

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

7:00 P.M. - APRIL 14, 1992

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

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

City Recorder Raglione called the roll.

PRESENT: Bui, Cox, Fowler, Schmunk, Thalhoffer [7:05 p.m.], Wakeman

ABSENT: Thompson

STAFF: Christian, Cline, Collier, Gazewood, Ortega, Raglione, Sorensen  
Jim Jennings, City Attorney

PRESS:-0-

GUESTS: Julie Sorensen, Don Lloyd, Sally Wakeman, Donald Schmitt, Stuart C. Ford, Valerie Ford, Colin Erskine, Lynda Erskine

Christian stated there would be an addition due to a brief Troutdale Chamber of Commerce presentation as Item 3a. Item 9a would also be included for a brief discussion w/Jennings regarding the Gas Station Lease at Troutdale Community Park. No other changes otherwise to the current agenda.

ITEM #2. CONSENT AGENDA:

Mayor Cox called this agenda item.

**MOTION:** Councilor Bui moved to accept the Consent Agenda [2.1 Accept Minutes - Regular Session March 24, 1992; 2.2 Business Licenses - Month of March, 1992; 2.3 - Proclamation - City of Troutdale Volunteer Week]. Councilor Wakeman seconded the motion.

**YEAS: 4**

**NAYS: 0**

**ABSTAINED: 0**

**Bui - Yea; Fowler - Yea; Schmunk - Yea; Wakeman - Yea**

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

Mayor Cox called this agenda item. There were no comments offered.

### **3a. Chamber Presentation.**

Don Lloyd, 1540 SW 25th, Troutdale, spoke for the Troutdale Chamber of Commerce began by thanking Christian and staff for their efforts and helpfulness to the Chamber. He stated this presentation and discussion was for a request of \$2,000 from the City to be used toward the costs of a 'Destination Brochure'. The brochure would be produced on slick paper, with 10 panels for various information. The total cost of the brochure was approximately \$10,000 for 10,000 copies to be prepared and printed. \*\*\*\*\*Panels will be sold to help toward \$10,000. Factory Outlet, Dog Track, McMineman's, as well as other businesses interested. Aerial views will be taken and placed in the panels. Conquest Helicopter will be doing the aerial shots. He asked that \$2,000 be taken from this year's contingency fund rather than the proposed budget because it would enable the brochure getting done within 60 days. If the project can be completed, they would have the brochures available during summer months at height of visitors, tourism through the area.

Julie Sorensen stated the first printing would be for 10,000 copies which would be sent out to other cities/chambers. The reason this project was held from the 91-92 budget was to enable including the new/additional businesses being constructed in order to make it as updated as possible.

Lloyd felt would be worthwhile for city to utilize funds to help promote tourism in the City.

Councilor Fowler asked if an endeavor of this type hadn't already been undertaken and asked if there were funds available?

Christian stated the Council would be reviewing a request for funds from the Contingency fund later in the agenda. There were \$90,000 unanticipated funds from assessed valuation being higher than expected. A list of priority projects was available to Council and it was possible to amend the list to include this project.

Councilor Fowler supported the brochures and stated it would be better than trying to have the City do it in-house using the already strained time.

Councilor Wakeman asked how many were printed two years ago?

Christian stated 10,000. Historical Society and City went together on previous brochure.

Councilor Schmunk asked what type of text would be included. Sorensen stated businesses would make their own copy and City could also provide their text.

Lloyd stated there would be space available for whatever they wanted to include.

Councilor Bui stated the City was a member of Troutdale Chamber of Commerce and he was a delegate for the City to the Chamber. He stated it was a worthwhile project and supported City's contributing to it.

Councilor Thalhofer stated he was the immediate past president of Chamber of Commerce. He too supported the brochure and especially favored it being primarily funded by private business.

**MOTION: Thalhofer so moved the \$2,000 for the brochure be included on the list of priorities from the Contingency Fund. Schmunk seconded the motion.**

**YEAS: 5**

**NAYS: 0**

**ABSTAINED: 0**

**Bui - Yea; Fowler - Yea; Schmunk - Yea; Thalhofer - Yea; Wakeman - Yea**

ITEM #4. ORDINANCE: Amending Ordinance 471-0 Troutdale Zoning District Map Assigning an Aggregate Resource Overlay for Extraction of Top Soil [Tax Lot 8, Section 25, T1N, R3E, W.M.] Second Reading

Mayor Cox called this agenda item and read the ordinance by title. He called for Declarations, Challenges, Ex Parte Contact.

