

MINUTES
Troutdale City Council – Regular Meeting
Troutdale City Hall – Council Chambers
219 E. Historic Columbia River Hwy.
Troutdale, OR 97060

Tuesday, August 9, 2016 – 7:00PM

1. PLEDGE OF ALLEGIANCE, ROLL CALL, AGENDA UPDATE.

Mayor Daoust called the meeting to order at 7:00pm.

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

ABSENT: Councilor Brooks (excused).

STAFF: Craig Ward, City Manager; Ed Trompke, City Attorney; Susan Skroch, City Recorder; Erich Mueller, Finance Director; Steve Gaschler, Public Works Director; and Tim Seery, Parks and Facilities Superintendent.

GUESTS: Guest speakers are referenced in the meeting minutes.

Craig Ward states there are no amendments to the agenda.

2. CONSENT AGENDA:

2.1 MINUTES: February 16, 2016 URA & City Council Special Meeting, April 12, 2016 Regular Meeting; and May 10, 2016 Regular Meeting.

2.2 RESOLUTION: A resolution recognizing the completion of the public improvements associated with the Cherry Park Lane subdivision and accepting them into the City's fixed asset system.

2.3 RESOLUTION: A resolution adopting a revised plan for the implementation of speed humps within the City of Troutdale.

~~**2.4 MOTION:** A motion to appoint Councilor Larry Morgan as the alternate on the Metro Policy Advisory Committee (MPAC)~~

Pulled from the Consent Agenda and moved to the Regular Agenda immediately following the Consent Agenda.

2.5 MOTION: A motion to approve expenses for the Regional Mayor's Meetings and the Metropolitan Mayors' Consortium for an amount not to exceed \$1,122.00.

Councilor Ripma asks, Mr. Mayor, could we pull 2.4 off the consent agenda and have it during the regular agenda?

Mayor Daoust states we will pull 2.4 and discuss it immediately after the consent agenda.

MOTION: Councilor White moves to approve the consent agenda minus Item 2.4. **Seconded by Councilor Morgan. The motion passed unanimously 6-0.**

2.4 MOTION: A motion to appoint Councilor Larry Morgan as the alternate on the Metro Policy Advisory Committee (MPAC)

Councilor Ripma states there was a misunderstanding. You brought up the appointment of the alternate to Councilor Morgan under council concerns and we never really discussed it. I wanted a voice vote.

Mayor Daoust states when I brought it up I asked if anyone was interested and Councilor Morgan said he was interested. And then Councilor White said if nobody else wants to do it then he'd do it. But since Councilor Morgan said he wanted to do it that's why the appointment is that way. Given that, I forwarded that request to the City Councils of Wood Village and Fairview because they too have a say because the position is for Other Cities in Multnomah County. The City Councils of Fairview and Wood Village unanimously supported Councilor Morgan as the alternate.

Councilor Wilson states I would like to know from Councilor Ripma why you want to pull this off.

Councilor Ripma responds Councilor White expressed an interest in doing it to me and I would prefer him.

Mayor Daoust states I already considered Councilor White's statement.

Councilor White states if you read on the agenda here you asked us the night of the 26th. The same night it was already being reviewed on the consent agenda for Wood Village and on July 20th, six days prior to that, Fairview had already voted on it as Councilor Morgan. I felt like Council was completely left out of this.

Sarah Skroch, City Recorder, states that was a typo, our meeting was the 12th of July, not the 26th.

Ed Trompke, City Attorney, states Section 18C of the Charter states the Mayor nominates and the Council approves appointment of members for commissions, boards and committees established by ordinance or resolution. The Mayor appoints councilors and others to represent the City on community and intergovernmental organizations. It is my understanding this is an intergovernmental organization.

Councilor Ripma states this same exact thing came up in the Jim Kight era. MPAC has its own rule that requires each City to appoint and the council votes on it. That's how we've always done it. I realize it was just a discussion group but this is representing the 3 Cities.

Mayor Daoust states I raised the appointment of Councilor Morgan to the entire Council. The first time I brought it up I asked who was interested in being on MPAC. Councilor Morgan said he was interested and Councilor White said he was interested if nobody else was. So in my mind Councilor Morgan was the one who raised his hand. I brought it up again to the entire Council and said I was going to appoint Councilor Morgan as the

alternate for MPAC. A second time I brought it up and nobody said anything. Then I went to Fairview and Wood Village Councils and I told the Mayors of those 2 Cities that Troutdale has agreed that Councilor Morgan is going to be the alternate and that they needed to take it to their Councils and take a vote. They got back to me after their Council meetings had voted and said they passed it. Not only did they pass that Larry could be the alternate through the end of the calendar year but they also said it was okay if he takes the next 2 calendar years term. That is the way it happened.

Councilor Ripma states I'm not objecting to your recruitment. I'm just saying we never had a vote of Council and I didn't want to do it on the consent agenda. I'm asking for a vote.

Mayor Daoust states the reason we didn't vote is because of what Ed just read. That was brought up when I brought it up the second time. Ed read the very same thing that he read tonight that we don't need to vote on it. The Mayor appoints to outside committees.

