



# CITY OF TROUTDALE

"Gateway to the Columbia River Gorge"

## CITY COUNCIL – REGULAR MEETING

Troutdale City Hall - Council Chambers  
219 E. Historic Columbia River Hwy. (Lower Level, Rear Entrance)  
Troutdale, OR 97060-2078

**REVISED**

**Tuesday, June 23, 2015 – 7:00PM**

### Mayor

Doug Daoust

### City Council

David Ripma  
Eric Anderson  
Larry Morgan  
Glenn White  
Rich Allen  
John Wilson

### City Manager

Craig Ward

1. **PLEDGE OF ALLEGIANCE, ROLL CALL, AGENDA UPDATE.**
2. **CONSENT AGENDA:**
  - 2.1 **MINUTES:** May 5, 2015, Work Session and May 12, 2015, Regular Meeting.
  - 2.2 **MOTION:** A motion adopting the 2015-2016 City Council Goals.
  - 2.3 **RESOLUTION:** A resolution continuing Workers' Compensation Coverage of Volunteers to the City of Troutdale for Fiscal Year 2015-2016.
3. **PUBLIC COMMENT:** Public comment is limited to comments on non-agenda items. *Remarks shall be limited to 5 minutes for each speaker unless a different time is allowed by the Mayor. The Mayor and Council should avoid immediate and protracted response to citizen comments.*
4. **MOTION:** A motion to approve the Mt. Hood Cable Regulatory Commission's 2015-16 Budget. *Norm Thomas, MHCRC Troutdale Representative*
5. **MOTION:** A motion to consider the Parks Advisory Committee's recommendation on the location of the Trout sculpture purchased by the City. *Steve Gaschler, Public Works Director & Marilee Thompson, Parks Advisory Committee Chair*
6. **PUBLIC HEARING / ORDINANCE (Introduction):** An ordinance amending Chapter 5.04 of the Troutdale Municipal Code relating to business licenses. *Ed Trompke, City Attorney*

7. **RESOLUTION:** A resolution providing for current FY 2014-15 Budget Transfers and Appropriation Changes. Erich Mueller, Finance Director

8. **MOTION:** Council nomination of a Charter Review Subcommittee. Mayor Daoust

9. **STAFF COMMUNICATIONS**

10. **COUNCIL COMMUNICATIONS**

11. **ADJOURNMENT**



**Doug Daoust, Mayor**

**Dated:** 6/19/15

City Council Regular Meetings will be replayed on Comcast Cable Channel 30 and Frontier Communications Channel 38 on the weekend following the meeting - Saturday at 2:30pm and Sunday at 9:00pm.

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

**Tuesday, June 23, 2015**

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

Mayor Daoust called the meeting to order at 7:02pm.

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

**ABSENT:** Councilor Ripma (excused).

**STAFF:** Steve Gaschler, Acting City Manager; Ed Trompke, City Attorney; Erich Mueller, Finance Director; and Debbie Stickney, City Recorder.

**GUESTS:** See Attached List.

Mayor Daoust asked do we have an agenda update tonight?

Steve Gaschler replied we do not.

**2. CONSENT AGENDA:**

**2.1 MINUTES:** May 5, 2015, Work Session and May 12, 2015 Regular Meeting.

**2.2 MOTION:** A motion adopting the 2015-2016 City Council Goals.

**2.3 RESOLUTION:** A resolution continuing Workers' Compensation Coverage of Volunteers to the City of Troutdale for Fiscal Year 2015-2016.

**MOTION:** Councilor Wilson moved to approve the consent agenda. Seconded by Councilor Anderson. The motion did not pass unanimously so the items were voted on individually.

**Agenda Item 2.1**

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

**Motion Passed 4 – 2.**

**Agenda Item 2.2**

**VOTE: Mayor Daoust – Yes; Councilor White – No; Councilor Allen – No; Councilor Wilson – Yes; Councilor Anderson – Yes; and Councilor Morgan - Yes.**

**Motion Passed 4 – 2.**

**Agenda Item 2.3**

**VOTE: Mayor Daoust – Yes; Councilor White – Yes; Councilor Allen – Yes; Councilor Wilson – Yes; Councilor Anderson – Yes; and Councilor Morgan - Yes.**

**Motion Passed 6 – 0.**

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

Ed Trompke stated because there has been an Executive Session on matters that are likely to come up here tonight I'm going to recommend that the Councilors in an abundance of caution not signal something that may have been discussed at the Executive Session. You can listen to what the people say and not respond and thank them for providing their testimony. The people testifying should not take the silence as favorable or unfavorable. It's simply that I'm recommending they not say anything so they preserve the Executive Session.

