

**MINUTES**  
**Troutdale City Council – Regular Meeting**  
**Troutdale City Hall – Council Chambers**  
**104 SE Kibling Avenue**  
**Troutdale, OR 97060-2099**

**Tuesday, June 12, 2007**

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

Councilor President Doug Daoust called the meeting to order at 7:00pm.

**PRESENT:** Councilor Kight, Councilor Ripma, Councilor Canfield, Councilor Kyle, Councilor Daoust, Councilor Thomas (7:14pm).

**ABSENT:** Mayor Thalhoffer (excused).

**STAFF:** John Anderson, City Administrator; Rich Faith, Community Development Director; Kathy Leader, Finance Director; Debbie Stickney, City Recorder; Clyde Keebaugh, Parks and Facilities Superintendent; Travis Hultin, Chief Engineer.

**GUESTS:** See Attached.

**2. CONSENT AGENDA:**

**2.1 ACCEPT MINUTES:** February 27, 2007 Regular Meeting, March 6, 2007 Work Session, March 13, 2007 Regular Meeting, March 13, 2007 Work Session, March 27, 2007 Work Session, and April 10, 2007 Regular Meeting.

**2.2 RESOLUTION:** A resolution providing for budget transfers and making appropriation changes for Fiscal Year 2006-07.

**2.3 RESOLUTION:** A resolution approving the Third Amended Construction and Operating Agreement with Jack Glass and authorizing the City Administrator to execute the same.

**MOTION:** Councilor Canfield moved to adopt the consent agenda. Seconded by Councilor Kyle. Motion Passed Unanimously.

**3. PUBLIC COMMENT:** Please restrict comments to non-agenda items at this time.

None.

- 4. MOTION:** A motion to approve the Mt. Hood Cable Regulatory Commission's 2007-08 Budget.

This item will be discussed after Agenda Item #5.

- 5. PUBLIC HEARING / RESOLUTIONS:** A public hearing on the following resolutions:
- 5.1** A resolution certifying the City of Troutdale's eligibility to receive State Shared Revenues.
  - 5.2** A resolution declaring the City of Troutdale's election to receive State Shared Revenues for Fiscal Year 2007-08.
  - 5.3** A resolution adopting the City of Troutdale's Fiscal Year 2007-08 Annual Budget and making appropriations.
  - 5.4** A resolution imposing and categorizing Ad Valorem Taxes for Fiscal Year 2007-08.

Council President Doug Daoust read the resolution titles and opened the public hearing at 7:06pm.

Kathy Leader, Finance Director stated this is a public hearing to discuss the proposed uses of the state shared revenues and the adoption of the Fiscal Year 2007-08 Annual Budget. Jim Jensen, Chair of the Budget Committee is here tonight to give you a brief report.

Jim Jensen, Chair of the Budget Committee, stated we had several interesting meetings to put together our budget for 2007-08. I am happy to report to you that we have approved the budget that Kathy Leader will be presenting to you tonight.

Kathy Leader stated state law requires that we hold two public hearings to discuss the proposed uses of the state shared revenues. The first hearing was held at the April 16, 2007 Budget Committee meeting where we discussed the proposed uses of the state shared revenues; we received no public comment at that hearing. This is the second required hearing to discuss the proposed uses of the state shared revenues that are in the budget for adoption tonight. Exhibit A in the packet itemizes out the proposed uses of the state shared revenues. Once the Council hears public comment on the proposed uses you will then adopt a resolution certifying that we are eligible to receive those state shared revenues and a resolution electing to receive those state shared revenues.

Kathy Leader stated the second public hearing that we are holding tonight is in relation to the adoption of the Budget for Fiscal Year 2007-08. Exhibit B in the packet is a summary of the original proposed budget and the approved budget. Staff is making five recommended changes to the approved budget. This first recommended change occurs in the Police Management in the General Fund. In the 2006-07 Budget you approved an appropriation of \$8,000 (01-70-8220) to hire a consultant to prepare a community survey. The consulting firm that was chosen by the Police Department changed ownership and they have had difficulty coordinating that survey during this fiscal year so we are asking that an appropriation of \$8,000 be included in the 2007-08 budget for that community survey. The second recommended change is in the Police Operations Capital Outlay. During budget committee meetings there were deliberations related to the possible purchase of defibrillators to be