Jennings stated this was second reading and only necessary to have a vote at this time. Due to abstentions at previous meeting the pass must be by affirmative votes of members present at this meeting. Affirmative is not an abstention. If abstaining at this evening it would be counted as a no vote. Must pass by majority of 4 or more. Mayor to read ordinance by title. There was a hearing and full discussion at 3/24/92 meeting.

Mayor read ordinance by title.

Councilor Wakeman stated he wasn't present at the previous meeting. Jennings stated he may not vote unless he had reviewed the record contained in his packet. He stated he had.

Jennings stated he may vote unless he had other ex parte contacts.

Councilor Thalsofer corrected Jennings that it would require 3 or more yeas to pass because the Mayor doesn't vote unless to break a tie. Jennings made correction.

**MOTION: Councilor moved to amend ordinance 471-0 of the Troutdale Zoning District Map assigning an Aggregate Resource Overlay for Extraction of Top Soil [Tax Lot 8, Section 25, T1N, R3E, W.M. Councilor Schmunk seconded the motion.**

DISCUSSION:

Councilor Thalsofer saw no reason to change his vote and stated he had even more questions than in the previous meeting. He stated it was a ticklish situation to excavate topsoil and leave gouge in hillside without plans for development of area. In future development - topsoil removed may not be what development needs. Housing development might be developed but excavation of topsoil without plans for development was a major concern stated. Unsure if everyone understood the extent of the excavation. Issue of slippage, removal of lateral support for surrounding homes were concerns also. Fenced area from attractive nuisance, as well as equipment, a hazard to children playing in area. No explanation of how truck traffic would circulate. Down 257th northerly direction, turn off load up and go back. Where would empty trucks come from before loading up? If on neighborhood streets would have another problem with that. #1 reason - excavating without development plans on books; attractive nuisance, truck traffic.

Councilor Fowler stated it had been done behind the old post office, on Halsey St., apartments on Halsey st., recommendation by staff, engineering required in permit process, slope graduation, all requirements were included. He supported it.

**YEAS: 3**

**NAYS: 2**

**ABSTAINED: 0**

**Bui - Nay; Fowler - Yea; Schmunk - Yea; Thalsofer - Nay; Wakeman - Yea**

ITEM #5a. PUBLIC HEARING: ORDINANCE: Amending Ordinance 471-0 Troutdale Zoning District Map Applying a Zoning District Designation to Tax Lot 78, Section 1, T1S, R3E, W.M. First Reading

.1: Open Public Hearing: Mayor Cox opened the hearing at 7:24 p.m.  
.2: Declarations, Challenges, Ex Parte Contact - There was none offered.  
.3: Summation by Staff - Cline gave staff summary. It was a small area south of Sweetbriar north of Strebin. It was location within city limits and there was a need to establish zoning on that piece of property. The parcel was an 11 acre site and is within the metro area boundary. The entire area has been planned by the City for low density residential [LDR]. The question was, what zoning should be placed on the property? R7, R10, and R20 were the choices. It is zoned for single family land uses. This item was before the CAC on 3/3 and was a mixed vote. Their recommendation went before the Planning Commission on 3/18., Their recommendation, which included a public hearing, was to zone an R10.

Councilor Schmunk asked about tax lot 33 directly north?

Cline stated it was not taken into city limits at the request of the current property owner.

Councilor Schmunk thought annexation would require contiguous road? Christian stated was by Sweetbriar Rd and the City had amended the request before the Boundary Commission to include full road right-of-way. That was approved.

Councilor Bui asked if the major reason between R7 and R10?

Cline stated it was current at the edge of the urban growth boundary. There were 2 issues: 1] moving out from parameter to a non urban area; 2] to encourage low density residential since there isn't an abundance in the Troutdale area.

.4: Public Testimony: Proponents -0-. Property owner himself requested annexation so totally different than any other occurrence.

.10: Recommendation by Staff: Staff supported recommendation of Planning Commission to zone property R10.

.12: Close Public Hearing Process - Mayor Cox closed the public hearing at 7:28 p.m.

ITEM #5b. ORDINANCE: Amending Ordinance 471-0 Troutdale Zoning District Map Applying a Zoning District Designation to Tax Lot 78, Section 1, T1S, R3E, W.M. First Reading

Mayor Cox called this agenda item and read the ordinance by title. He then called for Declarations, Challenges, Ex Parte Contact. There were none offered.