Bruce Wasson, Troutdale Resident, stated I would like to bring up the issue of the Eastwind Urban Renewal project. I would like to express my deep concern that the only people this Council is dealing with is the Yoshida Group. After their performance in December 2013 over the City of Troutdale's new facilities that they wanted to build and the way that was handled, I'm having deep reservations about the fact that they're the only ones we're dealing with. I think you could put it out for an open bid for anybody who wants to bid on it. I understand there are other parties interested in this. Also I would like to seek the assurance of this Council that whatever agreement is reached that it's put before the people of this City for their approval because it's tax dollars that are being used. There should be complete disclosure. Quite frankly, I don't trust the Yoshida Group. I want to make sure that something underhanded isn't happening here.

Ross Grami, Representative for AFSCME Local 3132 Bargaining Unit, stated we're again here to talk about bargaining and we'll likely continue to be here as we move forward. We live in a time where wealth income equality in this Country is staggering. With that being a hot button issue, an issue that we see play out on our T.V. screens every night, we see what happens in our communities and communities around the country, and it's hard to fathom why this Council and this City would be endorsing the kind of hard ball negotiations that frankly encourage those economic conditions on working people if not outright enacts them. At a time when this City is doing well, sitting on reserves of at least \$1,000,000 it is unconscionable to be cutting workers healthcare and not supplying a wage increase that puts them at their market value. We would encourage the Council to continue to get engaged in this discussion because the management of your City

continues to put proposals forth that are unacceptable to our members and would ultimately mean wage cuts for many of them.

Tatjana Heinze, Troutdale Parks Maintenance Worker, stated I've been with the City for 10 years and I work in the Parks Department. I appreciate the movement made by the City yesterday in bargaining. The fact remains that management's proposal still falls short for our employees. For employees to utilize the healthcare this proposal would mean a pay cut and a substantial one. That is something that we will not accept in a time when the economy is doing good. Troutdale cannot expect their employees to take more cuts just because of the political ideology of management and the Council. We are some of the lowest paid in the region. This not acceptable to our members. The City has an \$80,000 budget for the cost of legal negotiations and legal advice annually. The cost savings for your proposals are about \$20,000 per year. It could not be clearer what the City's priorities were if you just took the money out of our pocket and handed it to your lawyer. How embarrassed the City should be when you bring in a high priced Lake Oswego attorney to bargain cuts to our healthcare while you sit on over \$1,000,000 in reserves. Hard to be anything but very embarrassed, I would imagine.

Jodi Rogers, Troutdale Building Permit Specialist, stated I'm a 28 year employee of the City of Troutdale. When looking at healthcare it's important to point out to the Council that in a vacuum this might not seem like such a bad thing. However when you factor in Troutdale's pay being among the lowest in the entire region it becomes clear just how unsettling this proposal is. Among our comparator cities, Troutdale is the wealthiest yet it's proposal would mean that we have the lowest quality insurance and wages that are in the bottom 3 of that list. How is that right? Workers in this City should be valued. Your proposal says the opposite to us.

John Bushard, Troutdale Civil Engineer, stated last time I was here I talked about economics and again I'm coming back to talk economics just to convey the information that we have based on yesterday's bargaining session. You've heard what some of the members feel pretty strongly about and I'm just backing that up with the data that I've recalculated based on the union proposal and management proposal. Healthcare was exchanged and membership still says it's not good enough and I agree. The max out of pocket potential is too much for any one individual or family to absorb. Last time I was here I heard an echoing "how does this impact the General Fund". The bottom line for the next year for the General Fund is less than \$10,000. That's the economic impact for the union proposal in comparison to the City's. As far as the other funds; Code Specialty, Public Works, Utility Funds, and Operating Funds; it's a little under \$10,000 as well, for healthcare for a total of just is under \$20,000. When we're looking at an operating budget of \$33,000,000, that's nothing. I don't think I should be here to talk about this but I feel strongly that we think this is unacceptable. This \$20,000 doesn't pencil in my head. To wages, as the others have said, we're not market value. We've done wage reviews and found that we are 10-15% below market value of the other comparable Cities. Troutdale is the 7<sup>th</sup> wealthiest City per median income based on expenses for 2013. We're the 2<sup>nd</sup> highest of all the comparables but we're the lowest in wage. It just doesn't make sense. Every time the City has gone to fill a position they've relooked at the position and bumped it up and reclassified it 10-15% while all of the existing membership stays stagnant. We're really behind. The union's proposal is about a \$13,000 General Fund impact and the

other funds is about \$15,000. In total we're looking at about \$35,000 to \$40,000 in wages and healthcare. Later on tonight I know you're talking about Visionary Park. \$175,000 is not budgeted, it's not in the CIP Plan, I think that'll come out of General Fund money right there. Also the potential parking lot would be about \$50,000 and again it's not in the budget or the CIP. Here are these things that aren't planned for that we're just going after that the members shouldn't have to have their wages and healthcare impacted by these decisions. Thank you for your time and have a good evening.

