

MINUTES

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

7:00 P.M. OCTOBER 27, 1992

1. PLEDGE OF ALLEGIANCE, ROLL CALL, AGENDA UPDATE

Mayor Cox called the meeting to order at 7:00 p.m.
City Recorder, Raglione, called the roll.

PRESENT: Bui, Cox, Fowler, Schmunk, Thalhoffer, Thompson
ABSENT: Wakeman

STAFF: Christian, Cline, Galloway, Gazewood, Raglione
City Attorney Jennings

PRESS: Web Ruble, The Oregonian

GUESTS: Kris DeSylvia, Karen Burger-Kimber, Pat Smith, Shirley VanGard, Robert Johnson, Cindy Johnson, Dalton Williams, Jackie, Patricia Polly, Shirley Prickett, Mark Turpel, David Ripma, Walter Postlewait, Don Oakley, Howard Scisson, Greg Winterroad

Mayor Cox asked City Administrator Christian if there were any Agenda updates? Christian replied no.

2. CONSENT AGENDA:

Mayor Cox read the Consent Agenda [2.1 Accept **Minutes** - Regular Session [9/22/92; 2.2 **Business Licenses** - Month of September; 2.3 **Resolution**: Accepting Deeded Property Columbia Crossing Factory Store Shopping Center Near I-84 and 257th per Agreement with Multnomah County, City of Troutdale and Oregon Department of Transportation; 2.4 **Resolution**: Authorizing the City of Troutdale to Apply for Enhancement Funds for the Historic Columbia River Highway Improvement Project.]

City Recorder Raglione stated that item 2.1 was not ready for acceptance and should be excluded from approval of Consent Agenda items.

MOTION: Councilor Schmunk moved to approve the agenda items 2.2, 2.3, and 2.4.
Councilor Bui seconded the motion.

YEAS: 5 [Bui, Fowler, Schmunk, Thalhofer, Thompson]

NAYS: 0

ABSTAINED: 0

APPROVED 2.2/2.3/2.4

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

Mayor Cox called this agenda item.

Kris DeSylvia, 1371 SW McGinnis, Troutdale. DeSylvia stated she had two concerns to address 1] Regarded a mailing she had received from 'Friends of Beavercreek' on which she noted that the envelope was on City letterhead, with city metered postage on a city logo envelope. It was her opinion that the City shouldn't be supporting an organization with taxpayers dollars. 2] Regarded comments made after a motion during the last Planning Commission meeting. She stated there were comments which could indicate that votes could be traded. DeSylvia wanted to see something done about the inappropriateness of the incident.

Cox stated the mailing had been previously agreed upon by the Parks Advisory Board which was an approved Board of the city and would be appropriate as a city sponsored group.

DeSylvia asked then if it might continue?

Cox stated it might possibly.

Smith, Patricia, 1200 SW Kendall Ct., inquired as to the amount of acreage in the city park system? What is the yearly budget for them? How many employees at City Hall? How many employees at the Police Department?

Cline stated the developed park and greenway acres were in the range of 100. There had been a considerable amount added in the last two years and there were more expected to be added.

Gazewood stated the annual independent audit report indicated 97 acres of total parkland.

Christian stated the budgeted amount for 92-93 was \$378,990.

Shirley VanGarde, 26917 SW Troutdale Rd., voiced concerns regarding the County work being done on and around the area of the Cochran/Troutdale Rd. intersection. The work being done is suppose to alleviate the problem with accidents at the curve/intersection. VanGarde stated that it was too late to see to negotiate the curve. A county representative, Mr. Beak, had been out and spoke to VanGardes and Ripma stating that he had been put in charge of the project to deal with the problem. VanGarde stated that he appeared to be under the impression that cars were hitting her fence were coming from a

different direction and a different road. She stated her husband showed him the skid marks indicating the pattern that the vehicles had taken and the direction they were coming from. She stated that Beak said "that's hard to believe, if that's what's happening, keep the children out of your yard." VanGarde cited other incidents of problems with the curve involving accidents, pedestrians and boys on bikes.

VanGarde stated that she had previously been before Council in August, 1991. At that time she requested support from Council to the county in getting a guard rail placed near her property. She stated the Council voted unanimously to support those efforts. She was before Council again to ask for a 1] confirmation of that support and that the guard rail was needed and needed immediately; 2] strong direction from Council to the County to change their basic philosophy from protection of motor vehicles only - to ensuring safety of bikes and pedestrians, keeping cars from hitting the fence, trees and family. 3) Declare black walnut trees on her property as a hazard. The County policy is that if a hazard exists for vehicles, a guard rail can be placed.

