

CITY OF TROUTDALE

AGENDA
TROUTDALE CITY COUNCIL MEETING
COUNCIL CHAMBERS
TROUTDALE CITY HALL
104 SE KIBLING AVENUE
TROUTDALE, OR 97060-2099

7:00 PM --- OCTOBER 24, 1989

- (A) 1. PLEDGE OF ALLEGIANCE, ROLL CALL, AGENDA UPDATE
- (A) 2. CONSENT AGENDA:
 - 2.1 Accept: Minutes of 9/26/89 AND 10/10/89
 - 2.2 Ratify: Resolution Declaring City of Troutdale Support for Multnomah County Sheriff Levy Request for Additional Jail Space
- (A) 3. PUBLIC COMMENT:
Please restrict comments to non-agenda items at this time.
- (A) 4. RESOLUTION: Adopting USCM Retirement Plan
Call for Declarations or Challenges
- (I) 5. REPORT: Port of Portland Public Affairs - Report of Airport Noise Control
John Newell
- (A) 6. RESOLUTION: Setting Budget Policy for Enterprise Funds/Special Revenue Funds
Call for Declarations or Challenges
- (A) 7. RESOLUTION: Declaring the City of Troutdale as a Columbia River Heritage City and the City's Intention to Participate in the Development of the Columbia River Heritage Trail and Celebrate in the 1992 Columbia Bicentennial.
Call for Declarations or Challenges
- (A) 8. COUNCIL CONCERNS AND INITIATIVES
- (A) 9. ADJOURNMENT.

Sam K Cox

 Sam K. Cox, Mayor
 Dated: October 19, 1989

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MINUTES
REGULAR CITY COUNCIL MEETING
TROUTDALE CITY HALL
COUNCIL CHAMBERS
104 SE KIBLING AVENUE
TROUTDALE, OR 97060

7:00 PM --- OCTOBER 24, 1989

ITEM 1 - PLEDGE OF ALLEGIANCE, ROLL CALL, AGENDA UPDATE:

Mayor Cox called the meeting to order at 7:00 p.m. Mayor Cox called on Councilor Schmunk to lead the pledge of allegiance.

Mayor Cox called on City Recorder, Valerie Raglione, to call the roll.

PRESENT: Bui, Burgin, Cox, Jacobs, Schmunk, Thalhofer
Fowler - Excused

STAFF: Christian, Chief Collier, Gazewood, Wilder, Raglione
PRESS: Gresham Outlook

GUESTS: Kim Bennett-Jensen, Mark Jensen, John Newell, Mike Taylor,
Duane Robinson, Mgr. Rockwood Water District

AGENDA UPDATE: Mayor Cox asked City Administrator, Christian, if there were any agenda updates. There were none.

ITEM 2 - CONSENT AGENDA:

Mayor Cox read the Consent Agenda items.

MOTION: Councilor Burgin moved to approve Item 2.1 and requested a separate vote for Item 2.2 (Minutes of 9/26/89 and 10/10/89 Regular Mtg.) Councilor Bui seconded the motion.

YEAS: 5
NAYS: 0
ABSTAINED: 0

Bui - Yea; Burgin - Yea; Jacobs - Yea; Schmunk - Yea; Thalhofer - Yea

Mayor Cox read the resolution by title. He then called for any comment from the audience. There was none.

Councilor Burgin stated that he felt it was vital in the east county area to keep people off of the streets that should be incarcerated. Councilors Thalhofer and Bui also voiced their comments of support.

MOTION: Councilor Bui moved to ratify Item 2.2 - Resolution Declaring City of Troutdale support for Multnomah County Sheriff Levy Request for Additional Jail Space (780-R). Councilor Schmunk seconded the motion.

YEAS: 5
NAYS: 0
ABSTAINED: 0

Bui - Yea; Burgin - Yea; Jacobs - Yea; Schmunk - Yea; Thalhofer - Yea

ITEM 3 - PUBLIC COMMENT:

Mayor Cox called for public comment on non-agenda items.