**MOTION:** Councilor Fowler moved to pass the ordinance amending ordinance 471 Troutdale Zoning District Map applying a zoning district designation to Tax Lot 78, Section 1, T1S, R3E, W.M. as written. Councilor Thalhofer seconded the motion.

**YEAS: 5**  
**NAYS: 0**  
**ABSTAINED: 0**

Christian stated this would be passed on first reading since it was unanimous and wouldn't be before Council again.

**Bui - Yea; Fowler - Yea; Schmunk - Yea; Thalhofer - Yea; Wakeman - Yea**

ITEM #6. RESOLUTION: Authorizing Award of a Construction Contract for the Wastewater Treatment Plant Expansion Project.

Mayor Cox called this agenda item and read the resolution by title. He called for Declarations, Challenges, Ex Parte Contact. There were none offered.

Ortega stated the lowest bidder was Emery and Sons. In doing the background check he had received all positive feedback. Copenhagen 6.2% under; Richard Martin 3.3% which falls within 10% increase engineer estimates to be on safe side of project. Staff recommended award to Emery & Sons for this project.

After notice of award presented, contractor has 15 days to present balance of documents.

Councilor Schmunk asked if they had they done this type of work in area previously.

Ortega: Not in this area. However, the City of Mills, St. Helens and Corbeth Water District had experience and stated extensive amounts of concrete work, as well as other types of work, were included in this project and their work had been met with positive results.

Councilor Thalhofer: How long will it be under construction?

Ortega: 2 phases Phase 1 in approximately beginning in 1 month. Rich Olsen [Gibbs & Olsen] expected it to be 320 days from the date of the notice to proceed. Phase 1 two digesters and building; Phase 2 lagoon and road. Overlapping phases but both completed by fall of 1993.

**MOTION:** Councilor Bui moved to adopt the resolution authorizing construction of project to Emery & Sons as written. Councilor Schmunk seconded the motion.

**YEAS: 4**  
**NAYS: 0**  
**ABSTAINED: 1 [Fowler]**

Councilor Thalsofer stated the visit to Corvallis plant was informative and it appeared the problem of odor from WWTP would be eliminated by plant type and there was lots to look forward to. It didn't solve the problem of WW Mgmt which would have to be resolved.

Councilor Schmunk agreed with Councilor Thalsofer and stated that she had learned a lot. The highlight of trip was traveling in Sheriff's Van.

**Bui - Yea; Fowler - Nay; Schmunk - Yea; Thalsofer - Yea; Wakeman - Yea**

ITEM #7. RESOLUTION: Providing for Budget Transfers of Operating Contingency and Making Appropriation Changes for FY 1991-92.

Mayor Cox called this agenda item and read the resolution by title. He then called for Declarations, Challenges, Ex Parte Contact. There were none offered.

Gazewood spoke to this issue. He stated the 2 priority items of police vehicle, Community Park HVAC system would be addressed. [\$52,710 - \$90,000 tax monies left \$38,000; Other items listed were Park property surveys of \$1,500 related to donated park properties to be surveyed and description for filing purposes; relocation of existing fence at Sunrise Park= \$5,000 = \$7,500 would also come from tax monies; 3rd item of Contract inspection costs which is required based on the growth in the City - permits issued for plumbing permits, inspection fees and was projected to lead into fiscal year of \$75,000.

Christian stated need to address Item 3a [\$2,000 for brochures] increase appropriation of 01.35.8211 Special Dept expense could be increased by \$2,000 and decrease contingency by \$2,000 would balance. could add whereas to specifically address the change in the resolution.

Motion to amend then motion to pass.

Councilor Schmunk asked if there were more than one park properties to be surveyed.

Gazewood stated the Woodale properties and Beaver creek property [Mountain Vista].

Councilor Schmunk asked if Woodale had been turned over to City? Christian stated it was on the County schedule to turn it over. It currently states public ownership and - Schmunk - will state no. Christian stated separating from existing lot so need to pay for that.

Councilor Wakeman regarding the Woodale property was confused with who actually owned it.

Christian stated it was dedicated for public purpose. Until the County surveyor caught it, it was stated as belonging to the County. The City had been changing all of those properties, by Council action, to City property. The Council voted to take Woodale, City wrote a letter to the County who was willing

to deed it to the City as property for public use, rather than public open space. The ownerships must be changed, by recording, each time.

Councilor Fowler asked for verification that it would cost \$1,500 to do this? Christian stated yes, for the properties to be surveyed.

