

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

**Tuesday, May 10, 2005**

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

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

**PRESENT:** Mayor Thalhofers, Councilor Gorsek, Councilor Ripma Councilor Thomas, Councilor Canfield.

**ABSENT:** Councilor Kyle (excused) and Councilor Daoust (excused).

**STAFF:** John Anderson, City Administrator; Jim Galloway, Public Works Director; Marnie Allen, City Attorney; Debbie Stickney, City Recorder; Kathy Leader, Finance Director; Dave Nelson, Chief of Police; and Clyde Keebaugh, Parks and Facilities Supervisor.

**GUESTS:** See Attached.

**2. OATHS OF OFFICE:** Mayor Thalhofers will administer the Oath of Office for:  
Reserve Police Officer Dustin Kimmons  
Reserve Police Officer Terri McClure.

Mayor Thalhofers administered the Oath of Office for Reserve Officers Dustin Kimmons and Terri McClure.

**3. CONSENT AGENDA**

**3.1 ACCEPT MINUTES:** February 22, 2005 Regular Meeting, March 15, 2005 Work Session and April 12, 2005 Regular Meeting.

**3.2 RESOLUTION:** A Resolution dissolving the Improvement Bonds Fund and transferring the fund balance to the General Fund for Fiscal Year 2004-05.

**3.3 RESOLUTION:** A Resolution recognizing the completion of the public improvements associated with the Oakeside subdivision and accepting them into the City's Fixed Asset System.

**3.4 RESOLUTION:** A Resolution approving the Second Amended Construction and Operating Agreement with Jack Glass and authorizing the City Administrator to execute the same.

- 3.5 RESOLUTION:** A Resolution allowing the Mayor to sign an IGA for East Multnomah Gang Enforcement Team.
- 3.6 MOTION:** A Motion to accept the annual performance evaluation of the City Administrator John K. Anderson as completed by Jerry Calavan and reviewed by the City Council and John Anderson on April 26, 2005.

**MOTION:** Councilor Thomas moved to adopt the Consent Agenda. Seconded by Councilor Canfield. Motion Passed Unanimously.

#### **4. PUBLIC COMMENT**

None.

- 5. APPOINTMENT:** Appointment of Troutdale's representative on the Mt. Hood Cable Regulatory Commission (Term – 3 years).

Mayor Thalhofer stated I would like to recommend that we reappoint Councilor Thomas as our representative. He has done an excellent job for us.

**MOTION:** Councilor Ripma moved to reappoint Councilor Thomas as Troutdale's representative on the Mt. Hood Cable Regulatory Commission. Seconded by Councilor Gorsek.

**VOTE:** Mayor Thalhofer – Yes; Councilor Canfield – Yes; Councilor Gorsek – Yes; Councilor Ripma – Yes; Councilor Thomas – Yes.

**Motion Passed 5 – 0.**

- 6. PRESENTATION:** A presentation of the Troutdale Police Department's Accreditation Certification to the City Council.

Chief Nelson presented the Council with an Accreditation Certification Award earned by the Troutdale Police Department and briefly reviewed the process the department went through to become accredited. Chief stated that we are the 13<sup>th</sup> department in the State of Oregon to receive the Accreditation Certification.

Mayor Thalhofer stated this is a significant accomplishment and our officers will be better trained because of this and they will be better officers and that is very important. How many agencies in Multnomah County have received this certification?

Chief Nelson replied we are the first agency in Multnomah County to become accredited.

Mayor Thalhofer stated that is outstanding.

Councilor Canfield stated that speaks very highly of our police force. I think the entire city should be very proud of our Police Department.

Councilor Gorsek stated that is a great program.

Councilor Ripma and Councilor Thomas congratulated the Police Department.

**7. PRESENTATION:** A presentation of the City of Troutdale's Tree City USA designation.

Clyde Keebaugh stated the City of Troutdale has been a Tree City USA for four years and we have now received the designation again this year.

Christen Cotugno, Stewardship Forester for the Oregon Department of Forestry, presented the Council with the Tree City USA award. Troutdale is one of 38 communities in Oregon to receive this award. This award is given in recognition of a city's commitment to tree care and tree appreciation and who have developed a program to plant and care for trees in their community.

