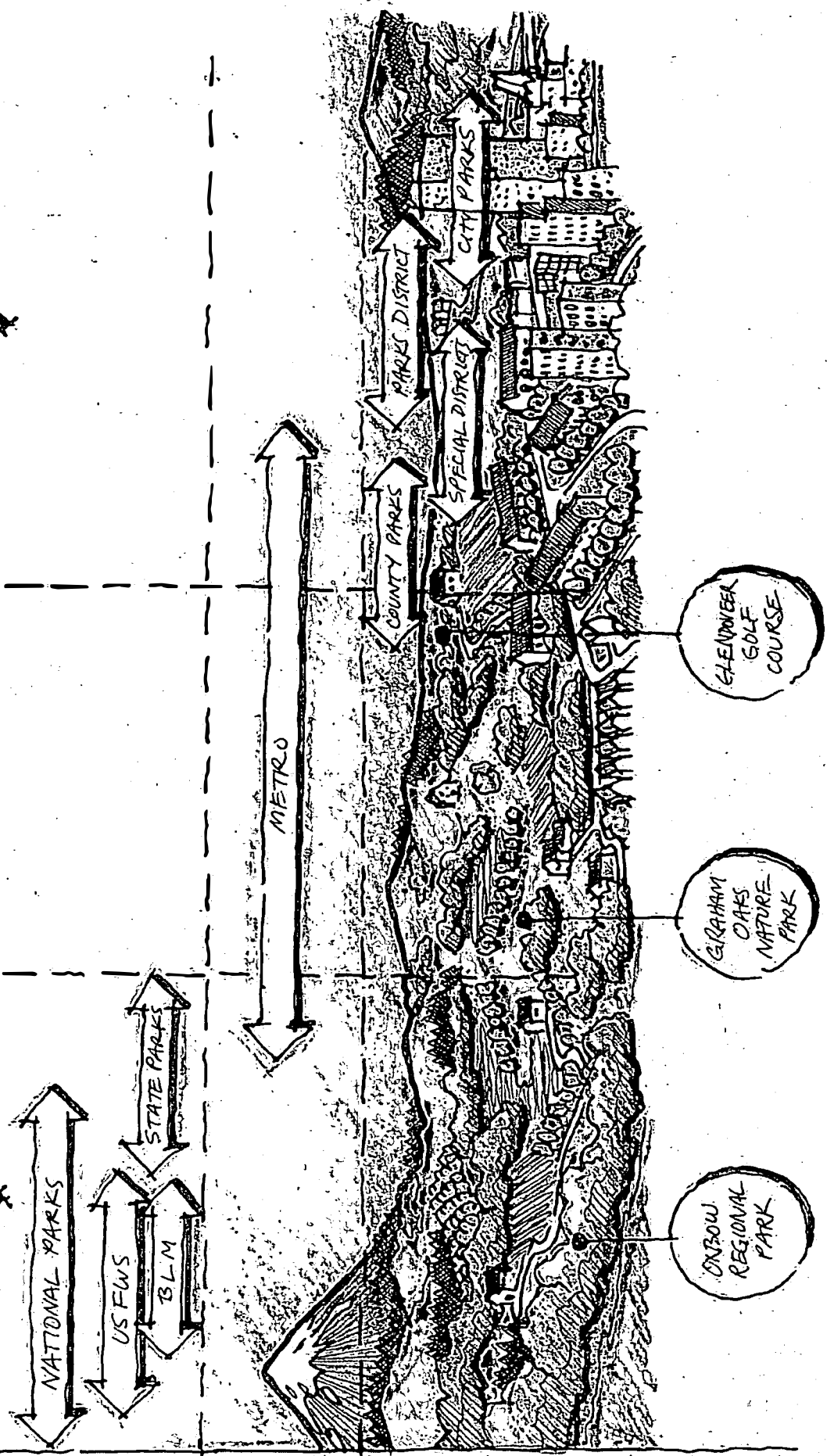
PARKS & MULTI-USE SYSTEM PLAN

DRAFT



URBAN

NATURAL



STATE/FEDERAL PROVIDER