**MOTION:** Councilor Fowler moved to pass the resolution with the amendment to include the \$2,000 for the Troutdale Chamber of Commerce for purposes of brochures. Councilor Thalsofer seconded the motion.

**YEAS: 4**

**NAYS: 1 [Schmunk]**

**ABSTAINED:**

**Bui - Yea; Fowler - Yea; Schmunk - Yea; Thalsofer - Yea; Wakeman - Yea**

ITEM #8. CONTRACT REVIEW BOARD: Consideration of Purchase of Wastewater Treatment Plant Truck [VacCon Sewer Truck/Request to be Exempt from Bidding Process.

Mayor Cox called this agenda item and asked for Declarations, Challenges, Ex Parte Contact. There were none offered.

Close City Council meeting. Convene Contract Review Board.

Ortega gave presentation to this issue. He stated the current truck being used was no longer efficient. It is 22 years old and isn't efficient or cost effective to operate. There has been approximately \$30,000-\$35,000 during the last five years spent on repairs. The vehicle was no longer about to keep up with the current work load. The City's efforts to reduce spending as well as the Marine Dr./Sundial litigation had made forced the purchase of a truck to a lower priority.

Ortega reviewed average bids similar equipment. [written presentation available in City Council packet materials.]

The request for this to be exempt from bidding process was due to consideration of a substantial savings in the range of \$26,277.00, as well as the 'emergency' need for a unit such as the one offered by Ban-Ko Matic at price of \$141,000.

Jennings explained the legal aspects of exemption. Assumption of bid process, exceptions where the City could waive a bid process were: 1] provision is substantial savings to the agency. Consider type of item being purchased, cost of item; amount of purchase and number of people able to provide the item being purchased and award of the purchase wouldn't suppress the City in the future for public bidding process; or find that there exists an emergency which would require waiver of public contracting process. He stated there could be a substantial loss, .... to services which provide public health, safety, etc.

The Council could, acting as Contract Review Board find that [a] there is a substantial savings; and award of the contract wouldn't hamper future; or emergency justifying the purchase. Make findings ie. we believe awarding contract is justified because [a] substantial savings; won't reduce public bidding in future; or [c] emergency which justifies purchase of this vehicle.

The Contract Review Board would close after decision whether to make the purchase or not.

The City Council would take action by motion to purchase/or not. City Council in session makes motion.

Councilor Bui: Appeared to be a 'Cadillac; based on equipment on it. How many miles on it?

Ortega Between 9-10,000 miles. Staff had negotiated a warranty as though it was a new piece of equipment.

Councilor Bui: What happens to current vehicle that will be replaced.

Sorensen stated the Park Division could utilize it to water trees - 400 ft. of hose on it + 1,000 gal. capacity. If they [Park division] took possession, there was one area the truck won't serve - Sandee Palisades 4 easement.

Councilor Bui: But there was not an intention to trade it in?

Ortega, no.

Councilor Wakeman: 91 chassis? Accessory gear on it is it new or re-conditioned?

Ortega: New, all new.

Councilor Wakeman: 38 hrs. on hour meter, is that correct?

Ortega: Yes.

Councilor Fowler: Had no problem with a demo, it has all problems there might be within the first 9,000 miles already show up.

Councilor Bui stated he was prepared to recommend to Council to proceed with purchase of demo propose it be based on emergency basis since there was a need to serve public and add substantial cost savings and it wouldn't hamper bidding process in future. Councilor Fowler was prepared to second the motion.

YEAS: 5  
NAYS: 0

Mayor Cox closed the Contract Review Board at 8:10p.m.  
Mayor Cox reconvened the Council meeting at 8:10 p.m.

**ITEM #9. RESOLUTION: Authorizing Mayor to Enter into a Lease Agreement w/Heritage Financial Services for Lease of VacCon Sewer Truck.**

Mayor Cox called this agenda item and read the resolution by title. He called for declarations, challenges, ex parte contact. There was none offered.

**MOTION:** Councilor Bui moved to pass the resolution and authorize entering into an agreement with Heritage Financial Service for a Vac Con sewer truck. Councilor Wakeman seconded motion.

**DISCUSSION:**

Councilor Wakeman knows equipment well and this is good deal.