Cox called for Council questions or comments.

Councilor Fowler agreed that VanGarde had a valid point and he supported letting the County know.

Councilor Thalhoffer asked if the construction appeared as though it would straighten it out? Was the County straightening it out at all, or making it worse?

VanGarde stated no, it was making it worse. She stated that the blueprints didn't address the curve. Taking curve out another 7-10' and now curve goes out farther now.

Councilor Thalhoffer stated the city could recommend a guard rail, however, making them do it was a problem, as was changing their philosophy. He believed that the VanGarde's had probably been put through a private hell with all the accidents. He was surprised that with all the methods of solving traffic problems nothing had resolved the problem. He favored recommending to the County that they install a guard rail and straighten out the curve before there was a fatality.

Councilor Schmunk stated she understood that the County plan was to install a light. She asked VanGarde if she was unhappy with that?

VanGarde stated the curve was not at the intersection and a light wouldn't stop the cars from crashing into her yard.

Councilor Schmunk stated the light with warnings approaching the light would require vehicles to stop.

VanGarde stated there were warnings now of the curve, however the problem still existed.

Councilor Schmunk asked what she meant with declaring the trees a hazard?

VanGarde stated that if there was a hazard on the property they would install a guard rail and it would be a quicker way to get the rail. A car striking one of the trees would injure the car and the driver [therefore a hazard to vehicles].

Councilor Schmunk was concerned with the trees which had been discussed for several years. The trees were nearly extinct - getting them removed or putting guard rails in front of them was asking a lot to protect people from a tree.

VanGarde wanted her children to be able to play in their yard.

Councilor Bui asked who signed the letter?

VanGarde stated it was dated August 8 and signed by Larry Nicholas, Director of County roads.

Councilor Thompson was pleased the County was doing work in that area, however, he didn't feel that it would be solving the problem.

MOTION: Councilor Thompson moved to write a letter to the county strongly suggesting erecting a guard rail. Councilor Thalhofer seconded the motion.

DISCUSSION:

Councilor Thompson stated he didn't offer anything regarding the trees because the tree versus the car would probably go.

Councilor Thalhofer stated installation of a guard rail would probably mean that the trees could remain.

Councilor Fowler didn't support the County concern of the auto over the landowner.

REQUEST LETTER TO COUNTY

YEAS: 5 [Bui, Fowler, Schmunk, Thalhofer, Thompson]

NAYS: 0

ABSTAINED: 0

Mayor Cox called for additional public comments to non agenda items.

Cindy Johnson, 2517 SE Evans and Jackie Rispler, 2336 SE Evans identified themselves as homeowners in Sandee Palisades for 8 years. A petition was presented in which several residents [31] had signed requesting the City install traffic circles or "STOP" signs along Evans to slow traffic to a safe speed. She stated she spoke with the City planner earlier in the year and additional signs had been posted shortly after their conversation. The speed was posted at 25 mph, however, the cars traveled much faster than that on Evans.

Rispler stated the Police Chief had very helpful and stated that traffic counters had shown 1,100 cars in a one week period of time with speeds at 45 mph - 50 mph. Another access to the neighborhood was also a concern expressed. She stated it had been a quiet neighborhood turned into a heavy traffic area now with the 4th phase in. She stated there was entirely too much traffic going too fast.

Mayor Cox asked that they leave the petition with the City Recorder. The issue would be addressed at a later meeting.

Councilor Thalhoffer asked Cline why there wasn't another access point?

Cline stated there was to be an eventual access point to Troutdale Road and Stark St., as part of Orchard View subdivision.

Johnson stated that development was 2 blocks away and wouldn't affect the Evans traffic. It would add more time to getting out of the area rather than decreasing time. She stated that the police were doing a good job but it wasn't expected that they could be there 24 hours a day.

Rispler related instances of actual fighting for trying to tell people to slow down. She relayed an incident where a man was beaten up for yelling at someone going too fast.

Mayor Cox stated it was unfortunate but was a measure of the times we live in.

Rispler stated that may be, but it is also our neighborhood.

Councilor Thompson agreed. He stated he too lived in the Sandee Palisades neighborhood and believed that there should have been more than one access into the area. The limited access was one of the drawbacks of current city planning. He asked if it would be possible to have radar where citizens could track the cars themselves?

Councilor Thompson stated when there is enforcement visible, they will slow down and otherwise the problem will continue to exist.

Councilor Bui asked if the neighbors would consider assisting with the costs of installing speed bumps?

Johnson stated she had received considerable support when getting the signatures on the petitions so it was possible. She stated she would be willing, it was worth it to her.