METRO

LOCAL PROVIDER

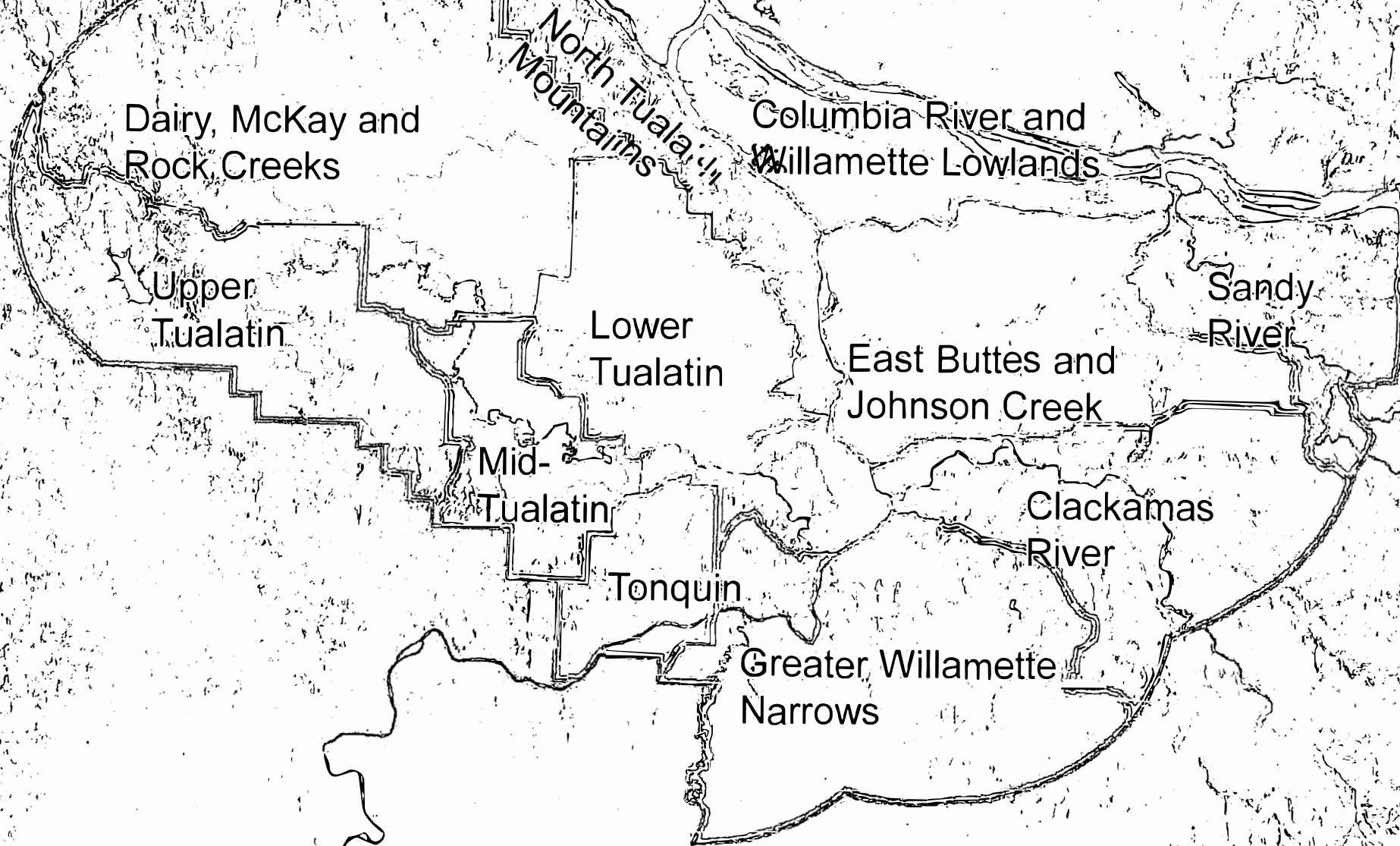
ONBOW REGIONAL PARK

GRAHAM CLIFFS NATURE PARK