placed in the police vehicles. The Public Safety Advisory Committee (PSAC) met to discuss the benefit of providing the defibrillators in the vehicles and their recommendation was to purchase two additional defibrillators that officers would check-out and put in the vehicles when they are on patrol. We have added an appropriation of \$3,000 in the Police Operations Capital Outlay (01-71-8301) to purchase two additional defibrillators. The third recommended change is in the Police Operations Personal Services fund. During this past year a salary survey was completed for the Police Records Specialist position which recommended a classification change from range 8E to 10D. To make this change an appropriation of \$2,212 has been added to the Police Operations Personal Services line item. The fourth recommended change is in the Parks Capital Outlay. We are recommending an increase in the appropriation of \$14,500 for the construction of a kiosk at Glenn Otto Park. During this past year they completed construction on the new restroom and a picnic shelter and it was the recommendation of staff that we continue the momentum of improvements in Glenn Otto Park by adding this kiosk which is included in the Parks Master Plan. The final recommended change relates to Public Works services. During the year Public Works provides miscellaneous administrative general services for the General Fund operations, including generating maps and other GIS products, limited engineering services, and miscellaneous parts for vehicles and equipment. They have requested that we include an appropriation in the General Fund Transfers of \$6,000 to compensate Public Works for those services and there would be a corresponding increase in Public Works Internal Services Resources and Contingency appropriation related to that. There are a couple of other items that are before you tonight for deliberation that could potentially be included in the budget for adoption. Exhibit C in your packet is information on two of those items. This memo discusses the request for financial assistance from the developers of the Marino Block for construction of a parking facility in the amount of \$212,000. Exhibit D is a schedule of the Parks and Facilities deferred maintenance items prioritized by the Parks Advisory Committee (PAC) for potential funding in next year's budget. This information was requested by the Budget Committee during their deliberations in April. The Budget Committee discussed utilizing \$40,000 to \$50,000 in General Fund reserves to complete a portion of this deferred maintenance. The final item is funding for a portion of an economic development director through the West Columbia Gorge Chamber of Commerce (WCGCC). The proposed budget did include an appropriation request of \$18,000 but the Budget Committee removed that from the approved budget and asked that Council deliberate on this issue before the budget is adopted. Council held a work session on June 7, 2007 to discuss this issue. Council will need to deliberate and decide if you would like to add this item into the final budget for adoption tonight.

Kathy Leader stated the final resolution that the Council will need to act on tonight is to impose the property tax for the next year. The approved budget includes a levy of the full permanent rate for the City of Troutdale at \$3.7652 per \$1,000 of assessed value. It also includes a levy of \$661,798 for the debt service on the Water Pollution Control Facility (WPCF).

Councilor Canfield stated in Exhibit C, on page 2 of the memo under the summary it states, "If the Council wishes to assist in the financing of the Discovery Block Project we should decided whether or not it wants to simply create a grant of dollars, thereby avoiding owning

and maintaining the parking and alley facility". Could you give me a rough idea of what the maintenance costs would be if the City were to own and maintain this parking area?

John Anderson replied we did not make a projection on that. I did have a brief conversation with the department heads and currently Parks and Facilities maintains the similar parking area behind the stores on the north side of Historic Columbia River Highway. Whatever we do as normal maintenance on that facility would be the type of maintenance we would have here. Long-term would be issues like patching or resurfacing, striping the parking, etc.

Councilor Canfield asked if the City elected to purchase that property what would be the net loss of property tax on that piece of property?

John Anderson replied we did not compute that value. As a parking lot it would probably be minimal.

Councilor Canfield asked on the north side what sort of public assistance was given to the developer at that time?

John Anderson replied the City paid for the parking lot and for the alleyway and paid a pro-rata share for the utilities. My recollection is that was in the vicinity of \$350,000. The City also established a program by which the shop owners would make a \$5,000 contribution over a period of time towards that expense so the net expense was in the general vicinity of \$250,000 to \$300,000.

Councilor Canfield asked was the property owners share towards the parking lot or the utilities or both?

John Anderson replied I think it was for both.

Councilor Canfield asked has the City given this type of grant to any other business besides the north side?

John Anderson replied not to my knowledge.

Councilor Kyle asked who owns the parking lot on the north side?

John Anderson replied the City.

Councilor Kyle stated we probably have liability insurance on that area.

John Anderson replied that is correct.

Councilor Kyle asked have we had any claims?

John Anderson replied not to my knowledge.

Councilor Kight stated I noticed that the budget proposal from Bremik has two different numbers, \$209,570 and \$242,170. Could you explain this?