Ed Trompke states the City has adopted a home rule ordinance and the home rule ordinance doesn't just apply to the County it also applies to other governments including Metro. It says that the City's authority under the Charter extends to the furthest extent possible under the Constitution in that Metro's powers in the City and the County's powers in the City only extends to the extent required by the Constitution. My interpretation of that is that the Charter is the controlling document here.

Councilor Ripma states this doesn't have to do with power. It has to do with the rules of MPAC. MPAC requires the Cities to vote. City Councilors are supposed to pick this position anyway. I wanted to see if the Council agreed with the Mayor's appointment. That's why I pulled it off the consent agenda.

Mayor Daoust asks do we need to approve 2.4?

Ed Trompke responds my take on it is that the appointment is effective because the Charter says you have the appointment authority. I think I was interpreting the fact that it was on the consent agenda as a courtesy to Council to say we're making you part of the process. I would be happy to give you something in writing if needed, a legal opinion, that the appointment is effective as of the Charter under the home rule authority.

Mayor Daoust states given the fact that Wood Village and Fairview agreed, Larry will be the alternate.

3. PUBLIC COMMENT:

Bruce Wasson, Troutdale resident, states last May I came before the City Council with the address issue. I have heard nothing back from the City on this about wanting to change my address. I was wondering what has been done. As far as I know the City has not rescinded the information they sent out to the agencies that my address was to be changed. I have received no notification it has. As far as I know nothing has been done. This grid, which you all saw when I originally came before the Council, I think the City ought to rescind that entire grid because of GPS and all the ways you can find an address

now. This is something basically out of the dark ages. This thing is no longer relevant. I would like the City Council to make a resolution not only for myself but for the other people who have had problems with this address grid issue. I would like the Council to give direction and see that something is done.

Mayor Daoust responds thank you. We will have staff give you an update.

Craig Ward states we have not prepared any code amendments. I thought Steve Winstead had gotten back to Mr. Wasson and I apologize that that apparently hasn't happened. I appreciate you letting us know.

Bob Skipper, retired Sheriff, stated this is Mike Reese the Undersheriff of Multnomah County Sheriff's Office who will be taking over the position of Sheriff next week. I thought it was a good opportunity for you to meet Mike. I've known him for 27 years and he worked for me for 5 years before he went to the City of Portland under a transfer. He was one of the people who was so instrumental in helping to deal with Columbia Villa when it was such a problem area. That was just one of his many accomplishments.

Mike Reese, Multnomah County Undersheriff, states I really appreciate the opportunity to come tonight and introduce myself and tell you how excited I am to join the Multnomah County Sheriff's Office again. It is an excellent organization committed to public service as am I. As Sheriff Skipper said, I'm the Undersheriff right now and I'll be sworn in as the Sheriff on August 17th. From my perspective it's an opportune time for the Sheriff's Office which is a great organization and we are at the forefront of community based policing before it was even called community policing. I learned early in my career what it meant to connect with the community and the power of getting community members and the police aligned to protect our community and make it safer. I'm committed to public service and I really have dedicated my professional career to doing my very best to protect and serve our communities. I look forward to working with all of you. Thank you for your service as well.

4. DISCUSSION: Rebuilding options for Imagination Station.

Steve Gaschler, Public Works Director, states this has been a really difficult issue for me to grapple with and work on. This item to me is much more subjective and has much more to do with your read on the community and what they want and support. We have split this up because there is a lot of information. What we're looking for is direction from Council on replacement options of Imagination Station. We're not looking for Council to select a vendor tonight. The next question we're looking to get answered is should the entire structure be replaced at this time or only the damaged portion. Then for either of those options which materials would the Council favor on replacement options. The structure was built in 1994. There was a major overhaul cleanup and deck replacement in 2013. In February of this year there was an inspection completed by Leathers with recommendations for repairing many components and consider replacing the entire structure due to the age and deficiencies. In April of this year the fire occurred and it destroyed part of the structure. We have spent the last 3 months conducting public outreach and committee meetings and here we are tonight.

Tim Seery, Parks and Facilities Superintendent, states approximately 4 months ago today a senseless tragic crime happened to our Imagination Station. In the last 4 months the Parks Advisory Committee (PAC) has held 2 Town Hall meetings discussing options and different concerns people have for the rebuilding of the playground. Through those 2 meetings they were 60% metal replacement and 40% recycled materials as the current structure stands. On June 12th Mayor Daoust, myself, and Play by Design held a Design Day with the children at Sweetbriar School in Troutdale. The children were full of energy and many ideas. The children wanted many activities and material that wouldn't burn. The playground Subcommittees met before each PAC meeting to discuss all of the options and what the next step is in rebuilding the playground. On July 6th the Subcommittee recommended to the PAC full replacement of the structure based on cost, ADA compliance, longevity and low maintenance. The PAC produced a unanimous decision to replace the entire structure with new materials. On July 12th the playground Subcommittee chair, Ryan McNaughton, made the recommendation of replacement to Council and the advantages of full replacement. On July 30th the PAC added information provided at the Bite of East County to enlist more volunteers and to direct donations to City Hall for rebuilding the playground. We added 26 more volunteers. It was agreed upon that the replacement of the plastic style playground was the direction that most citizens wanted to go. We want to rebuild so the children can grow and play. We're ready to do what the Council directs. One point I would like to make is that back in 1996 to 1998 the City replaced the wooden play structures throughout the City which are all standing today and require minimal maintenance.