Councilor Thomas stated I hope that public works can come up with a few more signs to put at the entrance of our City that says we are a Tree City USA.

**8. PUBLIC HEARING / RESOLUTIONS:** A public hearing on the following resolutions:

- 8.1 A Resolution adopting the Capital Improvement Plan for Public Works Facilities.
- 8.2 A Resolution adjusting the Capital Improvement Plan project listing for water system development charges and rescinding Resolution No. 1693.
- 8.3 A Resolution adjusting the Capital Improvement Plan project listing for sanitary sewer system development charges and rescinding Resolution No. 1694.
- 8.4 A Resolution adjusting the rate and Capital Improvement Plan project listing for transportation system development charges and rescinding Resolution No. 1695.
- 8.5 A Resolution adjusting the Capital Improvement Plan project listing for storm water system development charges and rescinding Resolution No. 1696.

Mayor Thalhoffer read the resolution titles and opened the public hearing at 7:36pm.

Jim Galloway, Public Works Director stated our Municipal Code requires staff to annually review our system development charges and bring any recommended changes to the City Council for consideration. In each of the four system development areas that I represent, water, sanitary sewer, transportation and storm water we are recommending the addition of a project in each of those areas for a potential improvement in the North Industrial area of the City. In water we are also recommending the deletion of the project to install a pressure reducing valve and vault on Corbeth Lane because it would be more appropriately funded out of the water operating fund. In transportation we are recommending the following; an increase in the cost estimate for the Hensley Road improvement project; an increase in the cost estimate for the Stark Street project in an effort to try and enhance the possibility of receiving either County and/or regional funding for that project; the addition of a project to improve 242<sup>nd</sup> between Stark and Cherry Park road; and the deletion of the project to improve NW 7<sup>th</sup> Street because there is no development in that area at this time and I think that is a project that would be more appropriately funded when development occurs. In

storm water we are recommending a decrease in the cost estimate for the Stark Street Floodplain Creation project. In addition, at the request of the Reynolds School District, we took a look at and are recommending an adjustment in the equivalent residential unit (ERU) per occupant ratio that we use for system development charges for schools. The net affect is if a new school was proposed for construction, or they proposed a major renovation or addition, they would be paying less system development charges then they do today. Also we received some information from the Community Development Department updating the ratio of housing units between single-family and multi-family which estimates that we would have more single-family units and fewer multi-family units than may have been forecasted in previous years. We receive a greater system development charge from the single-family units then we do from multi-family units, so that is a positive increase in revenue projections for system development charges. The result of all of that is a recommendation of no change in the rate for system development charges for water, sanitary sewer or storm water and a recommended 2.6% increase in the transportation system development charge. That would be a \$15.00 increase for a single-family unit. I have provided, in Exhibit A, a comparison of the system development charges between our recommended rates to those of nine other jurisdictions.

Mayor Thalhofer stated there will be some new schools in Troutdale down the road. They are looking at purchasing land from the County for three new schools. How would this change affect them?

Jim Galloway replied if you adopt our recommendation they would be paying a lower system development charge then they would pay with our current rates.

Councilor Canfield asked you mention in your report a change in the construction cost index for the Seattle area that was published in the January edition of the Engineering News Record magazine, could you elaborate as to how that relates to Troutdale?

Jim Galloway replied I can give you some of the information but this predates me as far as the history goes. I don't think it is an unusual figure to use. Apparently, some time ago, Troutdale as well as other cities in the state, went through and updated their system development charges and they tried to tie the cost estimates to some generally recognized standard as opposed to either not making any adjustments for a long period of time and then hitting folks with a huge increase or not making any adjustments at all and finding out that you haven't collected sufficient monies to complete the project. I don't know exactly what the logic was back when they picked that particular source, but it is a nationally recognized trade magazine that publishes information monthly for about twenty different cities and it provides a construction cost index which tracks the increase in both certain building materials and certain building labor costs. Seattle happens to be the closest city to Troutdale in that particular survey that is done.

Councilor Canfield asked in your professional opinion are the construction costs in Seattle relevant to Troutdale?

Jim Galloway replied I think it is probably as relevant as any figure. I think you could get into some very philosophical discussions about any of those various indexes that you picked.