Councilor Fowler asked if they were city streets not county streets? Could stop signs be added to area every 800' and then reinforce it by having the police more visible in the area?

Galloway stated he saw no problem with adding more stop signs. Evans was a Cit street. It was also technically feasible. He stated that he and the Chief of Police could look into the concern and see what could be done, then report back to Council.

FOLLOW UP REPORT

Dalton Williams, 648 E Columbia, Troutdale. Williams voiced concern over the comment regarding paying for mailers for organizations which are not a part of the city. The non profit organization was formed as Friends of BeaverCreek by private citizens to further their cause and beliefs. Their cause and beliefs aren't necessarily the same as the general public and, as such it puts them in the same relationship with general public or organizations to accomplish the task. Given that, it was not really appropriate for the City to fund in anyway their organization. To provide paper, stamps or anything else with out charge was inappropriate.

Mayor Cox stated as part of Parks Advisory Board, which made and contributed money for city interests [i.e., sign at 257th; planting street corners and other key areas around town]. The Parks Advisory Board was an arm of the City.

Williams stated the group was created as an arm of the Parks Advisory Board which did have a charter and the Friends of BeaverCreek were a non profit organization.

Christian stated when they [Friends of BeaverCreek] were before Council a few weeks ago, they stated they were going to file for the 503 designation. She stated Ripma would know if it had been filed yet.

Williams stated that given that knowledge, it was even more reason the City shouldn't be participating in funding any of the materials/mailings.

Mayor Cox re-stated it had been done through the Parks Advisory Board, which had also sent out flyers on other parks.

Williams stated they were for information only, not garnering - to further a private organizations activities at the expense of the general public. It isn't appropriate.

Mayor Cox stated it hadn't been looked at, but it could be paid for from other Parks Advisory Board funds.

Williams staff should provide a list of expenditure checks on a regular basis for public review.

Mayor Cox asked for other comments.

Patricia Polly, member of Parks Advisory Board, stated she had worked during the summer on the Parks Bond issue and prior to the campaign it had been an issue of local organization to support individual park areas, including BeaverCreek. It could be a formal motion before Council - that in the best interest of the City, organizations just beginning by citizens to protect their own local parks, could be provided a small amount of City support in an effort to get groups up and running and once done, then the responsibility of the specific organization[s] to continue themselves thereafter.

Robert Johnson, 1933 SW Laura Court. commented on yard debris pickup. When it is winter why pay for an empty can?

Galloway stated there were a number of options when this was addressed before Council, the decision was made to run the program by dividing the amount over weeks of year. He stated it was his understanding that this was chosen in order to reduce the amount by spreading it over an extended amount of time over the entire year.

Johnson stated it would be cheaper to not drive trucks around to pick up empty cans.

Galloway stated it was difficult, if not impossible, to predict which weeks people would/would not have yard debris to get rid of.

4. STATUS REPORT: Region 2040 project Metro

Mayor Cox called this agenda item.

Mark Turpel, Senior Regional Planner, Portland. Turpel gave a brief summation stating the purpose of the presentation was to get a better reading on how to handle the urban growth boundary over the next 50 years and how to best serve that growth. [Tabloid handed out at meeting to Council members.]

Turpel stated there were three basic drawings outlining 3 possible ways to accommodate growth. A] Expanding in concentric way adding property and lands to existing boundary; B] hold boundary in place where currently it is; C] have higher use of land inside boundary and balance of development occurring in satellite locations outside boundary. [Large maps provided]

Turpel stated Region 2040 would be giving more definition to the balance needed for transportation. The first phase would be public involvement. Regional consensus including costs and consequences would be before affected Councils on how to best manage future growth.

Turpel stated questions to be answered now were 'has another concept been missed?'. Are there improvements to make changes to the 3 possibilities listed? How to allow beginning testing of the concepts to find the best way to accommodate growth?

Mayor Cox called for questions.

Councilor Bui asked what affect, if any had been considered to the gorge area and further into Hood River County?

Turpel stated whatever the metro region decided to do could have negative or positive impacts outside the urban growth boundary. There was need to be cognizant and recognize them and be in communication with others in terms of what the region was doing to decide what they are doing as

well. Concept B where boundary is held tightly - for Clark County there would be a dynamic where there may be more growth there than some of the other concepts. They felt it was incumbent upon them to bring this to the attention of the public. More government intervention would be needed on that concept than the others. He stated that may not be acceptable to the public.

Councilor Bui stated he saw nothing stated with the word 'car" and asked if there was any consideration for what will happen to cars? To get people out of cars and put them in public transit?

Turpel stated it was more competitive now in terms of the car. Highway improvements - Portland has very good automobile facilities, as well as light rail.