Erich Mueller, Finance Director, states as we've outlined and mentioned in the staff report there are a lot of factors that go into considering this and making this decision. There are cost considerations, insurance considerations, community involvement and options for full replacement versus just the damaged replacement. We need to weigh all of those and consider. The choice tonight is not to select a design or vendor or award a contract but for Council to provide staff direction for the next step. That is fundamentally to determine if we are going to solicit for proposals to replace the entire structure or just the damaged portion. There is a great deal of material in your packet. There are also a couple of the vendors here tonight and they have presentations to share with you. Councilor Wilson had talked at the last meeting in particular about the costs that were mentioned were squishy. I would say that the numbers are less squishy but they are far from certain, far from final and far from complete. The numbers provided by the vendors are by no means the total cost of this project. These are quotes and estimates only. On the insurance, that was something that was discussed all the way back at the Budget Committee meetings. CIS provides our insurance and we have a guaranteed replacement value policy that covers this particular structure. How that is going to work is going to depend on what the Council chooses to do about replacement. We talked about before the like, kind and quality. Cost associated with what was there versus what we might choose to put there. The degree that that differs will be an incremental cost that the City would pay beyond what insurance might provide. As I outlined in the staff report at the moment it's estimated to be about \$180,000 once we take the deductible off. It's not something CIS has issued a final decision on. They're sort of waiting for us to decide what it is we're going to do before they settle the claim. There has been about \$7,500 in donations that have been received thus far. That can change day by day. In the staff report all of the Exhibit A's are one from each different vendor. Those are each for the fire damaged only replacement

options. All the Exhibit B's are proposals for replacing the entire structure. Exhibit C is the condition assessment report that was done by Leathers back in February that Steve mentioned. There is also extensive community input that was provided and included in the packet. The final packet Exhibit is additional presentation material provided by Play by Design. The costs are recapped for the 2 different options on page 4 of the staff report. There are a lot of numbers on that page because from staff's standpoint we were trying to budget based on what we believe was prudent which is if we were going to contract for all the work to be done. If there is a volunteer component that could lower the costs. The scope of what work has to be accomplished and the volume of volunteer labor is less than certain so we wanted to try and outline if we ended up with zero volunteer labor and had it all done by contractors. These costs again are estimates. There is potentially additional site preparation, demolition, landscaping replacement, play area fill material, on-site storage, and security of materials will have to be installed, etc.

Mayor Daoust states we have a handout. It's a read on the community. It's responses to a simple question on Facebook. If you read through them you'll see how the public responded to the wood versus metal for the new structure.

Councilor Allen states I see the comments on wood and that was my initial thought too. However, do you have the cost estimates of what it took to build the original one and how much we spent on maintenance since? The comments say that people want wood but my understanding is that wood has turned out to be very expensive to maintain.

Mayor Daoust responds the initial amount when we built it back in 1994 we raised \$150,000 in cash to help build it and \$150,000 in addition to that in donated materials for a total of \$300,000. The maintenance amount is something the City is going to have to answer.

Erich Mueller states the project in 2013 for Imagination Station which was more than just structure was about \$110,000 of expenditure out from the City. I don't have a number in terms of volunteers.

Councilor Allen states I would like to know if those comments are for wood or wood like.

Mayor Daoust states we're not going to build any play structure out of wood from now on. Play by Design and Leathers don't use wood anymore. They use a composite plastic material.

Councilor Wilson states I just wanted to say that this is very well organized. I reviewed it twice because I thought it was that important to be ready for tonight. I look forward to the presentations. Thank you for your time in putting this together.

Councilor Morgan asks is there going to be a bid for better security cameras? Do we manage the security cameras that are on the facility?

Tim Seery responds we currently manage the security cameras that are in the concession stand. I just finished getting proposals for a new camera system which is a high definition

night system. I went through the system with the Multnomah County Sheriff's Office to see if I was on the right track. The security is separate from these proposals.

Councilor White asks on the public comment we received I'm assuming that they weren't given any financial information as far as what it's going to cost for wood versus metal?

Tim Seery responds it was very generic.

Councilor Wilson states the question that was put to the Gresham Outlook was, do you want to keep the design and look or do you want to replace it with a steel and plastic structure.

Councilor White states I've heard comments about wishing we had better security cameras. Depending on the type of material, I understand that with the metal structure it comes with insurance and I'm wondering if the wood structure would come with the built in insurance policy for injuries. Are we covered under both structures equally?

Mayor Daoust states we'll hear from Game Time since you came expecting to present something.

Martha Rainey, Game Time Design Consultant for the State of Oregon, and David Hill, Game Time Regional Sales Manager, came forward and distributed a handout (a copy of the handout can be found in the meeting packet).