That one, I think, does a fairly good job of taking into account labor costs and certain building material costs. You could perhaps look at the CPI for the Portland area or some other figures that might be closer to home, but I don't think they have that particular mix that you get out of the Engineering News Record index. I think it has been in the ballpark.

Councilor Gorsek stated you mention in your report that you have increased some of the transportation projects in the hopes of obtaining County or regional funding, especially in terms of Stark Street. Is this likely to help or is it just showing some good faith?

Jim Galloway replied I hope it will help. I don't think there is any magic number but I think it always helps to be able to say that we support a project enough that we are willing to put some money behind it.

Councilor Gorsek asked in Exhibit A is there a reason that you broke it out so that it shows the total with and without parks system development charges?

Jim Galloway replied yes. The total without the parks included only identifies the four system development charges that we are discussing tonight. I didn't want anyone to walk away thinking that we didn't paint a true picture by leaving off a very large component, the parks system development charges at \$3,600.

Councilor Gorsek asked as we talk about adopting these resolutions does it include the parks system development charges?

Jim Galloway replied no, you handle that separately. Parks system development charges are not part of the resolutions you are adopting tonight.

Mayor Thalhoffer asked is there anyone here that would like to speak to us on this issue?

No public testimony received.

Mayor Thalhoffer closed the public hearing at 7:50pm.

**MOTION: Councilor Ripma moved to adopt Resolutions #8.1, 8.2, 8.3, 8.4 and 8.5. Seconded by Councilor Gorsek.**

**Councilor Ripma stated I think the staff report justified what we are doing.**

**Councilor Canfield stated there are over forty projects in these Capital Improvement Plans and I only received this information four days ago and I haven't had a chance to even get half way through it. I would tend to vote against this. I would like to request that we delay this until the next Council meeting so that I could have a chance to review all of the material.**

**Councilor Ripma asked Mr. Galloway, would it cause any problems to delay this for one meeting?**

**Jim Galloway replied no.**

**Council had no objections to Councilor Canfield's request.**

**MOTION WITHDRAWN: Councilor Ripma withdrew his motion.**

**9. RESOLUTION:** A Resolution revising the sanitary sewer utility fee, confirming the average flow rate for an equivalent residential unit, and rescinding Resolution No. 1701.

Mayor Thalhofer read the resolution title.

Jim Galloway stated this resolution proposes a \$1.00 per equivalent residential unit (ERU) per month increase in the sanitary sewer rate that would become effective on July 1, 2005. The Municipal Code authorizes you to adjust utility rates by resolution. We discussed this increase during the April 4<sup>th</sup> Budget Committee hearing. We talked about increases in primarily two areas, personnel costs within the sewer fund and the potential for significant additional debt service payments out of the sewer fund to cover the General Obligation Bond payments that we acquired as a result of the treatment plant construction. If development for the remainder of this year and next year do not bring in the estimated revenue from system development charges we will not have sufficient monies to make the debt service payment.

Councilor Thomas stated we are talking about the potential, which scares me when we start asking people to pay more when we really don't know for a fact that it is really true. Based on your earlier discussion you thought maybe the SDC's would be higher based on the projected growth. Is this really needed at this time? I haven't seen anything that really explains this increase. When people ask me I am unable to explain it to them. Your report mentions the electrical rates and cost of fuel, what I don't see is the breakdown on how that impacts the actual rate we are charging.

Jim Galloway asked what information can I provide to you that would be helpful?

Councilor Thomas replied a table that shows what we charge, where it goes and the percentage of increase that we saw so it is easier to justify why the rates are being increased.

Jim Galloway stated I tried to make an effort to do that in my staff report under the fiscal impacts. The increases that are relating to our operating costs, primarily the personal service issue, the net increase in costs projected for that budget next year is about \$25,000 which translates to about a \$.35 increase in the rate. The remainder is to cover some, obviously not all, of the approximate \$200,000 increase in debt service if in fact the system development charge monies don't come through and we have to augment the system development monies to cover the debt service. That is where the other \$.65 would go. If we were trying to raise rates enough to cover the entire potential increase in the debt service payment that would come out of our sewer fund, you would be looking at a rate increase of about \$4 per month per ERU.

