



CITY OF TROUTDALE

AGENDA

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

7:00 P.M. -- MAY 11, 1993

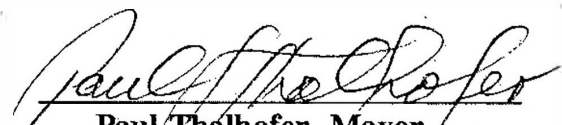
NOTE: All times listed are approximate; items may not be considered in the exact order listed.

- 7:00 (A) 1. PLEDGE OF ALLEGIANCE, ROLL CALL, AGENDA UPDATE**
- (A) 2. CONSENT AGENDA:**
- 2.1 Accept Minutes - 4/13/93 ; 4/27/93 Regular Session 1993; 4/17/93 Special/Executive Session; 4/20/93 Executive Session**
- 2.2 Business Licenses - Month of April, 1993**
- (I) 3. PUBLIC COMMENT: Please restrict comments to non-agenda items at this time.**
- 7:10 (A) 4. APPOINTMENT: City Council Vacancy [Position #5 Term Expires 1/95]**
- 7:15 (A) 5. APPROVE: Windust Request for Approval of Transfer Sewer Reservations from one Tax Lot to another.**
- 7:25 (A) 6. APPOINTMENT: Selection Committee Recommendation for Appointment to Planning Commission Vacancy [Position #1 Term Expires 1/97]**
- 7:35 (A) 7. STATUS REPORT: Challenge to Ballot Title Jennings**
- 8:00 (A) 8. PUBLIC HEARING/RESOLUTION: Establishing and Revising Fees & Charges**
- Declarations, Challenges, Ex Parte Contact**
- PUBLIC HEARING:**
- .1: Open Public Hearing**
- .2: Declarations, Challenges, Ex Parte Contact**
- .3: Summation by Staff**
- .4: Public Testimony: Proponents**
- .5: City Council Questions**
- .6: Public Testimony: Opponents**

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- .7: City Council Questions
- .8: Rebuttal
- .9: City Council Questions
- .10: Recommendation by Staff
- .11: City Council Questions
- .12: Close Public Hearing Process.

- 8:25 (A) 8b. RESOLUTION: Establishing and Revising Fees & Charges
- 8:30 (A) 9. RESOLUTION: Authorizing the Award of a Construction Contract for Phase II of the Wastewater Treatment Plant Modifications Consisting of a Sludge Lagoon and Access Road Improvements
- 8:35 (A) 10. DISCUSSION: Extension of City Attorney Services
- 8:45 (A) 11. SELECTION/CONSIDERATION: Representative for Negotiations of Real Property [Columbia Park]
- 8:55 (A) 12. MOTION: City of Troutdale to Oppose Withholding State Shared Revenues
- 9:05 (A) 13. RESOLUTION: Adopting the 1993 CABO 1 and 2 Family Dwelling Code
- 9:15 (A) 14. RESOLUTION: Stating the City of Troutdale Support for the Multnomah County Jail Levy
- 9:18 (A) 15. RESOLUTION: Stating the City of Troutdale Support for the Multnomah County Library Levy
- 9:25 (A) 16. DEPARTMENT REPORTS:
 - Finance
 - Public Safety
 - Community Development
 - Public Works
 - City Attorney
 - Executive
- 9:30 (A) 17. COUNCIL CONCERNS AND INITIATIVES
- 9:45 (A) 18. ADJOURNMENT.


 Paul Thalhofer, Mayor
 Dated: 5/6/93

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

7:00 P.M. -- MAY 11, 1993

1. PLEDGE OF ALLEGIANCE, ROLL CALL, AGENDA UPDATE

Mayor Thalhofler called the meeting to order at 7:00 p.m. and called on Councilor Prickett to lead the pledge of allegiance.

City Recorder Raglione called the roll.