Martha Rainey states our purpose here is to show you what we can offer to the City. This is a proposal. This is a concept. It's to show you what Game Time is able to do. We're here to tell you about metal systems. Game Time is all about thought for design, research, partnerships and really looking into what is important for kids. That's what this is all about. One of the things that we really stress is inclusion. Different from ADA, inclusion is good playing together. Kids with disabilities playing alongside other children and not being excluded to play in a different area. What we know is that nearly 10% of children are effected by disability. The very least of that is actually physical disability. It's not just about building ramps it's actually about giving them a lot to do and to play together. So we look at the whole child. We look at physical, social, sensory, communication, cognitive, emotional etc. There are 53 play components across the whole structure, 17 elevated components (14 are required), 42 elevated components accessible by transfer, 18 accessible ground level components and 5 different types of ground level components. It shows that we've gone above and beyond minimum requirements for ADA. That is the structure that would be basically the equivalent of just the burnt portion.

David Hill states when we design we incorporated 6 developmental areas. When you have the opportunity to redo a playground you want to focus on the development of the child. Not just social but also physical. We have another batch of research that helps us design. What you want to do is challenge the vendors to provide you with how that design is developmentally appropriate and across different spectrums.

Martha Rainey states we stress inclusion and we're committed to the play value of our play environments. You're going to find more play value and made in the U.S.A. We are

the manufacturer. We make what you see on that structure and have since 1929. There is a clear sight line. This is really important. I'm a mother of 6 children. When I would take them to the park I would want to be able to see them and have visibility of my kids. So if they were hiding spots, especially in a public playground, it's not safe. We really try to design with clear sight lines for the children and parents and caregivers. There are always opportunities to expand. We have 100's of play events. We have the industry's leading warranty. We also have a \$5.1 million dollar policy on product liability insurance.

David Hill states and how you get that is by your track record over the years as being very effective. If there are accidents we're able to go in and support the communities that we work with and the liability is not falling on the City. The reason why we have the largest insurance amount in the industry is because of our track record. The Leathers products are all over the country. A lot of them were built about the same time Imagination Station was built. The useful life for them for about the last 7 years or so has been in that cycle period. There are a lot of these that are coming up. There is an Imagination Station in Collegedale, Tennessee and the challenge they had was the maintenance issue. You really want to look at materials that reduce maintenance and that's where a lifetime warranty on posts comes in. On a post, if there's a problem you just call us up and it gets replaced. Other materials can't have that warranty so you really want to drill into the warranties on materials that you're using. So in the Collegedale case, that wooden structure they want, they wanted to take advantage and they actually had committee members from the first build of that Imagination Station and they were involved. They dictated what they wanted the playground to be. We can meet with the committee or whoever to design. When you're updating you have the opportunity to improve the situation. We are going to basically build on the legacy of your Imagination Station. We're building on that same concept and updating it to follow the current guidelines. You have to be responsible for the citizens and have to look at the warranty, the legal ramifications and the liability of your decisions. Change is very difficult a lot of times. A lot of people want to revert back. The challenge you have is to embrace, which is not easy. You want the spirit of what you had and that was a playground built by the community. That was very important to the community. And to take advantage of the new materials is something that will not be an easy decision. We have them all over the country. Know that we are here to work with the community. We have a lot of experience and we're the largest playground company in the United States. We've been around since 1929.

Councilor Wilson asks, on the vertical warranty replacements, is your warranty on both the part replacement and labor?

David Hill responds for the part only. We have a unique direct bolt system that makes it easier to repair.

Councilor Allen states I used to be a single parent and I noticed as my children went through different ages, I'd be looking for something for them to do to give me some relief. Do you have attachments or things that are kind of age appropriate throughout the structures?

David Hill states basically you have a beginning, intermediate and advanced. There's a very disciplined approach as to how to design. We welcome the competition from other vendors and let us prove to you we would be the best option.

Mayor Daoust states I'm a little sensitive to the fact that tonight is not selecting a vendor. It's not meant to be one vendor presents and another vendor presents. I think we need the information for the typical Game Time type structure that we would be considering. We also need consideration for the same Play by Design type Leathers structure. It's mainly just to gather information tonight. It's not meant to be vendor against vendor. It does raise a question in my mind about how we're going to structure the request for proposals. 22 years ago we had no request for proposals. Even though the City gave us \$40,000 to kick start it, the community just built it. This time is going to be different. It's not going to be as easy as it was 22 years ago.

Councilor White states I think the questionnaire in the paper might have been a disservice because after seeing these visuals, that looks like something you would see at Disneyland. I'm really impressed. I never thought of developmental aspects and the bright colors. It's almost like the adults want it to look like it belongs on their patio in their backyard but the kids want to play in it. Thank you for explaining.

Councilor Ripma states within the constraints of being able to do our own design and ADA and clear line of sight, how much of it could be made to resemble wood? If the public wanted it that way.

David Hill responds we have a series called Timbers Décor. There's a lot of ways to make it look very natural.

Councilor Ripma states when it comes down to designing it the way Troutdale wants, we can keep, to some extent, the appearance of wood.

David Hill responds yes. As you guys know it's literally a part of the fabric of the community. It's not something that's easy to let go of. It's usually important to get as much of that spirit back into the rebuilding.

Mayor Daoust states thank you very much for the information. I would like to have Lee Archin from Play by Design come up and say a few words and answer a few questions.