Councilor Thomas stated so you are not sure that we will need the full \$.65?

Jim Galloway replied correct, or that it is anywhere near enough.

Mayor Thalhoffer asked is there anyone here that would like to speak to us on this issue?

No testimony received.

**MOTION:** Councilor Ripma moved to adopt the Resolution revising the sanitary sewer utility fee, confirming the average flow rate for an equivalent residential unit, and rescinding Resolution #1701. Seconded by Councilor Gorsek.

Councilor Ripma stated I think we have to do this. It's always hard to increase fees but in the current situation we have to do it.

Councilor Gorsek stated I worry about our ability to pay the debt. I realize that there are some questions about how much we do or don't need but this looks like an attempt to strike a balance and not let us get into a situation where we are really far behind in terms of the budget for this particular service. That is why I think we need to do it.

Councilor Thomas stated my hope is that you can offset things in the future if we don't need it. I was hoping that would happen this year but it didn't. Hopefully things will turn around soon.

Mayor Thalhoffer stated I will support the motion. It is necessary for the well being of the City.

Councilor Canfield stated I am going to support this motion. This is really necessary. We have unpredictable operating costs with the health insurance and as we have seen in previous years the projected system development charges are really unpredictable and we need a safe way to make sure we can cover our debt service payments.

**VOTE:** Mayor Thalhoffer – Yes; Councilor Canfield – Yes; Councilor Gorsek – Yes; Councilor Ripma – Yes; Councilor Thomas – No

**Motion Passed 4 – 1 (Councilor Thomas).**

**10. DISCUSSION:** A discussion on the formation of the Public Safety Advisory Committee.

Chief Nelson stated this is a follow-up discussion from your February 22<sup>nd</sup> work session where Mike Goss and I made a presentation to Council on the possibility of forming a Public Safety Advisory Committee. At the February 22<sup>nd</sup> meeting we discussed the number of people that would be on the committee, what the selection process would be and what the purpose of the committee would be. I looked at other models in Vancouver, the Metro area and the Willamette Valley to see how many members they have on their committee and the most common number of members was seven with one of those seven serving as the chair of the committee. The purpose of the committee would be to listen to public safety concerns, whether they are law enforcement or fire, and provide feedback to the Council and citizens. I looked at different options for developing the committee. The first option is it could be a

stand alone committee similar to the Citizens Advisory Committee or Parks Advisory Committee. The second option would be to create an ad hoc committee to look at a couple of issues that are on the table right now and then report back to Council on whether or not the committee should move forward as an ad hoc committee. Another option discussed at the work session was to have this become a part of the current Citizens Advisory Committee (CAC). I spoke with Mr. Faith about this and he felt that adding additional work to the current workload that the CAC has wouldn't work very well. Two of the issues/projects we would have the committee work on could consume eight out of the twelve CAC meetings they hold a year. Mr. Faith was not in support of that. The fourth option would be to not create the committee. The projects that come to mind with regard to law enforcement are: the methodology for staffing which we discussed in an earlier work session; and updating our Strategic Plan. Fire service and river safety issues are a couple other areas they could have input in. My recommendation is for option two, the ad hoc committee. I would recommend that the positions on the committee be selected from the following areas: one member from the school district, one member from the Chamber of Commerce to represent the businesses, one member from the faith community, one representative from multi-family housing, and three at large citizen representatives. All of these members would be appointed by the Council. We normally begin recruitment for committees in October. If this is something that the Council is interested in we would either need to wait until we begin the regular recruitment in October or run a special recruitment for this committee.

Councilor Gorsek asked would it be possible to also include a high school or college student on the committee?

Chief Nelson we could do that. We might want to identify that position as a two-year term as opposed to a four-year term.

Councilor Gorsek asked do you envision that the selection process would be handled like our other committees?

Chief Nelson replied for the different areas, like the school, chamber, faith community, multi-housing community we might want to contact them and have them make a recommendation and perhaps an alternate in case you don't choose their primary choice. On the citizens at large we would have to advertise in the newspaper, Champion, web page and have them actually apply like we do with the other committees and they would be appointed by the Council.

Councilor Gorsek stated obviously you have some specific things for them to work on, but hopefully they would be able to come with ideas so that it is a partnership.