**4. MOTION:** A motion to approve the Mt. Hood Cable Regulatory Commission's 2015-16 Budget.

Norm Thomas, Troutdale's Mt. Hood Cable Regulatory Commission (MHCRC) Representative, stated tonight I have with my Mary Beth Henry who is the Director for our Commission staff and also Rob Brading who is the Chief Executive Officer for MetroEast Community Media.

Norm Thomas read a statement about the MHCRC and their budget that is before the City Council. A copy of the statement is attached to the minutes as Exhibit A.

Norm Thomas stated at our last Commission meeting we approved \$1.3 million to Reynolds School District for addressing 7<sup>th</sup> and 8<sup>th</sup> grade mathematics so that they can use electronics and media to be prepared to step into their freshman year of high school. We're also working with other school districts such as Gresham/Barlow and Centennial with some grants for the future.

Mayor Daoust stated you said you trained 350 individuals. What kind of training was involved, just using the equipment?

Rob Brading replied it's about teaching people to use the equipment, field camera work, studio camera work, and helping folks put the media that they produce on sites like YouTube so that they can have the opportunity to create a wider audience. We also have a very successful youth program.

Mayor Daoust replied congratulations on getting a clean audit on your part of the budget.

**MOTION:** Councilor Wilson moved to approve the Mt. Hood Cable Regulatory Commissions 2015-16 budget. Seconded by Councilor Morgan.

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

**Motion Passed 6 – 0.**

**5. MOTION:** A motion to consider the Parks Advisory Committee's recommendation on the location of the Trout sculpture purchased by the City.



Steve Gaschler, Public Works Director, stated Resolution #1559, a resolution establishing a public art acquisition policy, was adopted by the City Council on June 12, 2001. The City of Troutdale wishes to acquire artwork through a selection process which involves the participation of local citizens, represents the City's cultural diversity, and is appropriate to specific public sites. The City of Troutdale recognizes the need to establish a consistent policy of the selection and acquisition for artworks which may be donated or purchased through external or special funding. In accordance with the resolution the Parks Advisory Committee was asked by Council to recommend a location for a trout sculpture in one of our parks. The Committee looked at several different locations and chose the Harlow House gazebo in appreciation of the historic trout ponds formerly in this area. The Troutdale Historic Society has also approved the placement near the Harlow House gazebo and a letter is attached with the staff report to confirm that.

Marilee Thompson, Parks Advisory Committee Chair, stated thanks for having me tonight. The Art Selection Ad Hoc Committee was formed in January. They considered several sites throughout the City and thought locating it beside the gazebo that that would be an appropriate place for the sculpture. Captain John Harlow had fish ponds in that area and despite the fact that most of the ponds held carp, he did have a few ponds of lonely trout. Consequently we felt that the location at the Harlow House would honor the history of the area and it was an elegant relationship to that area.

Councilor Wilson stated I had a conversation with Erich about location of the statue. It was an understanding years ago that that property still belongs to the City and that the City sold only the house and barn to the Historical Society. I think it's an appropriate place based on the fact that it's still City property.

Councilor Morgan asked what was the cost of the fish?

Rip Caswell, local artist, replied the casting cost was \$5,000.

**MOTION: Councilor Anderson moved to accept the Parks Advisory Committee's recommendation on the location of the trout sculpture purchased by the City. Seconded by Councilor White.**

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

**Motion Passed 5 – 1.**

**6. PUBLIC HEARING / ORDINANCE (Introduction):** An ordinance amending Chapter 5.04 of the Troutdale Municipal Code relating to business licenses.