John Anderson replied the \$209,000 figure was presented at the City Council Work Session when they made their initial request for a \$200,000 financial incentive to assist them in their project. As the developer began talking to city staff about the method by which the City might take over the track of land for the parking lot and alleyway, and in trying to figure out how to configure the utilities that would serve the townhouses and the ownership issues regarding the land that is over those utilities, the developer and public works determined that it would be best if those utilities were under city owned property. Additionally, when we acquire this property then there are additional requirements such as BOLI, which are wage requirements, for a project that is constructed with city money. Those are the two primary increases. In our conversations with the developer we suggested that the most appropriate increase would just be the BOLI increase of \$12,000. The choice presented to the Council in the memo is to keep it at the original \$200,000 or make it \$212,000. The developer is requesting \$212,000.

Councilor Kight asked how is this going to affect our General Fund if we decide to fund this parking lot?

Kathy Leader replied it would be a reduction in your unappropriated fund in the General Fund of \$212,000 and you would be appropriating that amount into the General Government fund.

Councilor Kight stated so that would leave us with a balance in our unappropriated fund of \$2.5 million.

Kathy Leader replied yes.

Councilor Kight asked if we retain title to this property how will that be structured?

John Anderson replied the developer has platted the property and in the middle of it they have Parcel A, which represents the parking lot and the alleyway and after the improvements are made they would deed that over to the City.

Councilor Kight stated included in this development is eleven townhouses that are going to be facing 2<sup>nd</sup> Street which will have attached garages, but garages often become storage units. Are we creating parking for the residents in these townhouses at the City's expense?

John Anderson replied one of the discussions we had is if it is publicly owned than the City could put signage on the parking spaces for short-term parking and could regulate that. The developer could probably address this issue.

Councilor Kight stated assuming that the developer is comfortable with the City owning the property.

Mike Wells, Wells Development Co., stated by deeding the parking lot and alley to the City it would then become City property and public parking which could be signed and controlled as

such. Secondly, we will have CC&R's that will impact a number of the townhouses and restrict them from using that area for parking which then gives the other units enforcement rights. Thirdly, there is an area at the back of the townhouse property that is covered by their second floor so if they were to park a car outside it would not encumber the alleyway.

Councilor Kight asked do you feel comfortable with the City holding the title to that property?

Mike Wells replied yes.

Councilor Kight asked what is the size of that area?

Mike Wells replied I believe it is a little over 8,000 square feet of land.

Councilor Kight asked what do you think that land would be appraised at after the improvements are made?

Mike Wells replied we are paying approximately \$15/square foot for the land itself, so that area would be approximately \$45,000 and then you would add to that these improvement costs.

Councilor Kight stated so that would be in the neighborhood of \$300,000?

Mike Wells replied that is correct. To answer the question regarding the loss tax revenue, I suspect that the assessor would probably assess that on an improved land basis and it would not be assessed at that high of an amount.

Councilor Kight stated regarding the list of deferred maintenance projects from Parks and Facilities, Exhibit D, you mentioned a dollar figure of \$40,000 to \$50,000. There is a nebulous \$10,000 floating.

Kathy Leader stated during the budget committee meetings a range of \$40,000 to \$50,000 was discussed. There was no specific limit set at that time.

Councilor Kight asked is that capped at \$50,000? I noticed that the total of all the projects listed is 119,000 to \$132,000.

Kathy Leader replied that is a topic that the Council can discuss.

Councilor Ripma asked does staff have a recommendation on the amount to be budgeted for these maintenance projects?

Kathy Leader stated I would defer that question to Clyde Keebaugh.

Clyde Keebaugh, Parks and Facilities Supervisor, stated during the budget process it was made known that there could possibly be more money appropriated for deferred maintenance and requested that we put together a list of items that we have been putting off due to the

lack of funds. That list was put together and presented to the Parks Advisory Committee to review and prioritize. In a perfect world it would be nice to do all of the projects.

Councilor Ripma asked is everything on your list deferred maintenance projects?

Clyde Keebaugh replied yes. These are all items that we have identified that need to be done but due to other circumstances we have not been able to fund these.

Councilor Ripma asked is the difference between the \$119,000 and the \$132,000 related to the Depot?

Clyde Keebaugh replied a lot of it is the Depot. We were not happy with the price we received from the contractor so we are looking at some alternative ways to reduce that cost.

Councilor Ripma asked putting defibrillators in the police vehicles was discussed at the budget committee meetings, was this additional \$3,000 in addition to what the Budget Committee decided?