Lee Archin, Play by Design, states I didn't expect to do a presentation but I thank you for having me. We love what we do. I have been doing this for over 22 years. I'm one of the founders. My partner was originally here back in 1994 during the original build. One thing I would like to express is how things have evolved. I think of Leathers structures and think of magic. I think the people who were involved in the original build get how that structure came to be is the connection to the community. Back then we were the leading edge in safety and ADA compliance. What we bring to the table is the magic and we completely understand the concern on the City's part and the resources available to maintain the structure, the line of sight and accessibility. What we have done is we have partnered with 10 different hand chosen manufacturers that work with art designs. It's the best of both worlds. The structures will still give you that magic and still have the architectural

feel and it has the castle look or treehouse look but when you get close to it there's no 2x4s or 2x2s. Some playgrounds still use wood but it's really declined. We use structural plastic for all the framing and posts. These structures are built by the community or they can be built by contractors. It carries all the same warranties. We bring in local history. The playgrounds by far are the by-product of what we do.

Councilor White asks, would there be insurance from your company?

Lee Archin responds absolutely. You would get a certificate that would say that your structure was built by volunteers or contractors.

Councilor White asks is there any lifetime warranty involved?

Lee Archin responds the warranties that we provide are the warranties that the manufacturers provide. We have a maintenance staff and if you call us and need a replacement or a piece we would be your representative.

Mayor Daoust presented a video on a structure in Denton, TX.

Mayor Daoust calls for a break at 8:53pm.

Mayor Daoust calls the meeting back to order at 9:04pm.

Councilor White asks what is the life expectancy of the composite wood?

Lee Archin responds the structural plastic has a 25 to 30 year warranty. It probably lasts longer than you want it to last.

Councilor White asks how long has this new type of composite been on the market?

Lee Archin responds I'm not sure. We started using structural plastic 15 years ago.

Councilor Allen asks, don't both options have the ability to either have volunteer build or contracted build?

Both vendors respond, yes.

Ryan McNaughton, Troutdale resident, states I think it is important tonight for Council to leave with some direction to staff on the recommendation of just replacing the burnt portion or replacing the entire structure. I think that video shows a great thing about removing the entire structure and restarting. I think it's important to explain about the spirit. You're going to get the spirit of the original structure in a brand new structure. Piecing it together I don't think is a very good idea at all. I think the existing structure is a liability when you really get down and look at it there's a lot of issues with it. That being said with a new structure I think you're going to get the magic whatever material you end up choosing. I don't think the children are going to care if it's wood or composite or metal. Once the community comes together and puts that structure up and it's there the kids are going to love it. The material is an afterthought. Let's get the process moving on and

decide whether or not to replace just the burnt portion or the entire structure. My daughter wrote a letter on what she thought about the materials (a copy of the letter is included in the meeting packet).

Councilor Wilson states I agree with you. I think after going through the massive amount of notes and pictures, piecing it together would cost us way more than just replacing the whole thing in the long run. I'm hoping we can all move forward and replace the whole structure.

Councilor Allen states just so people know what we're working with here I believe our budget was \$200,000 plus the \$124,000 give or take of possible insurance money.

Erich Mueller states in the budget we have \$200,000 for expenditures. We had one piece of information at the time and it was an email estimate from Leathers at \$195,000. We plugged that into the budget, acknowledged that it was going to be something different because we were very early in the process. We also plugged in \$200,000 in insurance proceeds. So it's not one on top of another.

Craig Ward, City Manager, asks how much from insurance are we looking at right now?

Erich Mueller responds \$179,000 after we take the deductible out.

Councilor Allen states in other words we'd be short a little bit if we spent the whole \$200,000.

Erich Mueller responds or if you do one of the other proposal approaches whatever number it's going to be. I expect you're going to be modifying the budget. Because again, those proposal numbers are just the information from the vendor and are just estimates at this point.

Councilor Allen asks, if we don't spend it this budgetary period we could push it over to the next budget or maybe add more to it?

Erich Mueller responds absolutely.

Ryan McNaughton asks, the first time around, how long did it take to raise the funds?

Mayor Daoust responds it took 9 months of raising money and materials before we started building.

Ryan McNaughton states I think any direction we decide to go there's going to be a beautiful thing for the community.

Mayor Daoust states the staff report says insurance coverage provides replacement for what was destroyed using comparable materials and the same design. That raised a question of whether CIS would replace the entire structure. That certainly falls outside the sentence I'm reading here.

Erich Mueller responds that's the way the coverage is written. The discussions I've had with the adjuster is that they understand that the City is maybe looking at replacing it. Depending on what the Council decides to do they are potentially going to provide up to \$180,000. I talked about how we got to that number in the staff report. If the City chose not to do anything at all we would not get a check for \$180,000. Because they're going to provide those resources to provide for that replacement. If we choose not to replace it they're going to give us what they refer to as a present value discounted cash amount for what was lost which would be approximately half of the \$180,000.

Councilor Allen asks is there a timeline to use the money?

Erich Mueller responds not that has been addressed.

Nell Simien, PAC member, states my comment is more on the PAC's feelings and I speak for myself. When we are assigned these recommendations and we go onto subcommittees we actually take these committees very seriously and we try to do a thorough job. We enjoy it. To me, extra time taken to do extra things to try to help the City, my time is important. I consider my time valuable. We try to give you our best judgment. When I do research I do opposition research too. People are looking at this and thinking wood, but wood is not technically correct. It's not going to be real wood. We would like you to consider and listen to our recommendation. I want you to know that we take these subcommittees very seriously. We want to feel this is worth our time.