Ed Trompke, City Attorney, stated the question came up some months ago about how the City's going to adapt to and address the issues of medical and recreational marijuana businesses in the City. One of the things that came up was there are currently some medical marijuana businesses in the City that nobody knows much about because they don't have business licenses in that they operate as non-profit. What I'd like to do is have

you look at Exhibit A to the staff report which is a letter dated February 14, 2014 from the Department of Justice (DOJ) giving 8 factors that most people say are the factors that DOJ considers in deciding not to prosecute medical marijuana or recreational marijuana businesses in states that have made it legal. That's not quite what it is but what this is, this is a letter of guidance from a boss's office at the DOJ to all of the other field offices of the DOJ that says if you decide you don't want to prosecute people for marijuana growing, possession, distribution, or anything then these are the factors that you should consider if you make that determination. There is no hard and fast rule that says any DOJ Attorney is bound not to prosecute. So anyone who is in business in Oregon could find themselves under a Federal indictment just as they could in Colorado, Washington, Alaska, or any other place where it's legal. It's not a guarantee but these are the 8 factors that the Feds have said are important. We put them into the business license criteria. Exhibit B is the proposed language in Section 5.04.060, determining who is required to get a business license. This requires for profit and not for profit medical marijuana dispensaries to get a license. Partly that's for safety so that the police will know where they are, so the City knows where the businesses are operating, and that they are located appropriately under the zoning ordinances. It's to get information and a handle on how to deal with this issue on a going forward basis. The 8 factors that are important are: 1) Prevent the distribution of marijuana to minors; 2) Preventing the revenue from going to criminal enterprises, gangs, and cartels; 3) Preventing the diversion of marijuana out of this state; 4) Preventing State authorized marijuana from being used as a cover or pretext for trafficking other illegal drugs or other illegal activity; 5) Requiring that people abstain from violence and the use of firearms in the cultivation and distribution of marijuana; 6) Preventing drugged driving and making other public health consequences worse; 7) Preventing growing marijuana on public lands and the public safety and environmental dangers that are posed by marijuana production on public land; and 8) Preventing marijuana possession or use on federal properties. The City isn't so concerned about the last one but if somebody does do that it's going to get them into problems with the Feds and the City probably wants to know about it. This code change will require people to certify in writing to the City that they're going to comply with all 8 of those and we've added a 9<sup>th</sup> criteria, they'll operate their business in accordance with the Oregon laws now existing or existing in the future that authorize and license the operation of medical marijuana dispensaries. House Bill 3400 is now supposed to be in final form and it's supposed to pass tomorrow in the Senate and then it goes back to the House for some final work. It will possibly require that the City do some other changes. This change again only addresses medical marijuana, it doesn't address recreational marijuana which will come later when that becomes legal in January of 2016. You don't need to worry about issuing business licenses for recreational marijuana until that becomes legal. The 2<sup>nd</sup> part of what we did was we changed the primary office from the Chief of Police to the City Manager because of the change that's going to take affect with Multnomah County providing police services. In order to keep that wholly under City control we've moved it over to the City Manager's Office and he can designate a Law Enforcement Peace Officer to perform any of the functions under this that the City Manager wants. The City Manager can still ask for any other information. We've beefed that up by saying that questions about the necessity of that information shall initially be made by the person making that request, probably the Law Enforcement Officer, subject to final resolution by the City Manager. We don't know what kinds of issues are going to come up. The ones that come to mind are how are you going to prevent distribution of marijuana to a minor? How are

you preventing these problems from arising? They can also ask questions later, during the time that someone is licensed to make sure that they're complying with their business license rules. The City Manager then reviews them and either approves, approves with conditions, or denies the business license. There are a couple of other small changes. There's a bigger change in the appeal section. It doesn't change that appeals come to the City Council, you'll still have to do that, but it clarifies and specifies the procedures involved in it. The City Council will then either approve or reverse the City Manager's decision in approving or denying an application. At these hearings any Peace Officer can testify, the City can testify, and if I recall correctly any members of the public can testify as to the problems or benefits that are coming from the application, suspension, or revocation. This is new ground and I'm sure you and the public will have questions. This is an attempt to not overly burden businesses that are complying with Oregon law but protecting the City at the same time and identifying the places where they're doing business.

Councilor Allen stated I support State rights in so much that it doesn't negatively impact other State's rights or undermines the Constitution or Bill of Rights. When I read this it looks like it's taking that into consideration. I appreciate how well written this is. I do realize that the banking sector is still not worked out yet and we have businesses that may be dealing with large sums of cash. Would we be preventing them from hiring State qualified security?

Ed Trompke replied no this doesn't prevent any of that. People who are in the illegal drug market may currently have problems banking. Problems do still exist but this shouldn't create any new problems. I understand in Colorado there were companies that store pallets full of money and bales of money in vaults in different places and I suspect we'll be seeing those kinds of businesses sprouting somewhere here in Oregon.

Councilor Allen stated when you're dealing with large sums of cash you may be inviting crime if you don't have armed security guards.