PRESENT: Burger-Kimber; Prickett; Ripma; Thompson; Thalhofler
ABSENT: Schmunk

STAFF: Christian, Cline, Collier, Galloway, Gazewood, Raglione

PRESS: Web Ruble, Oregonian
Lynn Nakvasil, Gresham Outlook

GUESTS: Howard Hanson, Pat Smith, Jim Wakeman, Marleen Sperr, Wally Slusarczyk, Laura Slusarczyk, Walt Postlewait, Ed Lopes, Don Lloyd

2. CONSENT AGENDA:

Mayor Thalhofler called this agenda item.

City Recorder Raglione stated the minutes were prepared and before Council but would need time to review.

MOTION: Councilor Thompson moved to approve the Consent Agenda 2.1 [2.1 Accept Minutes - 4/13/93 ; 4/27/93 Regular Session 1993; 4/17/93 Special/Executive Session; 4/20/93 Executive Session]. Councilor Burger-Kimber seconded the motion.

YEAS: 3 [Burger-Kimber; Prickett; Thompson]

NAYS: 1 [Ripma]

ABSTAINED: 0

MOTION PASSED

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

Mayor Thalsofer called this agenda item.

Mayor Thalsofer first commented on his goals as Mayor he would like addressed. [1] Evaluation of evaluation process; [2] Council workshop & relationships; [3] Rules of procedure; [4] Selection process for committees; [5] Charter Review Committee {immediately}; [6] Troutdale Municipal Code - League services; Citizen involvement structure; Police Advisory Committee.

Chief Collier was asked to discuss the Police Advisory Committee. Conceptual stage similar to Portland Chief Forum with members representing neighborhood groups, schools, businesses, community at large [CC] and himself. Scope of work - would be to: 1] assist PD in setting community priorities; 2] serve as a communication link back to communities and make recommendation to decision making at PD; 3] serve as a sounding board to PD; 4] make recommendation and review budget to assist with prioritizing police programs; 5] educate community to community policing - current progress and potential; 6] advocate the Police Dept.

Mayor Thalsofer continued: goal setting; strategic planning process should begin. Photo's of Mayor and Council in lobby w/positions identifying person[s]; downstairs in entry way - City Administrator, City Recorder, Department Heads with title[s] of position. He stated there was a volunteer to do the photo's for a minimal charge. The Charter review process was already moving forward as the League was gathering information to be sent to the City.

Howard Hanson, 2500 NE 201st, Troutdale. Thanked Council members for the privilege of offering his dissertation at last meeting. He discussed citizens wishing to allow their opportunity to have a special election. Agenda 11 appeared to be a done deal. Voting for Mayor you want citizen participation yet after he had made comments at the last meeting he received a veiled threat. Any disagreement was apparent cause for intimidation, and threats of legal action. He addressed the costs of a special election and stated he had spoken with Michael Cox of Multnomah County Elections who stated it would cost approximately 55 cents per voter single issue, mail in ballot. It could apparently be accomplished for approximately \$3,000. Council should undertake a special election for filling the vacancy of Mayor and two councilor positions. He challenged the Council to act in good faith for the benefit of citizens of Troutdale. There should be an accountability for good government;

unaccountability for bad government. He then commended Councilor Burger-Kimber for favoring an elected official.

Hanson thanked the Mayor for addressing some of the issues that he had brought out in his testimony. He stated the City needed bold moves to get something done.

Mayor Thalhoffer stated he could rest assured there was full speed ahead on the issue of the Charter.

Bruce Stannard, 3475 Elizabeth Pl. Commented regarding the Citizens Advisory Committee. Parks Advisory Board was discouraging to have a meeting and two people show up. He stated something needed to get going on that part of committee selections to give people responsibilities and jobs and in turn get some commitment.

Councilor Ripma asked if that was the last meeting?

Stannard stated yes, he and Val [Lantz] were the only persons attending.

4. APPOINTMENT: City Council Vacancy [Position #5 Term Expires 1/95]

Mayor Thalhoffer called this agenda item.