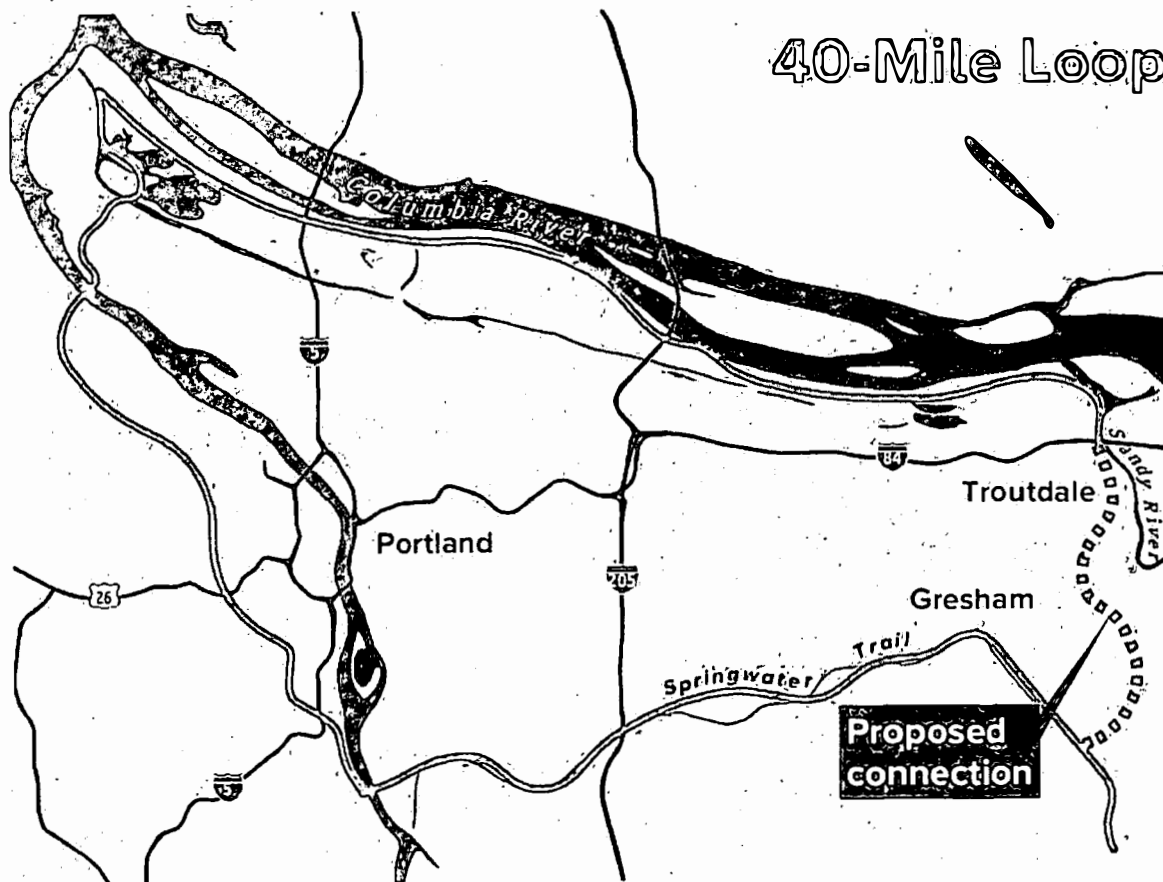
GLENVIEW GOLF COURSE



NATUREHOODS

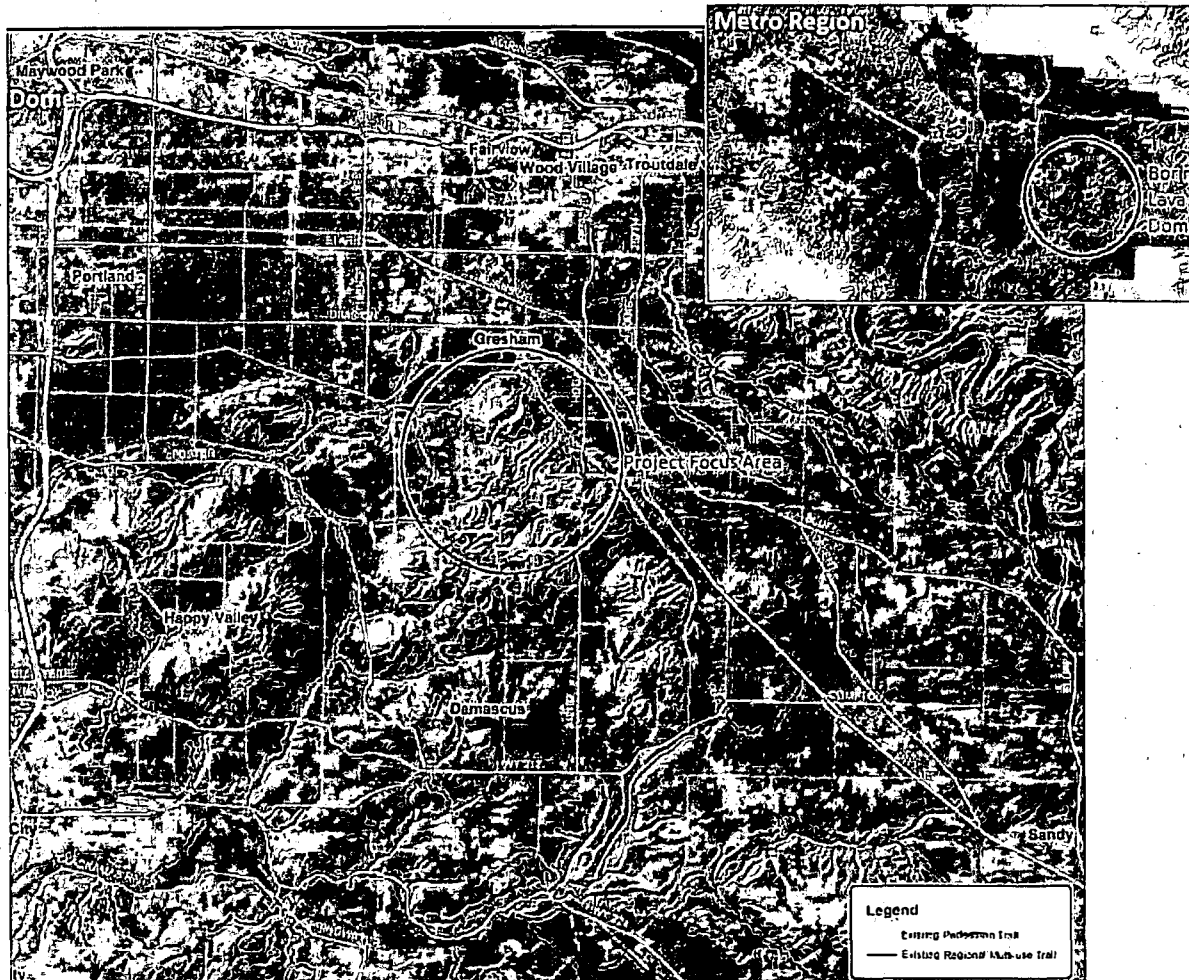