Ed Trompke replied it says to abstain from the use of violence and use of firearms in the cultivation and distribution of marijuana. That doesn't say you can't protect yourself or your money with firearms but it says you're not going to use them except when it's lawful. This is to prevent gangs from simply legalizing themselves and becoming licensed gangs. There was a house in North Portland, it was a motorcycle gang house, that dealt drugs for many years. Those folks would have a problem with this because they intimidate people with guns. That's not the intention of this, it's to keep bad guys out of the business and not stop people from protecting themselves.

Councilor Wilson stated the operations that are currently handling the medical marijuana for people by having the plants in their houses, are they going to come under the licensing rule? Is the Health Department going to release that and put it under the new rule?

Ed Trompke replied if they're a dispensary.

Councilor Wilson asked are they considered a dispensary?

Ed Trompke replied yes that would be a dispensary. That doesn't necessarily stop someone from growing their own at home.

Councilor Wilson asked for somebody operating under the Health system right now, this will change in July and fall under these guidelines?

Ed Trompke replied yes they would be required to get a business license so that the City knows what the business is, where it is, and if it is in the proper zone. It may be that they comply with some of the zoning and the City may want to change its zoning ordinances at some point to address how these work because they haven't been regulated up until now. This will identify what's out there in the field so we can resolve any problems that people have. We've heard neighbors complain about a business that is operating in the City already. This will help identify and get this person to be in compliance or move.

Mayor Daoust opened the public hearing at 7:50pm.

Paul Wilcox, Troutdale Resident, stated I have a few lines highlighted here from Exhibit A, page 1, the 1<sup>st</sup> paragraph says "enforcing the CSA against marijuana-related conduct". These priorities actually apply to black market operation also, not just businesses and dispensaries. You can be operating in the black market and still avoid these bullet points. Then on to Exhibit B, Page 3, the 2<sup>nd</sup> line, it refers to the Troutdale Police Department which no longer is an entity. Lastly in Exhibit B, Page 6, Paragraph D, "all persons operating a medical marijuana dispensary under Oregon law, whether organized or operating on a for profit or not for profit basis, must maintain a business license from the city". It sounds like Mr. Trompke was saying non-profit growers would now have to be licensed and legally zoned.

Ed Trompke replied if it's a dispensary operating on a for profit or not for profit basis. Dispensaries are defined under the State law. We're simply using that definition. Not all growers fall under the dispensary definition.

Mayor Daoust closed the public hearing at 7:55pm.

Mayor Daoust stated this is the first reading of this Ordinance. We will have a second reading at the next Council meeting.

**7. RESOLUTION:** A resolution providing for current FY 2014-15 Budget Transfers and Appropriation Changes.

Erich Mueller, Finance Director, stated this is the year end balancing activity that I bring to you each year at the last Council meeting in June. It helps maintain our budget compliance and avoid any audit findings. As I mentioned to you a couple of years ago I missed 1 of these categories, and we were a couple hundred thousand dollars under budget in 1 of the funds. I failed to transfer appropriations, and we were \$1,100 over budget and it resulted in us having audit issues. I'm trying to avoid that. Many of the transfers are precautionary trying to ensure that I'm dealing with things that are close to the total. Others are the routine items that have occurred over the course of the year. As mentioned in the staff report, it's been 15 months since we adopted a budget to operate

through the end of this month. Certainly circumstances change over the course of that time. Some of the items were not known about at that time and there have been changes in conditions along the way. They are outlined in the staff report and I'm hopeful that they're straight forward. The only item that is a little bit different than all of the others is the very last category, \$140,000 going from contingency in the General Fund to the Urban Renewal Agency. That is a loan and it will ultimately be repaid to the General Fund from the Urban Renewal Agency over the course of time as it collects the tax increment each year.

Councilor Allen stated these transfers seem to be things that have already been done and for the most part already approved. Are there any that relate to the future?

Erich Mueller replied there is 1, the trout statue that was talked about earlier tonight. That transfer is in this resolution. If we didn't decide to go forward with that then it would not have been necessary but that was really the only 1 that hadn't occurred yet by the time I prepared the resolution.

**MOTION: Councilor Morgan moved to adopt a resolution providing for the current Fiscal Year 2014-15 Budget Transfers and Appropriation Changes. Seconded by Councilor Wilson.**

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

**Motion Passed 6 – 0.**

**8. MOTION: Council nomination of a Charter Review Subcommittee.**

Mayor Daoust stated we've talked about a Charter Review Subcommittee and it's in the Council Goals. I would like input from the Council by an advisory vote and see if I agree or if I will make my own recommendations to this Subcommittee. Please vote for 3 Councilors that you want to be on the Charter Review Subcommittee and then I'll make the final decision.