**YEAS: 5**

**NAYS: 0**

**ABSTAINED: 0**

**Bui - Yea; Fowler - Yea; Schmunk - Yea; Thalhoffer - Yea; Wakeman - Yea**

**ITEM 9A. CITY/SULLIVAN LEASE - GAS STATION**

Jennings discussed Sullivan's requirement of posting performance bond to begin process and sign contract for gas station agreement. Sullivan called to say couldn't secure performance bond but could support with aggregate mortgage on properties. Referred to Jennings to discuss builder's bond or performance bond. Jennings had called 3 different occasions and no calls have been returned. The bond was a Council condition and he stated he needed comment from Council as to how they wished to proceed. Staff was at loss whether he intended to proceed with the contract or not. Jennings suggested staff could write to meet and satisfy the contract, or withdraw his proposal and solicit other proposals.

Christian stated Sullivan had offered a builders bond @ \$10,000. Jennings stated that it wouldn't be enough to support improvements.

Christian stated the issue discussed was only to add improvements to an already existing structure. If he was in the middle of a phase of construction that another builder would have to complete the \$10,000 would cover putting it back to stage it currently is [at least, if not better]. She stated the City could give 10 days to respond or else, accept builder's bond @ \$10,000 or, did Council have other suggestions?

Councilor Thalhoffer agreed with the 10 days to comply with request to put up the Performance Bond. Once a requirement was made he should stick to it. He wasn't comfortable with Sullivan not responding to phone call and stated it caused him to question the responsibility of the other party.

Mayor Cox asked if anything was wrong with aggregate property? Jennings stated it was his legal view the City would be as protected as performance bond . Net result same dollars back to the City. Sullivan had talked about doing all work himself which removes largest concern of workman's lien on property for unpaid work. Materialman lien could be a concern. The City could get \$10,000 from builder's bond but would be down \$2,000. He won't devalue property but would he leave City exposed for costs above \$10,000.

Councilor Fowler: When doing something self on builder's bond how can you protect against yourself?

Jennings: City, as owner of property, would be protected in case where contracts with third parties for either material or labor.

Councilor Fowler: Agreed with Councilor Thalsofer in that he be given 10 days notice.

Councilor Fowler stated he was interested in re-negotiating because he would like to see the work done. Sullivan could come back with another proposal.

Jennings: If Sullivan responds in 10 days the City could re-negotiate but if not then its over.

Christian stated it would be back, before Council for approval if there was anything different to what had been stated.

Jennings. Second hand proposal for aggregate mortgage

Councilor Bui asked how much was the property worth?

Christian stated the house had \$39,000 and the value of the building was \$8,000; rest was land since it was adjacent to the Sandy River.

Christian: If City could approve the work during phases by requiring a not to exceed \$10,000 in builder's bond; then enter next phase covered by builder's bond. This would allow the not to exceed \$10,000 coverage during construction.

Jennings: Pay as you go process would relieve the City from concern. If \$10,000 material paid for in cash then City wouldn't be out if problem.

Councilor Thalsofer suggested sending the letter for response within 10-15 days registered, certified letter. It would comply with the request and be a show of good faith.

Councilor Wakeman stated if there was no response then the agreement would be null and void. He did wish to include in the letter wording to address a failure to respond would release City of any responsibility to agreement.

This would be addressed again at the April 28, 1992 Council meeting.

ITEM #10. DEPARTMENT REPORTS:

Mayor Cox called this agenda item.

- Public Safety -0-
- Finance -0-
- Community Development:

Councilor Wakeman discussed a letter which involved the Community Development and Police Departments regarding rocks falling on roadway. He stated he didn't recall seeing it if he was on Council at time. [Shulke property]

Christian and Sorensen reviewed background to this issue. Sorensen stated going on 9 years at some level whether minimal one year and major another or whatever. He stated the erosion started prior to construction of the Sandee Palisades subdivision.

Cline stated that a study was being done which should resolve questions and what expenditures would be needed to address issue. Along with this, the issue of siltation in BeaverCreek would be addressed. There were no more lots on perimeter of Sandee Palisades available, however there would still be a need to address the balance of the length of the Canyon.

Councilor Wakeman was pleased to see there was an answer to this issue.

Chief Collier stated the Police were involved as the original complainant for junk on property and recommended that when staff go to property take police officer. Lots of disturbance on property. He stated that a staff member, Jodie had taken photographs of the debris and allegations of police cars speeding in the area was questionable.

Discussion of Jackson Park Road concerns continued.

Councilor Schmunk expressed concern and supported responding by letter from the City reviewed/studied and that the Building inspector and Police were investigating problems that were addressed in the letter. She also wished to include the concern of the erosion problems were included in the study.