Councilor Bui asked what would happen if the Metro Charter didn't pass? If citizens turn down Metro Charter and it isn't the power than it is expected to be?

Turpel stated that Region 2040 didn't have anything to do with Charter. Metro already has responsibility for the Urban Growth Boundary and transit. If the Charter passed, there would be an additional requirement of a Vision Committee to oversee this. This was launched prior to details of Charter being known and has been done with 268 or the enabling legislation for Metro.

Schmunk stated transportation now includes many things, not just the automobile i.e., bike paths, walking paths, transit plans all take in part of the planning for future major transit.

Thompson asked if Region 2040 was coordinating with ODOT in terms of what was being planned?

Turpel, stated yes.

Thalhofer voiced concerns with traffic on I-84 and its continuance of getting heavier and heavier. It was interstate traffic as well as commuter traffic and would continue to get clogged; as would I-84 and the Sunrise Corridor. The Sunrise Corridor didn't do much to move interstate traffic or commuter traffic to east county. Moving Portland traffic to Hwy. 26 wasn't aided by this either. A route such as Mt. Hood Freeway still appeared to be necessary. I-84 won't be able to handle all of the traffic and another would need to be planned in the future. Planning another route to accommodate I-84 appeared to be necessary.

Turpel - If I understand you correctly, you believe that concept A should include an addition similar to Mt. Hood Freeway to relieve the congestion created by I-84.

Thalhofer agreed.

5a. PUBLIC HEARING/ORDINANCE: Recommendation from Troutdale Planning Commission to Approve a Request from Cascade Communities, Inc. for a 13 lot single family PD [Planned Development] on SW 21st Street. **AMENDING TROUTDALE ZONING DISTRICT MAP TO APPLY A PD [PLANNED DEVELOPMENT]**

OVERLAY ZONE TO TAX LOT 94, SECTION 36 T1N, R3E, W.M. TYPE IV HEARING

.1: Open Public Hearing - 8:10 p.m.

Mayor Cox closed the Council meeting and opened the public hearing at 8:10 P.M.

.2: Declarations, Challenges, Ex Parte Contact

Mayor Cox called for declarations, challenges, or ex parte contact.

There was none stated.

.3: Summation by Staff

Christian read title of hearing.

Cline stated process for Type IV hearing. He then explained planned development allowed more flexibility in application of standards and would allow the developer an opportunity to create something unique and different. This would create its own special set of rules for this specific piece of property.

Cline gave the property location as behind the Advent Lutheran Church. The site had been excavated in the past and slope site and access problems had been a concern. This would be a small development [13 lots] and the developer proposed dedicating property to the City park property. There would be a through street between Troutdale and 257th which would create a transitional parkway into Sunrise Park.

Cline stated the Planning Commission held a public hearing and recommended with conditions before Council. Since that time, the idea of 21st and how it would be connected, as well as the timing of the improvements has been discussed. It was determined that the area of half street in front of the subdivision would be a responsibility of the developers for financing that portion of street and placement of the liftover. Currently there was pavement up to that point, however, not improved to city or county standards. The Planning Commission recommendation was that the developer have responsibility financially [for the area noted in blue]. The developer would improve all the way to Troutdale Road to city standards.

The Planning Commission recommended approval with 5 conditions included.

Councilor Fowler asked why the road was never developed by the bordering development?

Cline stated that wasn't a requirement at the time the Church and Greenlee Heights was developed.

Councilor Fowler stated you can't get between Troutdale Road and 257th unless you take Cherry Park Road or Stark Street and fight the traffic.

Councilor Fowler asked who would build the other half of the street?

Cline stated the County or City. The City would have the right-of-way to do it.

.4: Public Testimony: Proponents

Mayor Cox called for proponents.

Greg Winterroad, Don Oakley - developer. Stated this was a gravel pit. They had taken soil/fill from other locations to raise the land. Now, most of sites have good view because land has been raised; most of lots meet solar requirements; the dedication of property would allow a gradual transition of green open space which would tie into park and make lots more valuable. Lot sizes match the general area. He stated they had followed basic land use pattern. There was a concern with the Church in that there was a fairly rapid drop off of property, and there were holes that they wished to fill. The developer had agreed to plant it and the Church had supported the proposal because of that.

Oakley, Don - Cascade Communities, developer of project, stated he wished to accomplish elimination of the feeling of a hole in the ground. The house on the corner of Fraley Heights had a more than 60' drop into the site and park area. By a combination of the Stuart Ridge site and placing material in the Stuart Park site they had been able to reduce the slope from 60' to 15' between the two sides. They had improved slope stability issues on the corner lot by filling on the Stuart slope side and the gully in Stuart Park site which improved stability and vision of the park site. It created more of a transition between the park site and the developed site. Proposed improvements to SW 21st and the connection to Troutdale Road .