Councilor Morgan asked by advisory vote do you mean we'll take a piece of paper and write something down?

Councilor Allen stated since this is an important subject that affects the entire City, I'd prefer that the whole Council be involved and not to have a subcommittee.

Mayor Daoust replied I think we'll proceed the way that I've recommended.

Ed Trompke stated the Mayor has the discretion to appoint a subcommittee to work on this.

The Council wrote down their 3 recommendations and submitted them to Mayor Daoust for consideration. Copies of the written votes can be found in the meeting packet.

Mayor Daoust stated I agree with most of the recommendations. Councilor Anderson, Councilor Morgan, and Councilor Wilson will be on the subcommittee. The subcommittee is expected to involve the Council during critical times of the Charter Review and bring in citizen and public input.

## **9. STAFF COMMUNICATIONS**

Steve Gaschler, Acting City Manager, stated I wanted to remind you that next week's meeting is going to start later with a 7:30pm start time due to a conflict with the Sheriff's Office swearing in ceremony. After that, we have a meeting scheduled on July 14<sup>th</sup> and then there is not another meeting scheduled until the August 18<sup>th</sup> Urban Renewal Meeting if needed or the August 25<sup>th</sup> Regular Council Meeting.

## **10. COUNCIL COMMUNICATIONS**

Mayor Daoust stated next Tuesday is the swearing in ceremony of our Police Officers into the Multnomah County Sheriff's Office at 6:30pm in the Mt. Hood Community College's Visual Arts Theater. That is why we'll be delaying the Work Session to start at 7:30pm. Also for next Tuesday, there will be a groundbreaking of the Troutdale Reynolds Industrial Property (TRIP) Phase II at 9:30am on Swigert Way. There will be a lot of dignitaries there from different agencies.

Councilor White stated on the agenda tonight was supposed to be the vacation of the 238<sup>th</sup> right-of-way. I want to make sure we aren't missing out on an opportunity because I know the County Commission is planning to meet about this on Thursday. I'm curious why that was pulled?

Steve Gaschler replied it was originally put on the schedule as a placeholder months ago because at that time all I knew was that Multnomah County was going to air that in June and I wanted to make sure we reserved a spot. As the date got closer I found out that they were having their hearing on the 25<sup>th</sup>. It's our understanding that the County has to make their determination first and then they'll look to us to affirm that.

Ed Trompke stated the statute sounds like Multnomah County really does need to go first and then the City consents to it after the fact.

Councilor White stated things got heated at the last Council meeting. There was a question of how many Councilors could attend the meeting (Neighborhood Meetings) and whether it was a public meeting or not. I do want to take the time to apologize for my behavior for not being as professional as I normally am. Sometimes things get a little heated. I believe it was clear that not everyone was able to speak at that meeting. In the future I'd like to address the situation where it is a more open process where we all have a voice, and it isn't just one opinion.

Councilor Allen stated I would encourage, if you haven't already, that you call Councilor Ripma for his opinion on the subcommittee. Also, staff communications and council communications are an important point for updates and for us all to have a voice. When

meetings are shortened that's what typically gets sacrificed. I'd like to see these occur regardless and shorten the number of agenda items that we deal with in an evening if we want shorter meetings.

Councilor Wilson stated I sent everyone a copy of the Oregon City Ordinance for putting up flags in the City. We don't have a policy in place right now for that. I'd like to see that the Citizens Advisory Committee take this on, review what Oregon City is doing and their requirements for having flags put up in their downtown area.

Mayor Daoust asked are you talking about banners?

Councilor Wilson replied the flags that hang on the light poles. I'd like the Citizens Advisory Committee to take a look at that and make some kind of recommendation as far as cost, what liability insurance is needed, and what kind of flags/banners should be allowed in the downtown area. The other item that I have is that I was at the meeting about a month ago for the Springwater Parks Community District. At that meeting they were working on doing a feasibility study. They're looking for shared resources from the Cities as well as using staff time from the Cities to help push this feasibility study through. We would have to do a resolution, isn't that right?

Ed Trompke asked to join the group?

Councilor Wilson replied to say that we want to be part of the group and are willing to go through the election and be part of the district.

Ed Trompke replied correct. In order for the district to have it's boundary in the City or to incorporate City land, the City has to consent to that by a resolution.