Kathy Leader replied yes. The Budget Committee put in additional funding to have a defibrillator located at City Hall and one at the Police Department. Public Works had already requested one in their budget. The Budget Committee then directed the Chief to go back to the PSAC and look at the benefit of having defibrillators located in the police vehicles. It was their recommendation that two defibrillators be provided for the Police Department that would be checked out by officers to put in their vehicle when they are on duty.

Councilor Thomas stated in regards to the list of deferred maintenance items from parks and facilities, what I am concerned about is the public safety items. I understand the need to repaint the Depot but I am wondering if leaving that on the deferred list until you actually come up with a better contractor or alternative may be a better way to approach that rather than trying to handle it this year. Just adding up the resurfacing projects we hit \$50,000 real quick. I was hoping for funding closer to \$80,000 to \$90,000 to help parks get caught up.

Councilor Kight stated they have an unappropriated fund balance of \$743,600, if we were to fund the entire amount of \$132,000 that would leave them with a balance of \$611,600.

Kathy Leader replied the funds for the deferred maintenance would come out of the General Fund. The Parks Improvement Fund is only for SDC qualifying projects; these would be maintenance related items which need to be taken out of the General Fund.

Councilor Kight stated if the Council decided to appropriate money for the parking lot project at the Discovery Block and if we funded the full \$132,000 for the deferred maintenance that would reduce our unappropriated fund balance to \$2.4 million. What level do you feel comfortable with for our unappropriated fund balance within the General Fund?

Kathy Leader replied our recommendation for funding is six months of operations or \$1.5 million that we discussed at budget meetings. I think we would want to try and keep our

reserves strong for the years when we don't have positive revenues. I wouldn't want to go below \$2 million personally.

Councilor Kight asked Clyde, if we were to fund the entire \$132,000 do you feel comfortable that this scope of work could all be completed?

Clyde Keebaugh replied we would be busy, but yes.

Council President Doug Daoust asked are the five staff recommendations outlined in your staff report already built into the resolution before us tonight?

Kathy Leader replied yes.

Councilor Canfield stated in your memorandum, Exhibit C, it says that staff reviewed the pros and cons of many options including (Item #3) waiving building permit fees, land use application fees, plan review fees, and/or system development charges that a developer must pay. On page two you say there is only one workable option, which does not include those items listed under #3. Can you elaborate on that?

John Anderson replied right now the city, by ordinance, hasn't given staff the authority to waive system development charges. Secondly we haven't created a precedent where we have done that for building fees or for system development charges, so this would be a first time precedent. Those are the primary reasons.

Councilor Canfield asked would it be possible to do some of these options if there was an ordinance change to give staff that authority?

John Anderson replied I would defer that to our City Attorney.

Paul Elsner, Interim City Attorney, stated I doubt that this would be a lawful expenditure of system development charge funds. Even though it is just a waiver, someone would have the right to challenge that I would think they would have a substantial case, so I would avoid that unless you change your entire methodology.

Councilor Canfield asked what about the other options?

Paul Elsner replied for those you could probably change your code, except for maybe the building permit fees because there is a state surcharge attached to that and you would have to pay that regardless. You could only waive a portion of the fee. You would need to watch for the surcharges.

Council President Doug Daoust asked is there anyone here that would like to speak to us on this matter?



Pat Smith stated if I remember right, for the north side parking lot they deeded the land to the City because they said they couldn't afford to do the project unless the City did that. Is there any advantage to them doing it versus giving it to us and we have to pave it?

Travis Hultin, Chief Engineer, replied I was the project manager for the north side parking lot and the way that worked is there was a deal with the Maydews where the City basically took over construction of the parking lot, much like a subdivision. We sort of acted like a subdivision general contractor and we built all of the infrastructure and facilities and then the developer came in and constructed all of the buildings or they sold a lot to an individual developer to develop, so we were the project manager in that case. In this situation if we were building the parking lot and they were building the buildings, we would have two separate projects going on and subcontractors would be working right on top of each other. Whereas with the north side parking lot we built the infrastructure and then we left and then the developer came in and did his work. In this instance they both need to happen at the same time, so it wouldn't be the most efficient way to do it as two different projects with two different contractors and two different processes. I think that would probably increase the cost of the project.

Council President Doug Daoust closed the public hearing at 7:55pm.