Councilor Allen responds I do believe we're not supposed to interfere with committees. I understand.

Nell Simien states we do like to hear what you guys say and that is why the PAC is here tonight. We wanted you to know we take it very seriously. I can feel the spirit of Imagination Station. It hurt my heart to see it. I can understand the sentiment. But don't mislead the public that it's going to be real wood.

Councilor White states I want to compliment your group on the work you did. It was very thorough. Thank you.

Bruce Wasson, Troutdale resident, states my concern for this thing in choosing a contractor would be the composite needs to be looked at thoroughly from several angles. Not the least of which is the fire rating because the other one was burned. If these composites are plastic then they burn quicker and faster and hotter than wood. If we build this and someone tries to burn it down then I think we're just going to be back in the same position. The other thing is if you could just go in and just repair it but with the age of the structure and the type and what it does, it should be replaced. I don't think partial replacement is a true option.

Mayor Daoust states I think it comes down to what we want to spend the money on. Regarding the fire rating of the composition material, Lee, can you answer that? It's pretty fire tolerant.

Lee Archin responds I can send you the information. It's a valid concern.

Paul Wilcox, Troutdale resident, states there seems to be a controversy that's been created over the material of what the structure is going to be constructed from. The 5 pages that has been referred to people are calling for wood. Wood isn't happening. You admitted yourself you're not going to build a wooden structure. There was a key statement in Play by Design's proposal which would apply to the other vendors also that the new material used when replacing the burnt portion of the playground will have a significantly different appearance compared to the existing 22 year old wood structure. I just wanted to make it clear to the 30 plus people that want wood, it's going to look different no matter what.

Diane Castillo-White, Troutdale resident, states I want to comment that my kids have played on that structure starting since they were 5 and 6 years old. I believe the magic came in their play not in the adult's building experience. I am for replacing it all partially based on expenditures for maintenance. We've spent \$200,000 plus in the last 2 years. I went and looked at Imagination Station after the 2 Town Hall meetings and I looked at the composite wood that was replacing the floor boards for more support. I have to say that composite does not look like wood, it can be lit on fire, it can be carved into and it can warp. Real wood is aesthetically the best but it's too expensive, too much maintenance and too short of life. I prefer metal based on its warranty, price, longevity, ability to have more play stations based on price value and its low maintenance. As an artist I feel we can be creative by integrating different types of material with a metal play structure. With the grant money we can create a large wind art sculpture with metal and glass involving creativity and science. Something that is price effective.

Mayor Daoust states back to the Council. Tonight we really need to talk more about replacing just the burnt part or replacing the whole structure. When we go out for requests for proposals I don't know what vendors are going to respond. Unless the Council is dead set against or for any particular building material I don't know that we're at that point now.

Councilor Ripma states I'm willing to make a motion that was in the packet.

MOTION: Councilor Ripma moved that the Council approve the unanimous recommendation of the Parks Advisory Committee to replace the entire Imagination Station. Seconded by Councilor Wilson.

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

Motion passed 6 - 0.

Mayor Daoust asks what more direction does staff need before we go to the next step?

Erich Mueller responds I would suggest that at this point is we would prepare a request for proposal but I would suggest that we not be specific about materials. I think we're likely to get better proposals with better pricing if we allow the vendors to propose the design that we ask for and include in their proposals what their materials are without us specifying to them what materials they have to use.

Mayor Daoust states I like the way we did it back in 1994 better. The reason I say that is you said we're going to have to come up with a design. That just raises a bunch of flags in my head. What design? Game Time has come up with a nice design for the entire park. Play by Design has a nice design for the entire park. They're different.

Erich Mueller responds they're both very much at a concept stage and different levels and different degrees of idea. What was clear tonight was that the Council and community want to maintain that spirit of the existing Imagination Station. I think that's part of what we specify in them proposing a design. We want them to enhance it but we still want that same look and feel and theme. That is what we're going to want to ask them to propose. They have the designers and creativity. The RFP process doesn't require us to pick one that we don't want. You'll have plenty of time to review the design and get public comment about potential designs.

Craig Ward states of the presentations we heard tonight they tend to think of these as a number of activity stations. If we define the scope of the project as being roughly the same number of activity stations as we have at Imagination Station with a look that is similar to or based on the previous look. We saw some examples of that tonight. We also saw a lot of really tempting new things. One of those is not up for debate. We cannot debate whether or not it's ADA compliant. I think we need to deal with the issue of fire resistance and establish a minimum standard. We have engineered bark and it makes perfect sense for springiness and safety. There are elements to this that we take for granted when we see it but in fact there are design specs that have to be dealt with. If we can define how many stations we have at Imagination Station now and some of the other design components that have to be in there then we have a base project that we can get comparable proposals on. One of the other components I noticed when I went out to Imagination Station the other day was how many kids were playing on the structure that's there now. There was a lot of structure left there after the portion that burned down. As anxious as the public is to get it rebuilt right now, I would recommend that we go through the design process and make sure that we're doing what we think is right and raising the money to do a project that we're proud of that may well last more than 20 years.