Councilor Wilson stated also at this meeting was State Representative Carla Piluso. It is recorded with her voice saying what is good for Gresham is good for East County. Cathy Sherick says nothing comes for free. They'll need funding which means new taxes. She said taxes aren't necessarily a bad thing. They were also advised to start out with a smaller first year budget, not to try to get everything done at once, and then look at it again in 2, 3, 5, and 10 years and increase that budget. They are going to be engaging some of the non-profits so they can get monies and they don't have to go out and raise it. Some ideas are that they want to be like the Clackamas Pool System. They've also talked about the Tualatin/Beaverton Sports areas that they have. We were mentioned twice in the whole program. Once was that we have a good program for our kids. Secondly that we suggested they go seek out Gresham first before coming to us as far as forming a district. They also were giving people their marching orders to go to Cities for money for the feasibility study and staff time to help them. Everything seemed to be around Gresham. Fairview and Wood Village got mentioned once in the whole program. I think we need to have a work session on this and make a decision as to whether or not we want to move forward with them before we start allocating any resources.

Councilor Allen asked didn't we already say no?

Councilor Wilson replied there's still a big push from them wanting the Mayors and the City Councils that were there to push for this district. Mr. Trompke says we don't need a resolution to say that we don't want to be a part of it but in the end I suppose we could.

Ed Trompke stated the consent that I was talking about is something that comes up later on at the time that it gets put on the ballot to include the land that is the City of Troutdale. In order for that to happen the City has to consent to it.

Councilor Wilson stated my point is that we haven't tried alternatives within our own City. The Mayor said he wasn't as concerned about the parks at our Budget meeting because of the new charts that Erich provided as far as what our reserves and income were going to be. I don't think that in the long run we're going to get a direct benefit out of it. I have a big concern that we're not going to get direct benefit of it. If our citizens want the best parks systems and we can't do it with the budget that we have then we should go ask them if they're willing to have a fee on their utility bills to help maintain our parks.

Mayor Daoust stated we can schedule a work session on parks funding and whether we want to be a part of a feasibility study. If we can clarify what it would cost the City and what the benefits to the City would be. A feasibility study being done first would answer a bunch of questions about different methods of maintaining our parks. You're right we don't have to be part of a parks district. But I do think we need to make decisions on knowledge and information rather than trying to guess what a parks district would mean for Troutdale.

Councilor Anderson stated I want to commend Councilor White for what he said tonight. It takes a very big man to apologize and I appreciate that.

Councilor Morgan stated I got a call today from a Clark County Official that was hoping the Mayor of Troutdale, with consent from the Council, could write a letter expressing interest, at least initially, in discussing a 3<sup>rd</sup> bridge with them. They're very much interested in working with the City Council in Troutdale specifically. The Mayor has talked with other regional Mayor's about this as well. This isn't the first time this has come up and it won't be the last.

Mayor Daoust stated I can put the letter before the Council if you want to see it.

The Council would like to see the letter before it's sent.

Councilor Morgan stated secondly, there's been a lot of talk about Urban Renewal, where we're at with it, and what's going on. I see that there's a work session scheduled for July 14<sup>th</sup>. I know that Councilor's know what's going on. If it wouldn't be an inconvenience for the Council, I think we should in some capacity, discuss the details about where things are at.

Ed Trompke stated I will reach out and talk to the developers counsel to take their temperature on that. There are certain things that they'd like to keep under wraps at the moment and I'm sure there are other things that they wouldn't mind having out in the public. We should ask them before we schedule a meeting.



Councilor Allen stated I would like to know more about what's planned. It's nice if the Council's all dealing with the same information.

Mayor Daoust asked does July 14<sup>th</sup> look like we could have a work session?

Steve Gaschler replied there are 4 agenda items. It would be a long night.

Mayor Daoust stated let's tentatively schedule it for then.

## 11. ADJOURNMENT

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

Meeting adjourned at 8:30pm.