Councilor Ripma suggested waiting until Schmunk was present. He wished to have her views.

Councilor Burger-Kimber stated she spoke of a special election at the previous Council meeting. The City Attorney was going to provide information at this meeting.

City Attorney Jennings gave background of how Council should go about filling the seat. Troutdale was a homerule City which meant we rely on direction given from the Charter unless specifically preempted by State Statute. Vacancy from elective office, City has a measure in the Charter talking to filling vacancies. City Council or Mayor position shall be filled by appointment of the Council. In legal terms "may" gives an option; "shall" means mandatory. Sec. 24; Sec. 29; Sec. 33 is clear that the vacancies shall be filled by Council. Jennings looked at State Statutes to [2.84.010] when the Charter and Code was silent you then look to State law to solve. ORS 221.230 addressed emergency in event of hardship to community. ORS 221.005 shall be filled by appointment of remaining City Council. The only time for a special election was 'less than quorum'. If no quorum, Multnomah County Board of Commissioners appoints to fill position[s]. Jennings stated, in summary, there was no provision for use of special election to fill Council seats at this time.

Mayor Thalhoffer stated that was understood and would be moving with great speed to get a Charter Review Committee.

Marleen Sperr, 2032 SW Hensley Rd. [Testimony in original minute package]. Read letter of support for Slusarczyk.

Walter Slusarczyk, addressed the appointment for vacancy on City Council. 3 positions in over 10 years. Bicycles could be purchased outright; line items removed could be replaced. 39% turnout for the last special election. Charter Review could address vacant positions. He could provide representation within the community. Citizen input and open Council is commendable. The last Outlook had open invitations for citizen involvement. Change was often difficult and uncomfortable. The vacancy shouldn't be filled by a familiar face but should fill duties as City Councilor with the best interest of the community and benefit the largest number of citizens in the community. He requested he be considered for the position.

Kris DeSylvia, SW McGinnis - Raised question and believed election the best avenue. Is it possible for Council to appoint someone until there is opportunity to have the election. That person then step down?

Jennings stated it states 'fill the remaining term'.

DeSylvia asked for the definition of special election.

Jennings stated one of five designated elections during year.

Howard Hanson, Did I misunderstand wasn't there a motion to move to the next item. He objected to any appointments this evening on several grounds. Marge Schmunk was not here who represents a goodly number of people. Since individual citizens would like to talk to Council for any of the appointments. It was important to have full Council to do arm twisting to Council for appointments of these people.

Councilor Burger-Kimber asked if there was some names being considered at this time.

Councilor Ripma stated there were letters from individuals that have expressed interest in the position. They are by no means a complete list of those people that would be considered.

MOTION: Councilor Thompson moved to table this item. Councilor Prickett seconded the motion.

YEAS: 4 [Burger-Kimber, Prickett, Ripma, Thompson]

NAYS: 0

ABSTAINED: 0

MOTION PASSED

5. APPROVE: Windust Request for Approval of Transfer Sewer Reservations from one Tax Lot to another.

Mayor Thalhoffer called this agenda item.

Cline gave background information stating that in 1979 sewer reservations were sold to lock in the sewer capacity. The reservations go to the piece of property. It had previously been Council policy to allow transfer of reservations from one property to another. This was a request that reservation[s] from Tax Lot 159 be transferred to Tax Lot 212. He extended his appreciation to Barker for doing the job of maintaining the tracking of these reservations.

MOTION: Prickett moved to approve transferring some reservations from Tax Lot 159 to Tax Lot 212. Councilor Ripma seconded the motion.

DISCUSSION:

Frank Windust, 37938 SE Rickert Rd. stated he had a potential buyer for the lot that could use a portion of the connections. There were 22 and he couldn't use all of them. The remaining not needed could be transferred to another property. The amount was currently unknown that would be needed.

Councilor Ripma asked if there would be a hardship if not acted on this evening?