**MOTION: Councilor Kight moved to adopt resolutions 5.1 – A resolution certifying the City of Troutdale's eligibility to receive State Shared Revenues; 5.2 – A resolution declaring the City of Troutdale's election to receive State Shared Revenues for Fiscal Year 2007-08; and 5.4 – A resolution imposing and categorizing Ad Valorem Taxes for Fiscal Year 2007-08. Seconded by Councilor Ripma.**

**No discussion on the motion.**

**VOTE: Councilor Canfield – Yes; Councilor Kyle – Yes; Councilor Daoust – Yes; Councilor Kight – Yes; Councilor Ripma – Yes; Councilor Thomas – Yes.**

**Motion Passed Unanimously.**

**MOTION: Councilor Kight moved that the Troutdale City Council adopt the resolution adopting the City of Troutdale's Fiscal Year 2007-08 Annual Budget and making appropriations as amended, including: 1) The appropriation of \$18,000 within Materials & Services in the Administration Department within the General Fund to provide funding to contract with the West Columbia Gorge Chamber of Commerce for a portion of a new regional Economic Development Director position by transfer from unappropriated fund balance in the General Fund; 2) The appropriation of \$212,000 within Materials & Services in the General Government Department within the General Fund to provide funding for the public financing assistance requested by Wells Development Company for**

construction of the parking area as part of the redevelopment of the Discovery Block by transfer from unappropriated fund balance in the General Fund, with the City to receive title to the parking lot; 3) The appropriation of \$132,000 within Materials & Services in the Parks Division of Community Development within the General Fund to provide funding for deferred maintenance of City owned buildings and improvements in various parks by transfer from unappropriated fund balance in the General Fund. Seconded by Councilor Thomas.

Councilor Kight stated we had a lengthy discussion about the \$18,000. I think that is a small investment for having an Economic Development Director. This is a new position within the West Columbia Gorge Chamber of Commerce and one of the reasons I am supporting this is we do not want to be reactionary, we want to attract the kinds of businesses we want in our community. Hopefully this position will be able to do that. Regarding the parking lot, we have been looking at that burned out building for the last five years. I think the proposed new development will be a huge asset to the downtown area. I think this is a modest request. We have a historical precedent because we did this for the north side of downtown Troutdale. Regarding the \$132,000 for deferred maintenance, by continuing to defer that maintenance it will only cost us more in the future.

Councilor Thomas stated I think the addition of an Economic Development Director is an opportunity for us to be proactive. In the past we have sat around and waited for things to happen. Parks have been a concern of mine for a long time and we really have not been adequately maintaining our parks. They are a valuable asset and putting money into them for maintenance now will save us money in the long run.

Councilor Canfield stated regarding amendments 2 and 3, I think it is in the City's best interest to provide parking spaces for the new development (Discovery Block) which will make the blight go away and help us with the parking situation there. I also believe it is very important to get some of the deferred maintenance projects done. Amendment 1, provide funding for an Economic Development Director. I am going to vote for this but I believe we should have strict terms and conditions which are in the best interest of Troutdale and we should have a user board. I believe that the city should have a clear line of authority as to what this position does and not just be serving in an advisory capacity. If we can get those concerns resolved then my concerns would be minimized. With reservations I will support this.

Councilor Kyle stated I am going to support the Economic Development position but I have a question. There was a verbal and written presentation and they mentioned that the funds that go to the Chamber for this position would be kept separate from the Chamber and there would be an accounting made to us. There were some other items set out that as well that encouraged me to support this. Are we going to have any of that in writing?

John Anderson replied we can have language that addresses that incorporated into the agreement. I would think the other cities would also be interested in that type of accounting.

Councilor Ripma stated at this time we are just establishing a budget item. For both the agreement with the Chamber and the agreement with Wells Development the details will come and we will eventually make an appropriation as part of a signed agreement. For all the reasons mentioned I support this motion.

Council President Doug Daoust stated I will support this motion. The Economic Development position is a very proactive position. I just hope that the rest of the partners can step up to the plate so we can get that position in place. The City of Troutdale's role is only a portion of the total funding that is needed for that position. I also support Wells Development's proposal and the City owning the parking lot. I have always been a solid supporter of parks and it sounds like this year is a good year for parks. I hope that we can get all of the work done this year.

**VOTE: Councilor Canfield – Yes; Councilor Kyle – Yes; Councilor Daoust – Yes; Councilor Kight – Yes; Councilor Ripma – Yes; Councilor Thomas – Yes.**

**Motion Passed Unanimously.**

**4. MOTION: A motion to approve the Mt. Hood Cable Regulatory Commission's 2007-08 Budget.**

Council President Daoust stated we will now go back to Agenda Item #4.