Duane Robinson, Manager, Rockwood Water District, stated that he was present to clarify a problem that had occurred a year ago from comments that the City Engineer, City of Gresham had made. Mr. Robinson presented copies of a study that had been done by Lee Engineering. the study outlined the status of the facilities involved in the Rockwood Water District. (Copy available for review - City Council Packet 10/24/89). He recommended reading the study to clear up the prior information. He stated that the prior information given was 'garbage'. He stated that the report was the authoritative source of the condition of their infrastructure and nothing else needed to be reviewed or read.

Mr. Robinson asked for questions. There were none.

ITEM 4 - RESOLUTION: Adopting USCM Retirement Plan (781-R)

Mayor Cox called for declarations or challenges. There were none. Mayor Cox then read the resolution by title.

Christian introduced Mike Taylor, Representative of Employees Benefit Services Corporation, who was representing the Mayor's Conference program.

Mr. Taylor stated that this was alongside ICMA's Deferred Program and acts as an alternative provider for deferred compensation investments.

Councilor Thalhofer asked Mr. Taylor to describe how the deferred compensation plan works. Mr. Taylor stated that Section 457 Internal Revenue Code an employee of a public jurisdiction make choose to defer a current portion of their salary into a deferred compensation account. In effect, it states to the employer, don't pay me as much this month with the promise that the employee will get the benefit at a future date when there is a financial emergency, or employment is terminated. In essence, that provides a tax deduction for every dollar that is deferred. The account grows tax deferred as well and therefore, there is no tax on the interest or earnings in the account. Contributions are done on a payroll deduction basis.

Mr. Taylor stated that it was a convenient way for employees to save money with tax benefits as well. It is a very well used approach on the part of the public employees - to defer money for the future as a supplement to any other retirement they may have.

Christian stated that the City Attorney had suggested a word change

"implicitly" be omitted from the last paragraph reading "program. It is [implicitly] understood...".

Councilor Bui asked if staff had been approached and understood that they could like an approval?

Christian stated yes, there were already 6 people using the ICMA plan. The reason there is interest in this plan is that the format in the State of Oregon is substantially different than most other organizations that use this and ICMA can't offer the fixed or variable life insurance or annuities contracts issued by life insurance companies. However, the United States Conference of Mayors meets the state requirements in terms of their corporate organization. The only commitment that the City would have is the accounting in keeping track of participators.

Councilor Bui asked if there would be a cost to the City? Christian stated only the monthly accounting that would be required as mentioned before.

Mayor Cox read the resolution by title.

MOTION: Councilor Bui moved approval. Councilor Thalhofer seconded the motion.

YEAS: 5

NAYS: 0

ABSTAINED: 0

Bui - Yea; Burgin - Yea; Jacobs - Yea; Schmunk - Yea; Thalhofer - Yea

ITEM 5. Port of Portland Public Affairs - Report of Airport Noise Control - John Newell

John Newell, Noise Program Manager, Port of Portland Airport Systems introduced himself and spoke briefly to the noise abatement program at Portland International Airport.

Mr. Newell gave a brief status of the program. How to reach residents of Troutdale that may be concerned with the noise program. He understood that Troutdale didn't have organized neighborhood associations as the City of Portland and most other communities did. He stated that the program was now 5 years old and in need of update in accordance with the FAA and DEQ regulations and noise rule.

There were three inter-related programs: 1) the operational program basically dictates the flight procedures that large commercial airplanes fly and requires a navigational aide to help support in dictating the flight patterns and turn points; 2) land use program that currently consists of a mandated sound insulation program where homes within the high impact area(s) are insulated at no expense to the owner (i.e., residential dwellings within area of Hayden Island and a few on the east side of the airport [approximately 376 units were involved]; 3) policing program of entire plan which requires on-going continuing noise and flight track and monitoring program to ensure that procedures that are in place are in fact working as they were originally designed. It includes an advisory committee which is

made up of neighborhood representatives and users of the airport that assists the airport in identifying the plan, problems and refinements when necessary.