- Public Works -0-

Councilor Schmunk thanked Ortega and Sorensen for tour. Councilor Wakeman liked presentation on equipment.

- City Attorney -0- LUBA issues re: County Farm last Thursday, should have decision within 40 days from LUBA will keep Council advised.

- Executive - Christian stated Boundary Commission did not stay the Boundary Commission decision approving City withdrawal from FD #10. They did not support that and motion 9 - 2 against motion. The decision of BC has remained and filed as final order so the City can continue with Measure on Ballot for May 19. FD #10 appealed to Court of Appeals but didn't stop vote at this time.

Responses for Citizens convention proposed by Multnomah County. Metro Charter Review luncheon 4/27/92 at Fairview City Hall; Cable TV submitted to Gresham Budget Committee which was discussed at 4 cities Saturday meeting.

Christian needs responses if follow up is needed or if further information is necessary. Council needs to make decision.

Councilor Bui announced Multnomah Community Cable Vision will be present at next meeting to present and request endorsement of their budget. There hasn't been anything formally decided by Gresham and haven't notified Cable Regulator Commission Chairman and on budget committee may have further information later.

Cox recommended attending meeting of 4 cities regarding the Charter Review.

#### ITEM #11. COUNCIL CONCERNS AND INITIATIVES

Mayor Cox called this agenda item.

Councilor Schmunk commended on Mayor McRobert letter and stated it should have a response. They try to make people think they are doing so much for us and makes City look like spinning wheels and we aren't.

Councilor Wakeman agreed and stated City of Troutdale had paid its share.

Christian: did staff report to Boundary Commission and didn't bill City.

Did agree to pay and had 1 attorney file the brief at Court of Appeals and agreed to pay him as though hiring an attorney [consulted w/Jennings] Solid Waste Recycling has agreed to do agreement and they haven't broken out City share yet.

Thalhofer - Didn't agree but didn't know what to do about it. Budget discussions at COG regarding Fire staffing in new budget - Gresham City Council making decisions without Troutdale's discussion.

They can't act as regional government with out Charter. Fire protection, medical unit, emergency unit. City has no input but will have a contract with them. A concern as well as road concern. A government representing us that we don't elect.

Christian stated she would take comments, draft a response and circulate for Council review.

Councilor Wakeman addressed the road issue and transfer of roads. Didn't go ask Council member to Wood Village when discussed MOU. Gave copies and personal recommendation asked Wood Village Council to read and sign and send to Julie ann Johnson in response to 4 city meeting that day. He stated the MOU should be Re-affirmed. If Council agreed, he would attend as Councilor for COT. It was his suggestion that a re-affirmation of the MOU w/cover letter to address concerns, how we wanted to go in first place and how we still want to go.

Mayor Cox as each Councilor and they were all agreed that was acceptable. Councilor Wakeman will attend meetings as City representative of Council.

Councilor Thalhoffer - Memo from Cline pertaining to construction/ordinance w/language - Do matters of this nature [read CAC minutes and wonder if they could review these types of issues.] Thalhoffer stated the CAC should get into other issues. He also stated his appreciation of the memo and research that was done on the nuisance of construction with times beginning and ending work.

Councilor Bui - Fire protection concept worked on for 5 years by concerned people. Election day close and hoped to get strategy for fire contract. If Gresham didn't comply with what was wanted, the contract would be null and void. Performance based contract states equal to or better than FD 10 is now providing already done. Probably keep station in Troutdale now. Get information out and understanding to citizenry. He stated Cable could be used to present the program.

Mayor Cox can't use city monies for this. Fund raiser and those willing to work on it. Promoting a yes or no vote can't be done by City.

Councilor Bui present to CAC and let them pass along word. Bui/Wakeman/Cox would discuss it with other Council members.

ITEM #12. ADJOURNMENT.

Mayor Cox called this agenda item.

**MOTION: Councilor Schmunk moved to adjourn the 4/14/92 regular City Council meeting. Councilor Bui seconded the motion.**

**YEAS: 5**

**NAYS: 0**

**ABSTAINED: 0**

**Bui - Yea; Fowler - Yea; Schmunk - Yea; Thalhoffer - Yea; Wakeman - Yea**

The meeting was adjourned at 9:16 p.m.

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Sam K. Cox, Mayor

Dated: \_\_\_\_\_

ATTEST:

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Valerie J. Raglione, CMC

City Recorder

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