Councilor Allen states that sounds like words of wisdom and I like what you had to say there. I'm looking at the Council and I'm listening to the people in the audience and I can't help but think that there's better representation in our PAC, better diversity, and they seem to be on the ball as to ideas here. My preference would be that the Council just stay out of it except for structured fundraising and let the PAC be creative. And the Parks staff because they're the ones who will have to maintain the structure.

Mayor Daoust states this Council loves making decisions. We can structure public input and we'll always involve the PAC and we can structure more input if we want. The final decision will come down to us about how much money we want to spend. I think after all is said and done with input from the PAC and the public we're going to have to decide how much money we're going to spend and when. That will be the crucial stepping off point.

Councilor White states some of the comments Craig made about looking at add-ons. My preference would be to stick with the same concept. There's lots of other parks in our City that have little to no playground equipment and I'd like to see a balance occur instead of just focusing on this one park. I think putting it back with the theme or the concept that's there now, regardless of material. I wouldn't want to go beyond that at this point without providing somewhat of a balance to the other parks that we have. If there's anything salvageable maybe we can look at making maybe some smaller structures for some of the other parks. Some of that stuff doesn't wear out. That may be a good way to involve more volunteers too. I do also like the idea of having the non-hidden zones. I had an experience with my own son where we were shopping when he was real little and he walked into the clothing rack and I almost had a heart attack. Any modernization like that would be superb. Are we all in agreement that we're not going to use wood?

Mayor Daoust responds I assumed that we would not use wood anymore.

Erich Mueller states no vendors are proposing wood. They are proposing more current materials.

Sharon Ezzell, Troutdale resident, states I would like to say if we're going to consider wood then I don't think that we should tear the whole thing down. If you're going to use wood then you should just repair the damaged part.

5. DISCUSSION: Process and timeline options for recruitment of an Interim City Manager and subsequent recruitment of a successor City Manager.

Erich Mueller, Finance Director, states as I mentioned in the staff report Human Resource (HR) handles the recruitment, normal turnover replacement on a normal regular basis. There are 3 positions that HR doesn't fill. Those are 3 that are selected by the City Council. The Municipal Court Judge, City Attorney and the City Manager positions. In order for HR to move forward we need direction from the Council on what they would like to do.

Councilor Ripma states I imagined that we would begin the recruitment process for a successor City Manager and not take the effort and time to recruit an interim and have that person get trained and then go through it all again. I imagined we would see what the recruitment effort brought in. We have several months until Craig Ward leaves. It seems easier for staff and the Council and everybody. That is my recommendation.

Erich Mueller states that certainly is a direction the Council could go. From a timing standpoint I would anticipate there would be a couple of month's gap from the time Craig Ward leaves before the Council would ultimately have somebody on board. It's typically about a 6 month process because we have to start the RFP process for the professional recruitment firm. Council is going to then have to make a selection as to which firm they're going to choose to go forward with. We had 3 firms propose last time. We're a month out for that process and then they have to be selected and there is a timeline for recruitment. Typically a recruitment period for a permanent replacement position is 2 months. That is going to take us into early December. Then there is going to be the scheduling for them to do the qualifications process and then figure out who can be interviewed. I would

anticipate that we're going to be at a point where interviews would be around mid to late January. Council goes through that process and there's a consensus reached as part of the executive session process. There is a conditional offer initiated with that top candidate and that is typically a couple week process of negotiation of terms and contract terms. There might be a 30 day notice period for that candidate so it's likely we're going to be in April or May before we have a permanent start.

Councilor Ripma states I hear what you're saying and it makes the argument stronger that we need to get started finding a successor. Sometimes it goes quicker. If January comes and we don't have somebody then there are interim managers that are available that can hold us over but we at least have begun the process of finding a permanent City Manager and that's what I would favor.

Councilor Allen states my feeling on this is that there are way too many important things going on in the City. When I see organizations fail it's when a leader leaves and a new one starts and you don't have that overlap and that transitional period. That's a problem. What I wish is that we had started the recruitment already. There's no blame there. There's not that much time. If we get lucky and someone is here and there could be some overlap where there could be some exchange of knowledge that would be my preference.

Mayor Daoust states I would agree with that. I think we need to bring on an interim in November so there is some overlap with Craig before he leaves. That interim would still be here, depending on how things go, probably for the next 3 months into March or April. I do agree we need some overlap. I think November is a good time.

Councilor Morgan states I don't know the details of the separation agreement as it relates to the extended period of time but in the event that if an interim is chosen and we are into next year, does it allow the ability for Craig to work with that person into the next calendar year?

Ed Trompke responds it would be better not to discuss that at this point in time.

Councilor White states I was here when Dave Nelson left and we got Ron Garzini in as an interim from the League of Oregon Cities. He was a retired City Administrator and he said he needed about 2 days with Dave Nelson just to get to know personnel and get introduced to everything. Having been retired from that field he was pretty versed in being able to step in. My preference is to look for a permanent replacement. It may go quicker than we think. We have until January. That's quite a bit of time.

Councilor Allen states I would agree with that other than I'm really more comfortable with more overlap.