Councilor Bui asked for a phone number to call to complain about noise? John Newell: 287-5353 after duty [8:00A.M.-5:00P.M. Monday-Friday] there is a recorder on and a message can be left on that.

Mayor Cox stated that he had noticed an increase in the noise between 4:00 and 8:00 A.M.

John Newell appreciated that type of input and he will make note of it to take back with him. Mr. Newell passed out a brochure entitled Sound Management for informational purposes.

Mr. Newell stated that the plan to date has successfully shrank the size for the area impacted by noise from 128 sq. miles in 1982 to 74 sq. miles as of the last annual report [Dec. 1988]. It also reduced the amount of impacted individuals within the impacted boundary from 178,000 down to 26,000. He stated that the program hadn't solved all concerns, however, reduced it considerably. Those concerns were what was taking them to various jurisdictions and neighborhoods to solicit participation in the updating process. Getting people involved and gathering their concerns was needed to make any necessary adjustments.

Discussion ensued regarding methods to notify the Troutdale residents of the program update and comments can be solicited from the area. Christian stated that the newsletter was a possible alternative as well as contacting the Citizens Involvement Committee. Mr. Newell was going to contact Christian for the names of the committee at a later date.

ITEM 6. RESOLUTION: Setting Budget Policy for Enterprise Funds/Special Revenue Funds (782-R)

Mayor Cox read the resolution by title. He called for declarations or challenges. There were none.

Christian stated that a letter from Grant Thornton (contained in Item #8 of the Council packet) was information relating to this item also. She stated that it gave the explanation for the request of this resolution. Christian stated that this wouldn't affect the budget insofar as where the line items were shown.

Christian stated that the change was not required to be made by resolution, however, for record tracking needs in the future, regarding Council direction, it would be much more clear for the statement of purpose to be made in resolution form. This is a Council policy statement recognizing that we are not in fact funding depreciation through water rates now and that this may change policy when it becomes necessary to do so.

Gazewood stated that a portion of it amounts to a presentation of the

City financial statements for the comprehensive annual financial report and how that reflects the depreciation. In generally accepted accounting principles, one of the requirements of an enterprise fund [like a private business] is that it replenishes its own capital and funds itself in order to stay ahead and renew itself on a current basis.

The City budgeting process in setting water/sewer rates has not been at a level to finance the depreciation accumulated or the annual depreciation that occurs. Gazewood went on to explain the current budgeted amounts versus the method of accounting for annual depreciation reflecting a negative availability of financing in the fund balance account [capital or net worth account]. That depreciation is not funded through the rates. In that respect the accounting standard states that if depreciation is not being covered by the user fees and replenished as such, then it is inappropriate for the utility funds to be referred to as enterprise funds.

Gazewood stated that the auditor has proposed a reclassification of the enterprise funds [water/sewer funds/internal service funds] to special revenue funds. This doesn't require a change in terms of accountability from the budget standpoint - only a presentation of the financial statement. The assets relating to fixed assets would no longer be recording in a specific statement relating to water/sewer fund but be replaced and recorded in a general fixed asset account group. Gazewood stated that it was rather technical and extra time would be required to see the actual statement and to understand the process completely.

Christian stated that the bottom line is that in Oregon public entities cannot fund depreciation as a line item.

Gazewood stated that the reference to the resolution would be at a later date if there was a need or a decision by the Council to include in the water/sewer rates an amount to finance that depreciation. At that time it would simply be acknowledgment of the Council's intent to do that and affect that change in the rates.

Councilor Burgin asked questions for clarification. Gazewood responded.

Councilor Burgin stated that Council and the citizenry needed to understand that we are planning for the future and that the depreciation being discussed is an arbitrary accounting method. Because we are not funding depreciation does not mean that it is anticipated major problems in 5 or 10 years. Councilor Burgin was concerned that the format not change for budgetary pages and the way it is now shown. He thought it was readable and would like it to remain that way

Gazewood stated that there wouldn't be changes in terms of the budget presentation, it would be reported exactly the same as it has been previously.