Chief Nelson replied yes. We have a couple of ideas to jump start the committee but there could be issues that come up at a council meeting or any given day that perhaps the Council would like to refer to that committee.

Councilor Gorsek stated that makes a committee like this a nice extension of community policing in terms of that joint partnership.



Councilor Ripma asked you mentioned that it would take approximately eight meetings of the CAC to work on the staff methodology, could you explain more what that is?

Chief Nelson replied that project and the strategic planning project could take up to eight meetings. If we are going to incorporate this committee with the CAC then these two projects could consume eight of the committee's twelve meetings they hold in a year. Rich Faith felt that the CAC would not have enough time to get their work done.

Councilor Ripma stated the staffing methodology seems like it would be kind of technical.

Chief Nelson replied it can be. I would like this committee to help develop the baseline call load. Staff would be gathering the data to present to the committee for them to review, question and offer input.

Councilor Ripma asked are there additional projects or issues that you see beyond what you have identified?

Chief Nelson replied I don't have any other specific projects in mind, however, depending on what happens with the fire service issue they could be involved with that.

Councilor Ripma stated my questions are based on the highest esteem for the Troutdale Police Department, but I just have some questions about this whole idea that are still not clear in my mind. Is there some reason why this group of people would be better suited than the city council, who makes the final decision, with perhaps some citizen input about the baseline numbers, do you have a feeling about the benefits of this committee versus the council?

Chief Nelson replied the time issue first of all with the number of council meetings and work sessions and other meetings that you folks attend on a regular basis. Law enforcement and public safety for the community overall doesn't have its own committee. We are the largest General Fund budget in the city and we don't have a group of citizens, other than the council, to work with us.

Councilor Ripma stated regarding the proposed composition of the committee, what worries me is the School District Superintendent and the Executive Director of the Chamber, I don't believe, live in Troutdale. I don't know anything about the composition of the Pastors Association, maybe they live in Troutdale. A citizen representing multi-family housing, you mentioned complex managers, I don't know whether or not they live in Troutdale.

Chief Nelson replied most of the large apartment complexes have the managers live on-site. That is a good point that you raise. At one point and time non-residents were allowed to sit on committees, I think the CAC. I am looking at it from the standpoint of who are the customers in the city. If you want to make it a requirement that they must live in Troutdale that is your choice. The school district does take up a lot of our resources and they are a pretty active member in our community. I wasn't sure how else to get their input other than trying to have the school district identified as one of the positions on the committee. I think they are an important component that we need to have on the committee. The business

community is the same. Perhaps you would prefer to have a business owner that lives in Troutdale; that could be a requirement.

Councilor Thomas asked would you be opposed to an eight (8) member committee? The reason I ask is because Councilor Gorsek mentioned adding a high school or college student to the committee.

Chief Nelson replied I am not opposed to it but I think it would be best for voting reasons to have an odd number. This is a Council policy decision, but you could have the chair be a non-voting member.

Councilor Thomas stated I really don't want to have less than three (3) Troutdale residents. You had mentioned two (2) and four (4) year terms, what was your reasoning for not having a three (3) year term?

Chief Nelson replied no particular reason.

Councilor Thomas stated maybe the initial appointments could have staggered terms so that all the terms don't expire at the same time.

Mayor Thalhoffer asked is there any objection to a nine (9) member committee.

Chief Nelson replied it would almost be at the point that it wouldn't be manageable.

Mayor Thalhoffer stated I have been on a nine (9) member committee before.

Mayor Thalhoffer asked is there anyone here to speak to us on this issue?

Mike Goss stated there was a lot of discussion/questions regarding the makeup of the committee, not many of the questions dealt with what the committee will accomplish. This is also how our conversation went on February 22<sup>nd</sup> with a lot of the conversation about yes the things the committee will do make sense but what will the makeup of the committee be and we never really resolved that. I made several comments on what the committee should be like and some of those comments were questioned by you and I want to make sure we don't have any misunderstanding. What I was proposing was a team. The team would have: a shared vision; goals to serve the city, receive input from the citizens, police, and fire; and bring the input and deliberations back to the council. Ultimately the decision of what to do with the committee's recommendation is up to the Council not the committee. When we got into discussing who should be on the committee the comments that I was making had to do with making a team of people who wanted to be on the committee and who wanted to push the issues of public safety forward. Some of the questions that I heard tonight are along those lines and some of the questions were not and I just wanted to clear the air about that issue.