Troutdale to Springwater Trail Master Plan



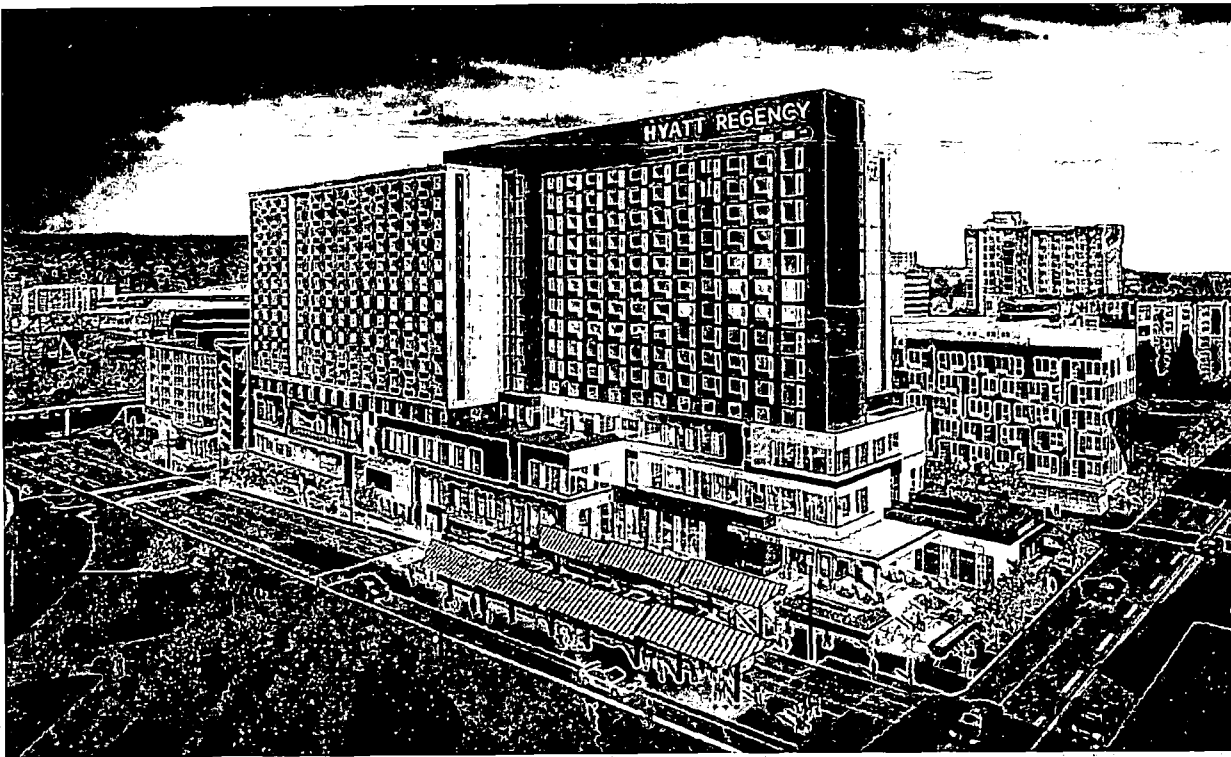
- Joint effort w/ Metro, Gresham, Troutdale
- Goal is to identify preferred route for last major gap in 40-mile Loop Trail
- Spring/summer engagement w/ draft plan in fall