**Doug Daoust, Mayor**

Dated: 8/26/15

**ATTEST:**

  
**Sarah Skroch, Deputy City Recorder**

**CITY OF TROUTDALE**  
**CITY COUNCIL – Regular Meeting & Work Session**  
**Tuesday, June 23, 2015**

**PLEASE SIGN IN**

| Name – Please Print | Address           | Phone # |
|---------------------|-------------------|---------|
| David Becker        | Troutdale         |         |
| Norm Thomas         | Troutdale         |         |
| Ross Guin           | Portland          |         |
| Tajana Heinze       |                   |         |
| Craig Lichtenthaler |                   |         |
| Joan Rogers         |                   |         |
| Kim Kesty           | Portland          |         |
| Susan Huwe          | Troutdale         |         |
| Deborah             | Portland          |         |
| Michael Stewart     | Vancouver         |         |
| Michael Rosenberg   |                   |         |
| Aaron Williams      | Portland          |         |
| H.C. Fong           | CITY OF TROUTDALE |         |
| Shawn Anderson      | city of Troutdale |         |
| Deon Smith          | Clackamas         |         |
| Mozz DEAL           | Gresham           |         |
| AARON McNALLY       | Portland          |         |
| Karin Clausen       | Troutdale         |         |
| Da Chen             | Troutdale         |         |
| Denna Metelister    | Gresham           |         |
| Marilee Thompson    | Troutdale         |         |
| John BISHOP         | Portland          |         |

| Name - Please Print  | Address  | Phone #      |
|----------------------|----------|--------------|
| Doug Lantz           | Portland |              |
| Diane Castillo-White |          | 503-885-1405 |
| Sushma Raghavan      |          |              |
| Tyler Woodard        |          |              |
| Nafisah Ula          |          |              |
| <del>Thubhe</del>    |          |              |
| Annche I Jones       |          |              |
| Jaimie Swenson       |          |              |
| Rip Caswell          |          |              |
| Carol Allen          |          |              |
| Robert Lee           | Trowdale |              |
| Richard Goldie       | T' DALE  | 503-661-0126 |
| PAUL WILCOX          | TROWDALE |              |
| Bruce Wain           | TROWDALE |              |
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Meeting Date: 6-23-15

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## INTRODUCTION

I'm Norm Thomas your MHCRC representative and with me I have .....

I am here to highlight a couple aspects of the fiscal year 2015-16 MHCRC budget request and to seek your approval.

The Mt. Hood Cable Regulatory is an intergovernmental partnership among Gresham, Fairview, Portland, Troutdale, Wood Village and Multnomah County.

Each jurisdiction appoints citizen representatives to the Commission.

The Commission has oversight, enforcement and public benefit responsibilities for the cable services franchises with the cities and the County.

Troutdale has two cable service franchises: Comcast and Frontier.

Over this past year, the MHCRC has provided many services to our communities and residents.

I am pleased to provide you with the MHCRC's annual report. You have a copy in front of you (*NOTE: this is a handout that staff will bring to the meeting*).

The Annual Report highlights the many MHCRC accomplishments and services.

Some examples included:

- The MHCRC granted over \$2 million in 2014-15 to 11 local schools, libraries, nonprofits and local governments. The grants leveraged about \$4.1 million in matching community resources for the projects.
- The MHCRC also launched the TechSmart Initiative for Student Success in Fall 2014. Descriptions of all these grants can be found in the MHCRC's Annual Report and on the website.
- The MHCRC provided funding and franchise enforcement support to MetroEast Community Media. This past year, MetroEast produced over 2,800 hours of original local programming. They also trained over 350 residents in digital media and literacy skills.
- Affordable broadband has become more and more critical to our local public institutions. The MHCRC continued its work on the Institutional Network (or I-Net) which provides high speed broadband connectivity to 293 schools, libraries and public agencies throughout the County.

- The MHCRC addressed consumer protection issues both broadly and with individual subscribers. For example the MHCRC worked with the cable companies on issues related to clear information on subscribers' bills, use of electronic messaging to subscribers and service installation scheduling. The MHCRC assisted in the resolution of 218 complaints from individual subscribers.
- I'm happy to report that the MHCRC independent audit for FY2013-14 found that the MHCRC's financial statements fairly presented the financial position of the MHCRC Fund. The full audit document is available on the MHCRC's website.

**Now on to the budget.**

You have a copy of the MHCRC's FY2015-16 budget request in your meeting packet.

As you can see, the MHCRC's FY15-16 budget generally represents status quo but also has a look to the future.

The Commission projects that franchise fee revenues will remain flat in the upcoming year. The Jurisdictions' contributions for the operating budget have increased slightly to cover cost-of-living increases.

Troutdale's contribution for FY15-16 is \$17,255.

The MHCRC anticipates that FY15-16 will be a "future focus" planning year. Considering rapidly evolving technology and public policy - and our community's increasing reliance on availability of broadband - the MHCRC is turning its sights on the future.

The MHCRC intends to work with you and your city staff and our communities to identify needs and opportunities for our broadband future. The budget includes funds to assist the MHCRC in this endeavor.

**In conclusion,**

The MHCRC respectfully requests that the Council approve the 2015-16 proposed MHCRC Fund Budget.

I am happy to answer any questions you may have.