Councilor Ripma states I'm okay with that direction too.

Erich Mueller states to clarify it would be my understanding to begin pulling together the process of the RFP for the permanent recruitment process and get prepared proposals. We'll get those and bring them back to Council to begin the recruitment process.

6. STAFF COMMUNICATIONS

Craig Ward states I am planning on taking some vacation August 11th through the 24th. Steve Gaschler will be the acting City Manager in my absence. A simple reminder that the Labor Day holiday is September the 5th and that will occur before the Council meets again. The next scheduled Council meeting is September 13th.

7. COUNCIL COMMUNICATIONS

Councilor Allen states I'm getting a little concerned about what I'm hearing about the Chamber getting involved politically with candidates and issues. I have to say although it may be legal and all, I am absolutely fundamentally opposed to public money being spent for what may look like political activism. I absolutely do not like that. Unless the money is spent in some kind of fair fashion to where all views and all sides are being treated equally. What I would really like to see is an agenda item on the next agenda to discuss this very same thing.

Councilor Wilson responds the money that we've given them is for tourism and can't be spent for anything else.

Councilor Allen states there's too much interplay. It's not to the exact minute. Trying to divide the time as to whether the person is working on this or working on that. The accounting just isn't that good. I'm just asking for an agenda item then we can discuss it at that time.

Mayor Daoust states we need to know what the Chamber is planning on doing. I've only heard of the Political Action Committee. It wouldn't be any public money at all. We have to find out what the Chamber is planning on doing in the first place.

Councilor Allen states I do believe I'm within my rights as a Councilor to ask for an agenda item to be added.

Councilor White states I would support that.

Mayor Daoust states I'm not sure what the agenda is though. Are we asking the Chamber to come in and tell us what they're going to do?

Councilor Allen responds no. I want to discuss it as a Council. Whether it be a workshop or whether it be an agenda item at a meeting. I want to discuss this because it bothers me.

Councilor Wilson asks, don't you think we should have the Political Action Committee here or the Chamber here so they can explain?

Councilor Ripma asks, what committee are you talking about? Is it the Political Action Committee, from the Chamber? You mean fundraising and supporting candidates?

Councilor Wilson states Oregon City has one and the North Clackamas Chamber has one. It's a common thing.

Mayor Daoust states we need to clarify what our role is with the Chamber.

Ed Trompke responds there is nothing unlawful or improper about a 501(C)(6) organization endorsing candidates as well as issues. It is very common.

Councilor Allen states it may be legal but I'm fundamentally opposed to supporting such activity with public money.

Councilor Morgan states for clarification purposes, they're fully allowed to do that. It would be illegal if we were to withhold money from them. Aren't they completely autonomous from the City?

Ed Trompke responds as long as their political behavior isn't using public funds. It might be improper to punish them, if you will, by taking away from them.

Councilor Ripma states it would be good if we could invite the Chamber to come and tell us what they're planning to do. We won't be making any decision or funding or anything. This is the first I've heard about this. I want to hear what they're planning to do. It's new and it's not something the Chamber has done before.

Ed Trompke states you might want to invite the Political Action Committee also because as Craig Ward just told me the Chamber can't speak for the them.

Councilor Wilson states the Kiwanis Car Show was this last weekend. There were 137 cars that showed up and Elvis made an appearance. We passed out awards and there was good music. The response was very well and I think we'll continue to grow and the City supports it. We even had the Sheriff's department out there this year. It was a good time.

Councilor Ripma states I want to compliment the Kiwanis for the car show. It was a blast and it was the biggest and best I've seen in Troutdale. Congratulations and everybody should go next year. It was a lot fun and well organized.

Mayor Daoust states I attended the Bite of East County and it was pretty well attended this year. A lot of people showed up. Last Saturday I attended the Soulful Giving Blanket Concert on the Yoshida estate. About 5,000 people showed up to that. It was very well attended. They raised hundreds of thousands of dollars to fight childhood cancer that they donated to Doernbecher Children's Hospital and Randall's Children's Hospital. It was a very successful event. The Yoshida's give their time and money to make the community better. It was evident Saturday. He's written a check for \$1 million dollars to Mt. Hood Community College. They get involved in the community and do a lot of good things for good purposes. Tomorrow at 12 noon the West Columbia Gorge Chamber is having a luncheon on the Urban Renewal development presented by Eastwinds. That will be at Wood Village City Hall. I'm going to go and you're welcome to go.

Councilor Allen asks, do you know what the details are?


Mayor Daoust responds I don't know what they're going to say. I imagine they'll update everybody on the latest about what's going on.

Councilor White states on a personal note I want to announce some good news for us personally. My wife and I became grandparents on July 26th. We're real happy and mother and child are healthy.

8. ADJOURNMENT

**MOTION: Councilor Ripma moved to adjourn. Seconded by Councilor Wilson.
The motion passed unanimously.**

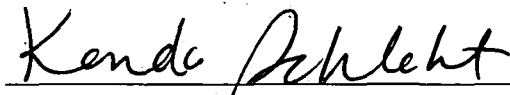
Meeting adjourned 10:20pm.



Doug Daoust, Mayor

Dated: 9/30/16

ATTEST:



Kenda Schlaht, Deputy City Recorder