East Buttes Access Master Plan Project



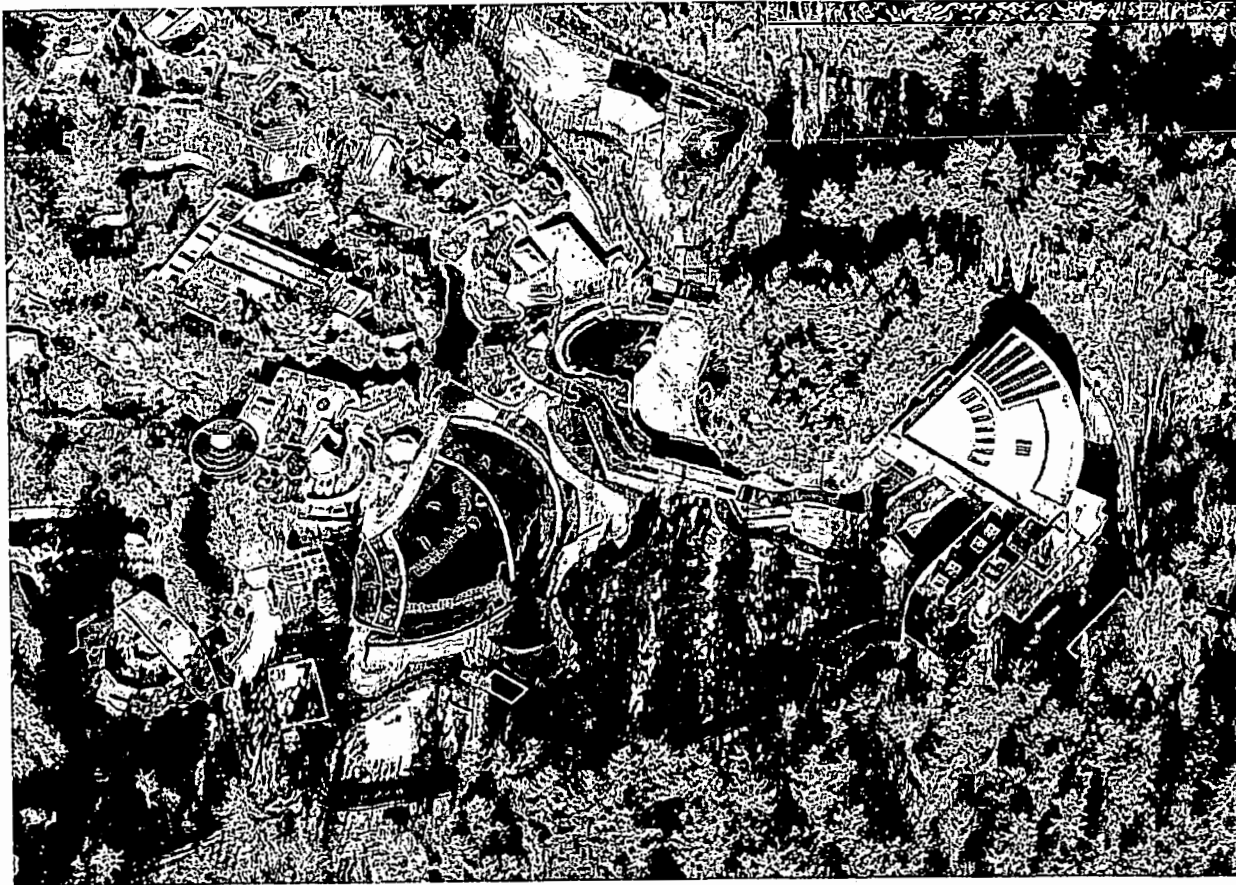
- Long-term vision for network of natural areas
- Includes Hogan Butte, Gresham Butte, and Gabbert Hill
- Kick-off to engagement process in June