What happens if County road never gets built. Their response was future capacity to the 13 lots would be minimal users of that street. The overall level would be reduced dramatically over what has been the experience of the past two years. After discussions with Cline and Galloway an alternative to the road never getting built - they be responsible to construct a road from the intersection to Troutdale Road and improve the poor grade that is there now. That section would be built to county standards and would be adequate to the site area and match existing grades to the Church property for better access. At a point in the future when the connection is made, the improvements, as part of this project, would be usable and nothing done would be temporary or throw away.

.5: City Council Questions

Mayor Cox called for questions. There were none offered.

.6: Public Testimony: Opponents

Scisson, Howard 2130 SW Spence Ct., Troutdale. Inquisitive getting tentative materials in the mail. With all the construction and moving dirt around, his house has been shaken over past few months. He inquired as to whether or not this was pre planned or what? His property runs on 21st. If this is pre planning why is all the work being done already? He lived in Tax Lot 6 from Troutdale Road to about halfway up to church his house backed on to 21st. Tentative but the building lots are already staked out up there?

Cline stated there is subdivision already under construction all three phases of Stuart Ridge. City owned the property to start construction of park. Dirt and fill from the subdivision has been going on in the area in order to fill the park. The activity has been that of the Stuart Ridge properties, the park and fill areas.

Scisson stated it looked cut and dried and was concerned about Hensley and his kids and traffic. He stated if this was tentative how come there were already stakes up and dirt moved?

Councilor Schmunk stated that was the purpose of this hearing.

Scisson stated he didn't understand why it didn't look tentative, it looked like it was already done.

Robert Johnson, Laura Court stated he had no objection but was concerned about connection between SW 21st and Laura Court. The access was difficult now and during rush hour would need a light or slow down on 257th since it was so close to the school. He stated this could be used as an advantage to slow down 257th traffic or put light up there, especially with the new parkway that would be built.

Galloway stated in his request to the County they were asked to look into signalization at both ends of 257th.

Councilor Thompson stated there would be a signal when traffic warrants it.

.7: City Council Questions

Mayor Cox called for further questions. There were none offered.

.8: Rebuttal

Don Oakley, Cascade Communities, stated there has been fill placed on site under permit issued by the City. Fill was needed to develop sites for whatever project was approved. It was never the intention to pre-empt a decision on planned development. The purpose was to move topsoil before it

was too wet to move before the winter months. Fill was being placed for whatever development is approved. The stakes on site were grade and survey stakes -- there were no lot stakes placed. Elevations and soil compaction stakes were placed out however.

Councilor Thalhofer stated notices were sent out and attendance at the Planning Commission would have resolved any questions/concerns.

Oakley stated he would contact the individual and explain to him what is going on and clarify the issue of the stakes.

Oakley understood his house would be lower than grade level the rise behind the Church wouldn't be there after the County made their road improvements.

.9: City Council Questions

.10: Recommendation by Staff

Cline stated it was staff recommendation that the ordinance be passed.

.11: City Council Questions

Councilor Thompson wasn't clear why it was a planned development.

Cline stated the 9,670 sq. ft. size of lots.

.12: Close Public Hearing Process.

Mayor Cox closed the public hearing and reconvened the Council meeting.

5b. ORDINANCE: AMENDING TROUTDALE ZONING DISTRICT MAP TO APPLY A PD [PLANNED DEVELOPMENT] OVERLAY ZONE TO TAX LOT 94, SECTION 36 T1N, R3E, W.M. Cline

Mayor Cox called this agenda item and read the title of the proposed ordinance.

MOTION: Councilor Bui moved to amend the Troutdale zoning district map to apply a PD [planned development] overlay zone to Tax Lot 94, Section 36, T1N, R3E, W.M. with 5 conditions as stated by the Planning Commission. Councilor Schmunk seconded the motion.

YEAS: 5 [Bui, Fowler, Schmunk, Thalhofer, Thompson]

NAYS: 0
ABSTAINED: 0

ORDINANCE PASSED UNANIMOUSLY

BREAK: Mayor Cox called for a 5 minute break.
Mayor Cox reconvened the regular Council meeting at 8:57 p.m.

6.REPORT: Public Safety 2000 Ripma

Mayor Cox called this agenda item and asked the City representative to this committee to come forward to make his presentation.