**MOTION: Councilor Canfield moved that the City create a stand alone public safety advisory committee with the following changes to the recommended staffing: Position #2 be changed to be a member of the Troutdale**

business community and a resident; and add a college student as a member of the committee to make an eight (8) person committee. Seconded by Councilor Thomas.

Councilor Canfield stated I am in favor of this. I think it has been a long time coming. The police are a large portion of the budget and I think we need some citizen involvement with some issues that are coming up. I think this is a committee that could be useful for several years just for the fire issue alone which I think will be around for longer than the next twelve (12) months in addition to the projects that the Chief mentioned.

Councilor Thomas stated I think getting the Public Safety Advisory Committee going is an excellent step forward not only to communicate with the public but also to help the police gather the information they need in order to better themselves and to bring information back to us. We didn't really discuss when we were going to get this started. I think we should get this started as soon as possible.

Mayor Thalsofer stated I am in favor of the stand alone committee. I think there are a lot of issues that need to be addressed. The fire component could be important down the road. The lifeguard program is another area that could use some attention from time to time. I think the committee will have a lot to do. Giving advice to the Council after studying issues will assist us when we make the final decision. I think it should be a nine (9) member committee with five citizen members included a high school or college student and four slots to be filled by the school district, Chamber, multi-family housing and the Pastor Association.

Councilor Ripma stated it's not the Chamber of Commerce, it a Troutdale business member.

Mayor Thalsofer stated that's why I don't like making a motion before we discuss it. I prefer the Chamber of Commerce and I prefer nine (9) members. I think we should have a special selection process for the members. I don't think the business member, school district representative, or Pastor Association representative should have to be Troutdale residents. It would be nice to get this committee up and running as soon as possible.

Councilor Gorsek stated everyone who has worked on this has done a good job responding to the concerns that I had and I appreciate that. It is an excellent way to carry forward the idea of community policing so I support this. I could go with nine (9) members, I don't think we should go with more than nine (9). I think eight (8) would be fine. I think you have answered the question regarding having the CAC take this on. This is such an important part of the budget and it isn't just police it is also the fire, ambulance, etc. This is an important area that needs to be taken care of. I would recommend that we go with the two and four year terms just to get it underway starting as soon as we can and then go to the standard term after that.

Councilor Ripma stated I am going to support the motion. I was persuaded first by the Chief's expressed desire to have a public safety advisory committee. I also favor the changes that were suggested in the motion. I am not real keen on forcing the school district superintendent to be on the committee or a designee. I think it should be a team of people that want to be on the committee, but I guess we will see how it works. I also feel strongly that it should be the taxpaying citizens of Troutdale that are on the committee. While everybody wants public safety and everybody is a customer of public safety and the school district is certainly a consumer of public safety, the citizens pay taxes and that is such an important part. We always want more when we don't have to pay for it; we have to have an intelligent approach that includes thinking of the citizens who pay our taxes.

John Anderson stated legal counsel advised me that there is a procedural change that would require an ordinance rather than a resolution.

Mayor Thalhoffer stated in other words we are going to have two public hearings.

Marnie Allen replied yes, unless you wanted to declare an emergency. We would basically be adding this committee to the list of committees that are in Chapter 2.20 of the Municipal Code.

**VOTE: Mayor Thalhoffer – Yes; Councilor Canfield – Yes; Councilor Gorsek – Yes; Councilor Ripma – Yes; Councilor Thomas – Yes.**

**Motion Passed 5 – 0.**

## **11. STAFF COMMUNICATIONS**

John Anderson stated HB3019 deals with the Port of Portland's request to amend current law to expand what the Port can do with regards to a rail facility. Legal Counsel received a request asking for the City's position on this Bill. That position should come from the Council rather than staff.