Councilor Thalsofer stated if the System Development Charges were in for new construction? Christian, correct. Gazewood stated that they were in the improvement funds and those as proposed in the resolution would be removed from the enterprise fund category and referred to as capital projects fund.

Councilor Burgin stated that the general fund that is supported with tax dollars, state dollars and have all the enterprise road funds, et cetera and never the twain shall meet except for covering costs of administration...asked if the separation would be just as clean as this designation?

Gazewood stated that it would be.

Christian stated that Neil Erickson had asked that a whereas clause be included to read: ..."WHEREAS, depreciation may be funded at some future date it would then be appropriate to reclassify these funds to Enterprise fund standing; and," just prior to the last WHEREAS clause.

MOTION: Councilor Bui moved approval with the amendment. Councilor Jacobs seconded the motion.
YEAS: 5
NAYS: 0
ABSTAINED: 0

Bui - Yea; Burgin - Yea; Jacobs - Yea; Schmunk - Yea; Thalsofer - Yea

ITEM 7. RESOLUTION: Declaring the City of Troutdale as a Columbia River Heritage City and the City's Intention to Participate in the Development of the Columbia River Heritage Trail and Celebrate in the 1992 Columbia Bicentennial. (783-R)

Mayor Cox read the resolution by title. He called for declarations or challenges.

MOTION: Councilor Bui moved to approve the resolution. Councilor Thalsofer seconded the motion.

DISCUSSION:

Councilor Burgin was concerned about the first Whereas clause in that it certainly was not the beginning of knowledge of the American West. He stated that native Americans knew about the Columbia River, the salmon and natural environment surrounding the Columbia River for centuries before the discovery in 1792 by Captain Gray. He wished to amend the resolution by including native American exploration and discovery/settlement.

Councilor Burgin asked about removing "and the beginning of knowledge of the American west"

MOTION: Councilor Burgin moved to amend the motion to approve the resolution striking "and the beginning of knowledge of the American West" from the first whereas clause. Councilor Thalsofer seconded the motion to amend.
YEAS: 5

NAYS: 0
ABSTAINED: 0

Bui - Yea; Burgin - Yea; Jacobs - Yea; Schmunk - Yea; Thalhofer - Yea

ITEM #8 COUNCIL CONCERNS AND INITIATIVES

Christian stated that the remainder of the items in #8 was for Council review and discussion if desired.

Christian stated that Wilder had material that was received late, today's date. It would be on the November 14, 1989 agenda.

Wilder stated that the architect for the project asked if it could be presented to Council for consideration at this meeting. Originally scheduled for the November 14 meeting was an ordinance accepting an easement that would contain the water line shown on the map. The architect has indicated that they aren't certain where the waterline might be and may be minor deviations. Their preference would be to dedicate that after the installation of the waterline. It isn't normally done this way but could be, by letter of agreement. Wilder was asking for an opinion from the City Attorney.

Wilder stated that normally when a City facility is installed it is in a previously dedicated right-of-way inspected to city standards. He didn't anticipate the city standard issue being a problem. However, this method would mean that Council would be authorizing the acceptance of a facility and easement before the ordinance is acted on to accept the easement and utility.

Christian stated that should the developer construct the waterline [which is done] it is then on City property, we have the right to enter the property, do the inspections and make sure they meet city standards because it is essentially serving the public. This method is out of order and we are trying to work with the City Attorney to see about an agreement that would take the place of actually having something installed on city property or the right-of-way to city standard. The letter was just received today and the opportunity to discuss this with the City Attorney has not yet occurred. She stated that this was information to Council to let them know staff was working on it and it will be on the agenda for November 14, 1989.

Councilor Thalhofer asked where the water line would go in relation to the street [Historic Columbia River Hwy.]? Wilder indicated on the mapping in the Chambers.