David Ripma, 4220 S Troutdale Rd. stated the final report was delayed, again. He stated that it was a general consensus that certain police functions [i.e., recordkeeping, narcotic functions] be consolidated under Sheriff's office. However, there has recently been a turn and the plan shifted to something more like a committee system where the departments in the county [Portland, Gresham, Fairview, Troutdale, Multnomah County Sheriff's Office] decide where county wide functions should be consolidated and deal with it in that way.

Ripma stated he was going to continue to maintain the independence of the City Police Department. The goal was that the service level not decrease in Troutdale. The tone of where things are in the report as it stands now was that the final report would be in approximately one month. Ripma stated he would report back to Council at that time. The group, Law Enforcement Council, was to meet and see where things could be consolidated [meet once per month]. Ripma stated his concern was the ultimate weakening of the Sheriff's department. The City depended on their services and there was a good rapport between the City and the County. Public Safety 2000 appears to have a majority in favor of greatly weakening the Sheriff's Office.

Ripma stated that the Chief maintains a high level of pro active with limited resources. One concern was that of work force continuity [higher pay]. He was aware that a part of the City's philosophy was keeping the standards using 1] effectiveness, economy, local control, community policing; and efficiency. A small community with its own local police force.

Ripma believed the consolidation should be to the County -- the majority of the Committee favored Portland Police Bureau. The items for consideration of consolidation are: Gang enforcement; river patrol; SERT; major investigations; criminal intelligence; narcotics; information data systems [records]; police training/recruitment [very harmful to Troutdale]

Ripma stated there was a long list of recommendations to be civilianized. The two most discussed were 1] Court security and, 2] prisoner transport. He stated Court security was a problem all over the country. To privatize it would court disaster. The Sheriff's Office strongly objected. Prisoner

transport - Sheriff's Office currently performs this service. Private individuals performing this didn't make sense.

Ripma stated he appreciated any Council direction or comment to these or other issues?

Councilor Bui concurred on the idea of county-wide recruiting. What it would do to the City would require us to compete to pay the same type salary. The idea of community policing -- he was highly concerned Portland is moving as fast as They wanted to and they claim to be low in manpower to do it. From an outside opinion looking in to accentuate this and get it going they may take our officers and put them where they need them and we would be left with limited resources. Portland's process is they start an officer at \$3,785/mo. That would have to change, we couldn't recruit and compete with that. Civilians would be lower skilled but would give them the power of a policeman. He concurred with Ripma's concerns.

Councilor Thalhofer agreed with Councilor Bui and Ripma. Gang problems, river patrol, SERT, homicide investigations, narcotics should be with the County.

Ripma stated Portland was underpoliced. They work hard but are running on high priority calls all the time. Why not suggest a sensible consolidation that would actually give Portland some help. Its tradition, turf, that kind of thing.

Ripma stated he had an open mind. He was talking about what was best for the County not just Troutdale. He would like to see the functions consolidated in the Sheriff's Dept.

Councilor Thalhofer stated it was a disservice to the unincorporated area to leave them with so little service. Springdale/Corbett areas only protection is the Sheriff's Office.

Councilor Bui stated there had been discussions with the Sheriff regarding the booking facility being located in downtown Portland. It was a process which takes a minimum of 2 hours. He also suggested a temporary booking facility because the buses are running back and forth all day long. The prisoners could pick them up from Inverness and the Multnomah County Correctional Facility out here.

Councilor Thalhofer stated he had talked with the Sheriff and they stated they were going to do that in the next jail levy. It would make sense to use East County booking facility rather than being tied up for hours. The plan was for Inverness Jail.

7. REQUEST: Citizens Advisory Committee -- Establishment of Regular Meeting Dates
Jennings

Mayor Cox called this agenda item and called on City Attorney Jennings for his findings, as per Council request at an earlier Council meeting.

Jennings had prepared a memorandum which was before Council. He gave background information of the formation and purpose of the Citizens Advisory Committee.

Jennings stated the CAC came out of land use legislation Resolution 609 which set up a citizen involvement program due to the requirements that jurisdictions were to increase citizen involvement in land use issues. In response to that and Resolution 609, a CAC was set up. Jennings stated the CAC was a creature of land use laws. The specific function, specific cross section of people, must be represented on that committee to advise Council and Planning Commission on land use affairs.

Jennings stated the question as he understood his direction: Can we expand this committee to do more than that. Ill advised to expand with that particular committee. There may be other alternatives for Council to consider. Expand or create a CA group - there is no legal prohibition advising on a wide variety of issues. They can only advise, no legislative function can be delegated. Can't give up power to a CA group. Are there any drawbacks or considerations to give to a unified group as an ombudsman group to advise on any issues?