Convention Center Hotel



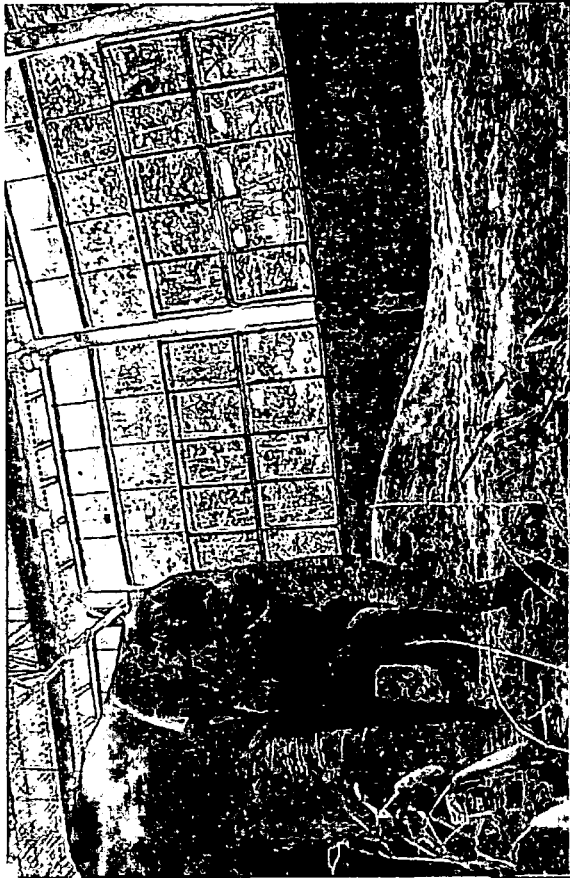
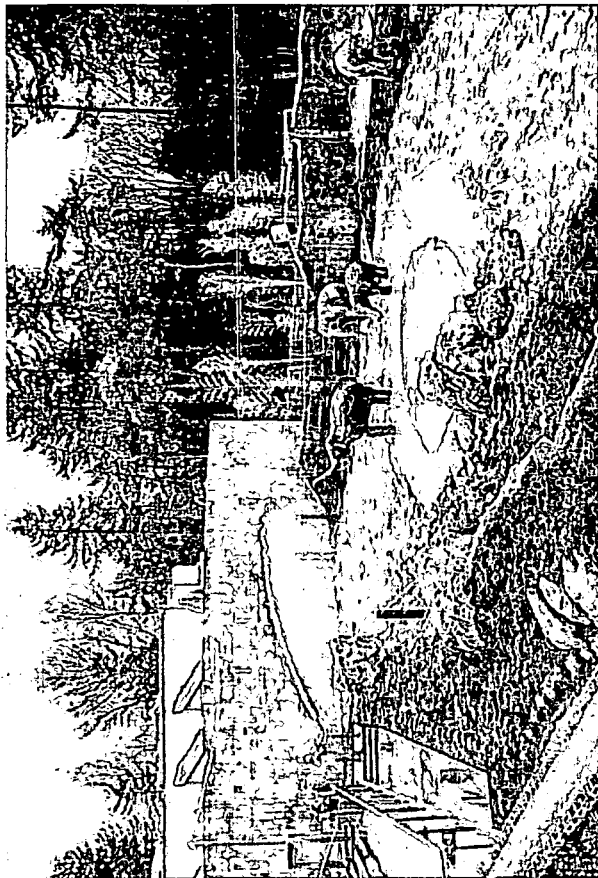
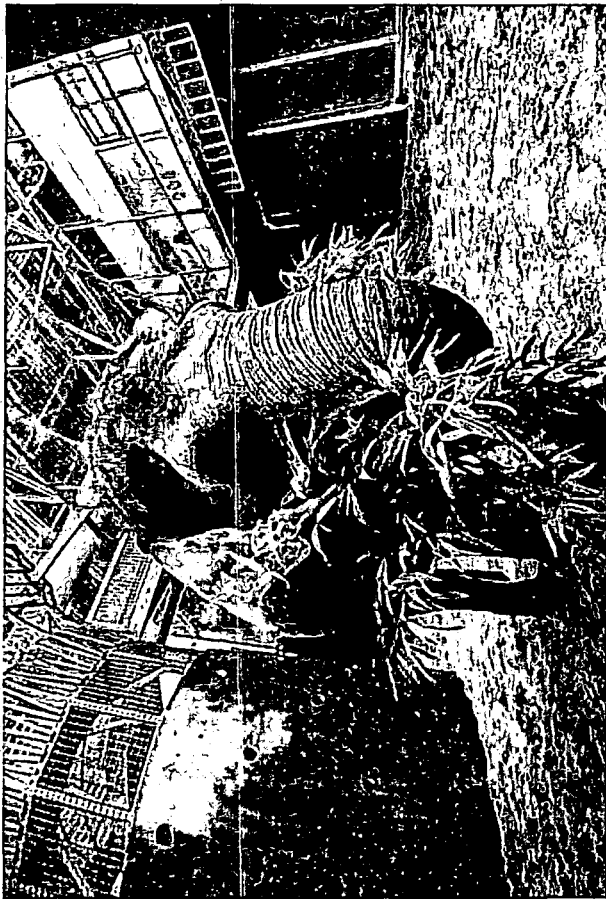
- Agreement reached to end years of litigation
- Project ready to proceed
- Will bring thousands of new visitors to our region

Oregon Zoo



- Elephant Lands opened in December
- \$57 million from 2008 zoo improvement bond
- 33,000-square-feet of indoor space, 6 acres total