Councilor Thomas, Commissioner on the Mt. Hood Cable Regulatory Commission (MHCRC), stated I am here tonight, with Mary Beth Henry, Deputy Director for MHCRC, to present the Fiscal Year 2007-08 Budget for the MHCRC.

Councilor Thomas reviewed the budget document (copy included in the packet) including: 2006 accomplishments and goals and objectives for 2007-08.

Council had no questions.

**MOTION: Councilor Kight moved to approve the Mt. Hood Cable Regulatory Commission's 2007-08 Budget. Seconded by Councilor Canfield.**

**VOTE: Councilor Canfield – Yes; Councilor Kyle – Yes; Councilor Daoust – Yes; Councilor Kight – Yes; Councilor Ripma – Yes; Councilor Thomas – Yes.**

**Motion Passed Unanimously.**

**6. DISCUSSION:** A discussion of recommended names for the new city park located at 2664 SW McGinnis Avenue.

Clyde Keebaugh stated the City acquired land for a small park from the developers of the Burlingame East subdivision in 2004 located at 2664 SW McGinnis Avenue, north of Home Depot. When the landscape plan for this park was approved in April 2005 the Council requested that the Parks Advisory Committee (PAC) evaluate possible names for this park. At their February and March meeting this year the PAC did discuss potential names for the park. Their major criterion for the selection of the name of this park was that the name be significant to the area where the park is located. The PAC identified three potential names that are being forwarded to the Council for discussion. 1) Snider Park, named after the Eldon Snider family who owned and farmed the property for many years. 2) Hawthorne Park, named for the grove of trees whose protection was a major reason for setting the land aside as a park in the first place. 3) Cannery Park, in recognition of the cannery that once occupied the site for many years when it was actively being farmed.

Councilor Canfield stated any of the three names recommended by the PAC would be fine with me.

Councilor Kyle stated the recent article in the Oregonian was very timely. It was on the Burlingames and what was done with the field of strawberries and how Donna Burlingames' father owned the property and she and Bob farmed it. I was wondering, does anyone know what the name of the cannery was.

Councilor Ripma stated I think it was Snider. They sold frozen food and canned goods with that name. That was Donna Burlingames' parents. I would probably lean towards Snider or Cannery.

Councilor Kight stated I am leaning towards Cannery Park. Troutdale has a long history of having berry fields that encompassed a good part of Troutdale when there were only maybe 1,000 residents. I think we need to keep that connection with the past. So I favor Cannery Park with the historical tie.

Councilor Ripma stated I think Cannery Park is a good name. The Sniders were the family and they were significant to this area. If they would have donated the land I would have called it Burlingame because they have a long association there. We are developing a new park for the City and I think most of us probably remember the cannery buildings that were still there on Stark Street.

Councilor Thomas stated I kind of liked the name Hawthorne Park because of the trees, but Cannery Park works for me also.

Council President Doug Daoust stated I remember the cannery building very well and the family of coyotes that lived beneath it. There are a lot of appropriate names that this park could be called but to simplify this I think I agree with Cannery Park. If I am counting correctly the majority of the Council agrees with Cannery Park.

Council consensus was to name the new park Cannery Park. Staff will bring back a resolution for Council approval at the June 26<sup>th</sup> meeting.

## **7. STAFF COMMUNICATIONS**

None.

## **8. COUNCIL COMMUNICATIONS**

Councilor Kight asked the City Attorney to give the Council an update on the status of the Dave Bennett property.

Paul Elsner, Interim City Attorney responded that we have filed a complaint against Mr. Bennett regarding the alleged nuisance at his property. Mr. Bennett has purportedly filed a response to the complaint which should have been filed with the court, but instead he filed the original with me. Assuming he files it appropriately, then it will be up to the court to give us a hearing. I have no reason to delay this, so as soon as the court is ready I am ready to go forward.

Councilor Ripma stated Marge Schmunk passed away last Tuesday. I had the privilege of serving on the council with Marge. She was a character. Sharon Nesbit described her voice as being loud enough to break a windshield. Marge was dedicated to the City of Troutdale and cared a great deal about it. She was also a tremendous volunteer for the Troutdale Historical Society. A memorial service will be held on Saturday at 10am in the Sam Cox Building at Glenn Otto Park.

## **9. ADJOURNMENT:**

**MOTION: Councilor Thomas moved to adjourn. Seconded by Councilor Ripma. Motion passed unanimously.**

Meeting adjourned at 8:37pm.

**Paul Thalhofer, Mayor**

**Dated: Approved 11/27/07**

**ATTEST:**

**Debbie Stickney, City Recorder**