Marnie Allen, City Attorney provided the Council with a copy of HB3019 (copy included in the packet). This bill changes existing law to clarify that ports have the authority to own, construct, operate, maintain and take other activities associated with that, not only for a railroad line but also for any related rail facilities. These proposed amendments define that language very broadly to include any other facility necessary to operate a railroad line. What this bill appears to do is expand the scope of a port to do something more than just its current limited authority to operate, construct, acquire property, and condemn property for a railroad line to things beyond that such as a loading dock, cargo, storage areas, platforms, things that are outside the scope of what most think of as a railroad line. Railroad line is not currently defined in the Statutes. The Council's past position has been to oppose an intermodal rail facility on the Alcoa site. If the Council would like, I could send a letter indicating that it appears that the language of HB3019 expands the scope of authority that a port currently has to allow them to own and operate an intermodal rail facility and that

Troutdale has taken a position opposing intermodal rail on the Alcoa site and that you are opposed to HB3019.

**MOTION: Councilor Thomas moved to send a letter opposing the amended changes to HB3019. Seconded by Councilor Ripma.**

**Councilor Thomas stated I am not real comfortable with having another agency coming in and overstepping the boundary of how the city wants to grow. I don't think it is appropriate for the Port to dictate to Troutdale Citizens what they think is best for us.**

**Councilor Ripma stated the Port is a state agency and it is supposed to help with economic development and the idea that they would continue to move forward with a project over the objection of the local government is almost unbelievable.**

**Mayor Thalsofer stated I support the motion.**

**Councilor Canfield stated I support the motion. This is definitely not in the best interest of Troutdale or the surrounding cities.**

**Councilor Gorsek stated I don't support the motion. I don't like what the Port is doing but at the same time I think this is an economic development issue that supersedes us. I think this is a regional issue and I do understand why they are trying to do what they are trying to do.**

**VOTE: Mayor Thalsofer – Yes; Councilor Canfield – Yes; Councilor Gorsek – No; Councilor Ripma – Yes; Councilor Thomas – Yes.**

**Motion Passed 4 – 1 (Councilor Gorsek).**

## **12. COUNCIL COMMUNICATIONS**

Mayor Thalsofer stated I attended a news conference at the request of Commissioner Lonnie Roberts to support the Sheriff's budget. Tomorrow at 1pm at the Multnomah County Building will be the second meeting of the Multnomah County officials and the City of Gresham officials pertaining to the transfer of Multnomah County roads. The Three City Fire Study Committee met last Thursday and we are still debating whether or not to consider Gresham's proposal. We will be scheduling a Three City meeting where we will share with all the Councilors what we have learned. Following that each City Council will then vote on which way they want to go with fire service. Linda Ludwig, a lobbyist with the League of Oregon Cities, contacted me and informed me that the supersiting bills are not moving.

Councilor Canfield stated recently we all saw the trauma that the City of Gresham has gone through with their budget process and the fact that they were forced to close several parks due to budget constraints. The City of Troutdale just completed our budget process where staff recommended cutting the maintenance budget for our existing parks and at the last minute the Budget Committee decided to restore those cuts. However, with the increased

fire costs coming up in addition to the increase in PERS and health insurance costs, we need to take a look at whether or not it will be appropriate to increase the Parks SDC's as planned. The current plan is to add 400 acres of parks within the next several years and at the same time there is only 200 to 225 acres of available land to develop. I think the City Council needs to look at this to see if we should concentrate more on expanding and improving the existing parks. I would like to get the consensus of the Council to hold a work session as soon as possible to discuss this issue.

City Council agreed to schedule a work session.

Councilor Gorsek stated on May 21<sup>st</sup> at 7pm at Mt. Hood Community College in the Social Sciences lobby area, we will be hosting a candle light vigil to honor the 156 police officers who died in the line of duty in 2004.

Councilor Thomas stated we sent a letter to the House Revenue Committee opposing HB3353 which would alleviate the city's ability to access the rental fees for the use of public right-of-way to conduct business. Currently for everything that runs down the streets or over the streets (i.e. telephone and cable lines) we collect a franchise fee for the use of that public right-of-way. The proposal would either take it away or put a moratorium on it.

### **13. ADJOURNMENT:**

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

Meeting adjourned at 9:08pm.

**Paul Thalhofer, Mayor**

**Approved September 13, 2005**

**ATTEST:**

**Debbie Stickney, City Recorder**