Jennings gave three possible alternatives 1] increased use of special committees formed from an activist group of citizens to meet and aid Council with technical issues. It could be of value to begin including citizens in subcommittees to provide fresh insight and ideas; 2] form a group of interested citizens, outside city sponsorship, to meet independently of city control or connection. The City Club of Portland could be a possible model. They could then provide reports to Council; 3] increased use of neighborhood associations which could be sponsored regularly with Council members and staff appearing regularly at association meetings.

Jennings summarized stating there was no legal prohibition against establishing a citizens forum or group to provide educational services to local residents interested in city government. The group could have no legislative function. It cannot supplant the Council's role as decision maker. Other than that, it may function in any capacity chosen.

Jennings stated there were some technical problems and possible political concerns which should be considered in setting up the group. The group shouldn't be formed from the present CAC, rather leaving that in tact, and appointing a new group or series of groups from created from the community to review ideas.

Councilor Fowler asked who the CAC was responsible to?

Jennings stated both to Planning Commission and City Council.

Councilor Fowler asked what the relationship of Planning Commission was in supervising the CAC?

Jennings stated that was contra-indicated. The CAC is an independent body reaching deliberations without the control of Planning Commission.

Councilor Fowler asked if that was their function?

Jennings stated their role was to bring the common mans view to the Planning Commission.

Councilor Fowler asked for clarification, the Planning Commission has no authority over CAC?

Jennings stated the CAC makes recommendations. The Planning Commission deals with the recommendations how they choose.

Mayor Cox called for comment/questions to Jennings.

Councilor Thalhofer stated a similar situation happened in Rockwood with Multnomah County. The people belonging to the groups decided they would like to take other issues than land use only, however, there wasn't legislative authority. They would study issues and make recommendations [neighborhood watches, crime, etc.] So, the East County Coordinating Committee was developed and still meets. They get community area groups and pass them on. Evolving further from the 1978 group required by law, 1984 Charter review committee included in the Charter there would be a citizen involvement program. It might be wise to study how that all came about, along with issues raised by Jennings.

Councilor Thalhofer stated the Neighborhood Association idea is a great one. Gresham has a strong group. Troutdale is getting big enough to handle all types of issues and make recommendations.

Jennings stated it would be nice to see the City stretching out to the citizens and the City Council could take a pro-active position in doing so.

Karen Burger-Kimber, 1675 SW Cherry Pk. Rd., Chair of CAC. Burger-Kimber stated the City was going through a transition. There had only been very few meetings of the CAC, however, recruitment was active. There was nothing to offer them as far as continuity. To go a year and a half without meetings was confusing. She stated offering something to allow for continuity and retaining/recruiting new people was important. Her request was for additional participation to open more access to the community and to let them know there is something to offer them.

Schmunk stated her neighborhood association was very active. There was no problem in requesting communities and agencies to speak to the organization. One thing that was generally found in neighborhood groups was that it was usually the same people participating all the time. Out of 360 homes she stated they were lucky to have 5 people show up at the monthly meetings. It was easy to talk about neighborhood participation, but it doesn't always work out.

Burger-Kimber stated she would like to see some type of vehicle to facilitate communication to the new people, as well as the rest, and keep encouraging participation in the community.

Mayor Cox agreed. He stated when something is affecting the people directly, they will come out. Otherwise, they don't.

Councilor Thompson agreed with Councilor Schmunk in that a focus and purpose was necessary. Bureaucracy is a common statement heard. Everyone on the Council is interested in community input. He supported the idea of a type of group or focus that could be developed.

Burger-Kimber thought that the CAC could be the initial focus since land use issues would continue to come up and that could be the group. To have adjunct opportunities [educational] occasionally to supplement the CAC responsibilities would be easier to recruit for the one group than two groups and not hold the interest of either.

Councilor Bui stated he had recently been at a CAC meeting where Mike Nelson attended regarding a park setting and what the people wanted. He viewed a tape of the Planning Commission meeting and felt that a committee should look at the issue. The Planning Commission doesn't have any use for the CAC any more. They are talking about term limitations. When it started, the former leaders handled it in a different manner. As a group it needs to come together to work something out for the city.

Councilor Thalhoffer again discussed the County model. Community planning groups [by state statute]. The individuals interested over the long-haul will always be the same people at everything. Issues were heard and decisions made whether it was or wasn't meritorious. Then the group would testify on meritorious issues before the Multnomah County Planning Commission or the Board of County Commissioners. Rather than one individual presenting their case, the support of the group or neighborhood association would support it which gave the issue more weight when testifying before a group.