Oregon Zoo

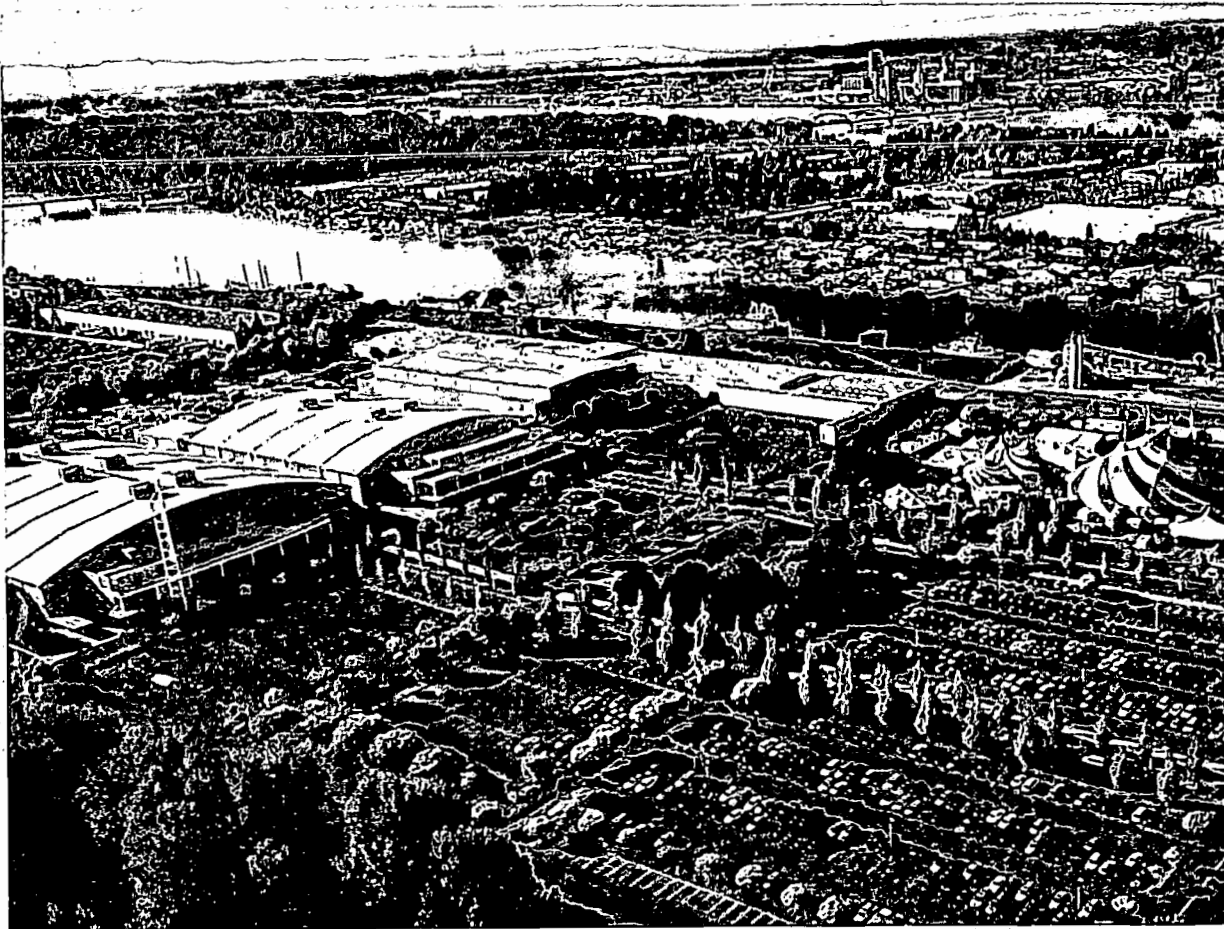


Portland's 5 Centers for Arts



- Guitarist José González 3/7 at Arlene Schnitzer C.H.
- The Wizard of Oz at the Keller 3/8-13
- Star Trek: The Ultimate Voyage at the Schnitz 4/6
- Shen Yun at the Keller 4/12-14

Expo Center



- Spring Home & Garden Show Feb 25-28
- Portland Roadster Show March 18-20
- Portland Swap Meet April 1-3

Your questions...

Shirley Craddick

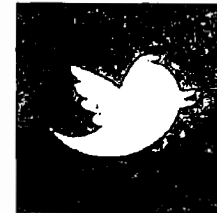
Metro Councilor, District 1

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Optin

PORTLAND-VANCOUVER AREA ONLINE PANEL



www.oregonmetro.gov/connect