Councilor Thalhofer stated so that Historic Columbia River Hwy. wouldn't be affected at all? Wilder, that's correct. Councilor Thalhofer stated we wouldn't be able to get the advantage of the overlay then? Wilder stated, no. The developer would prefer to construct it, survey it, and then dedicate it after the fact. However, the letter of agreement would be the issue for the 11/14/89 meeting. Wilder stated that the question is can Council enter into an agreement prior to the ordinance being passed. That is what needs to be answered by the City Attorney first.

Mayor Cox addressed letter(s) recently received from Mayor McRobert regarding transfer of Multnomah County Roads. He stated that the other cities had already signed the letter(s). The Council members were polled and in agreement that he not sign the letter. It was felt that the report from Cogan Sharpe and Cogan was satisfactory. The general consensus was that the letter lacked detail and clarification, and failed to identify who would be paying for the audit. It also didn't outline the timeframe or what it might be. Mayor Cox stated that the Council felt strongly that the arterial roads to the City of Gresham would, overall, not be in the good of the sub regional or regional transportation network.

The most recent letter was received immediately before this meeting. Mayor Cox stated that this didn't allow much time to review it, however, he didn't see many changes in it. It did cover the concern of the cost. There wasn't to be any cost to the city.

Councilor Burgin stated that he liked the third line which stated "This audit request does not imply any jurisdiction's approval of Gresham's road proposal. He stated that was one of his concerns. He stated that the other letter it seemed that one might infer that if we asked for the audit and everything came out satisfactorily, we agreed. He didn't want to communicate that. Councilor Thalhofer agreed.

Councilor Bui stated that there had been a good relationship with Multnomah County and he didn't want to jeopardize that for anybody else. If regional planning was going to be done in whole, not in part, he thought it needed to be looked at in the manner which it was presented...5 minutes before the meeting begins.

Councilor Thalhofer stated that he was in favor of Sumner Sharpe's recommendations. He did not have any particular objections to the last letter [October 24, 1989].

Councilor Thalhofer supported signing the letter. Councilor Burgin supported signing the letter. Councilor Bui did not support it. Councilor Jacobs did not support it. Councilor Schmunk did not support it.

YEAS: 2; NAYS 3

Councilor Bui stated that he felt the problem was Gresham's with the County.

Councilor Burgin stated that the assertion McRobert's referred to in the first paragraph "that there will not be enough resources to take care of Fairview, Wood Village, Troutdale," has been our assertion. In his mind this was giving an opportunity to put up or shut up. Do we want to back up our claim at no expense to us, or just leave it out there as a claim? Councilor Thalhofer agreed.

ITEM 8. ADJOURNMENT.

MOTION: Councilor Burgin moved to adjourn the meeting. Councilor
Bui seconded the motion.

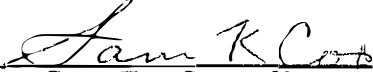
YEAS: 5

NAYS: 0

ABSTAINED: 0

Bui - Yea; Burgin - Yea; Jacobs - Yea; Schmunk - Yea; Thalsofer - Yea

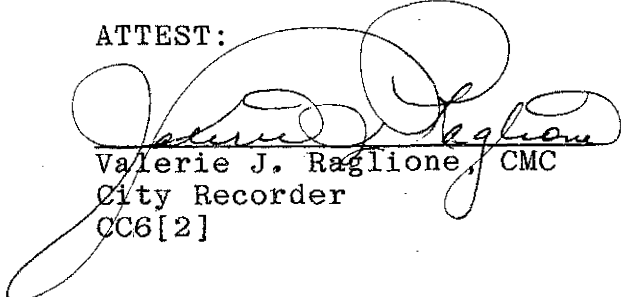
The meeting was adjourned at 8:10 P.M.



Sam K. Cox, Mayor

Dated: November 16, 1989

ATTEST:



Valerie J. Raglione, CMC
City Recorder
CC6[2]