Ripma, David 4220 S Troutdale Rd., President of Planning Commission. Having heard previous comments would take this as a recommendation of the Planning Commission. Prior to expansion of CAC responsibilities a total review of the CAC structure, number of members, length of service, appointment of Chair and how long; who decides when/where the CAC should meet and whether or not to establish regular meetings if they are in order.

Ripma stated the Planning Commission didn't have authority over the CAC the Council did. A personal response was a belief of evaluating a new role for the CAC. As a member of the Planning Commission, he had respect of the CAC recommendations. They are not frequent because their issues didn't come up too often.

Councilor Schmunk asked if the suggested resolution came from the Planning Commission and how long was it deliberated?

Ripma stated yes, it wasn't unanimous but there was a majority. They wanted the Council to review the structure. It took approximately 20 minutes.

Councilor Schmunk stated she viewed Planning Commission recommendation with interest, however, understood their charge was dealing with land issues. She was surprised they were trying to tell Council how to set up the CAC. She asked Cline if she was wrong.

Cline stated it did fit with Goal 1, yes.

Jennings stated the City and State was silent on the duties of the day to day running of the CAC.

Councilor Schmunk stated she began her City involvement through the CAC. When a new committee starts the bylaws, goals and objectives are set.

Councilor Thompson stated a separate committee could be formed with focus which could be done whenever deemed necessary by Council.

Christian stated neighborhood associations aren't legislative arms. They are offered support, but not financially supported in terms of what they would do. They may not want to be an official arm of the City but form associations to establish their own philosophies. The City could support them in terms of whatever purpose - if they choose.

Ripma wanted to clarify that the Planning Commission intent wasn't to usurped the Council authority. Prior to expanding the CAC responsibilities - the Planning Commission could be part of the process should Council decide to expand the CAC role.

MOTION: Councilor Thalsofer moved to establish a study committee to study the CAC and citizen involvement generally. The study committee responsibility would be to present to Council solutions or suggestions for the CAC; how it should function different from now and recommendations for other citizen involvement organizations or neighborhood associations. To save time, the study committee direction was to including models from Portland, Multnomah County, and Gresham. Councilor Bui seconded the motion.

DISCUSSION:

Councilor Thompson wasn't in favor of expanding the CAC and didn't feel a huge hurry.

YEAS: 5

NAYS: 0

ABSTAINED: 0

Mayor Cox stated he would present the list of members for a study committee at the next regularly schedule Council meeting.

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| 8. REPORT: Joint Cable Regulation Consolidation Task Force | Bui |
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Mayor Cox called this agenda item and called on Councilor Bui for his report.

Councilor Bui was the City representative to the task force and was prepared to make his report to Council. He began by stating each city would have a member and there would be a staff of 5 including Julie Omelchuck. The budget issue would be put together by new a Commission, approved by the cities with an agreement to be sent to all affected attorneys.

9. DEPARTMENT REPORTS:

- Finance - Gazewood called attention to the portion of his report showing the assessed value for the City which had grown by 24.6% increase over the prior year.
- Public Safety - Chief Collier [Chief Collier was out of town, however, his report was included in the Council packet materials. Christian was available for questions.]

There were no questions or further comment from the Departments of Community Services, Public Works or City Attorney.

- Executive - Christian stated there had been a request from ODOT to store rough chipped tires on the north section of freeway [south side of North Frontage rd.] They have an offer of free material [RMAC] to use in I-84 improvement project Wood Village section. The material would be stored for two years. It would violate, if not the code, the livability of the location of where it would be stored. Christian stated staff recommendation was 'no'. To be fair to the State Highway department she is bringing it to Council. There was a drainage facility near [cat tails growing there] - and could be an issue of wetlands?

The Council consensus was no.

10. COUNCIL CONCERNS AND INITIATIVES

Mayor Cox called this agenda item.

Councilor Bui expressed concern over the sidewalk in front of bike shop stating that the street elevators were in the sidewalk and created a danger to kids going over them.

Christian stated that meetings were scheduled with the State regarding the design of improvements on Historic Columbia Scenic Highway -- it was estimated in May, 1993 would begin the reconstruction of Historic Columbia Scenic Highway.

11. ADJOURNMENT.

Mayor Cox called this agenda item.

MOTION: Councilor Schmunk moved to adjourn. Councilor Fowler seconded the motion.

YEAS: 5 [Bui, Fowler, Schmunk, Thalsofer, Thompson]
NAYS: 0
ABSTAINED: 0

ADJOURNED.

The October 27, 1992 regular City Council meeting was adjourned at P.M.

Sam K. Cox, Mayor

Dated: _____

ATTEST:

Valerie J. Raglione, CMC

City Recorder

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