Windust stated yes, due to the pending sale, it was needed to be known as soon as possible.

Councilor Ripma reword the approval in view of the comments. He withdrew second. Prickett removed the motion.

MOTION: Councilor Prickett moved to allow the request of Windust to transferring the needed amount of sewer reservations from TL 159 to TL 212. Councilor Ripma seconded.

YEAS: 4 [Burger-Kimber, Prickett, Ripma, Thompson]
NAYS: 0
ABSTAINED: 0

MOTION PASSED

6. APPOINTMENT: Selection Committee Recommendation for Appointment to Planning Commission Vacancy [Position #1 Term Expires 1/97]

Mayor Thalhoffer called this agenda item.

Councilor Ripma asked if this was to fill seat of person that just resigned?

Mayor affirmed and called for public comments to this item.

Howard Hanson stated he had the same argument - wait until there was a full Council in attendance. That would enable citizens to have an opportunity to discuss with Council members prior to the appointment.

Mayor Thalsofer stated the Troutdale Planning Commission was reviewing the Development Code May 19. If the President of the Planning Commission could comment on the importance of appointing someone to that position.

Walter Postlewait, 1624 SW 24 Court. wished to have Council to proceed with an appointment so there could be a full Commission at the beginning of the review. The CAC would be involved in the process also.

Councilor Burger-Kimber asked in convening the CAC would they sit in on the same meetings or separate?

Postlewait stated either way, but it needed to be done. The CAC would be involved also to encompass more citizens.

Councilor Burger-Kimber thought it was a good idea to include CAC.

MOTION: Councilor Ripma stated letter from Polly expressing interest in the position. He couldn't think of a better choice. He moved filling the position now and nominated Patricia Polly. Councilor Thompson seconded the motion.

Call for question by Councilor Prickett.

YEAS: 3 [Prickett, Ripma, Thompson]

NAYS: 0

ABSTAINED: 1 [Burger-Kimber]

MOTION PASSED

Councilor Ripma stated he favored a regular application for any future openings.

Councilor Burger-Kimber clarified her abstention stating there were unusual circumstances.

7. STATUS REPORT: Challenge to Ballot Title	Jennings
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Mayor Thalsofer called this agenda item.

Jennings stated Judge Roth ruled in a letter opinion which was to be mailed no later than today. Council would be advised at the next session.

Councilor Burger-Kimber asked for clarification.

Jennings gave background stating the ballot title was challenged due to language not being understandable. Ballot title challengers wanted less neutral language [i.e., discussing discrimination]. The issue was to present to voters the most neutral, least inflammatory, most understandable. The ballot title language has been challenged in approximately 8 cities. Difficult to predict what the judge will do. There was no appeal process.

Councilor Burger-Kimber asked for copy of all three [Jennings/OCA/Challengers/Judge].

Councilor Thompson asked for timeline.

Jennings stated no timeline for gathering signature [must be renewed annually]. Assuming signatures were gathered likely earliest date would be September special session, next most likely would be November.

8. PUBLIC HEARING/RESOLUTION: Establishing and Revising Fees & Charges

Mayor Thalhoffer called this agenda item.

Councilor Burger-Kimber stated a challenge could be information provided by Lantz for Sam K. Cox Building. She challenged other information since she would like to table the item to gather historic data from other jurisdictions.

PUBLIC HEARING:

.1: Open Public Hearing - 8:15 p.m.

.2: Declarations, Challenges, Ex Parte Contact

.3: Summation by Staff - Cline gave support information. Greatest concern having been Community Park Rental. 5a and 5b omission of reference to CABO code - included as requested by Councilor Prickett.

Councilor Ripma asked what changes would all be in boxes?

Cline, no.

Christian stated the public hearing could continue in order to take comment and then consider the resolution at next meeting, as well as take additional comment.

Councilor Burger-Kimber wished to see an analysis of time that Cline stated had been done to evaluate for increase in fees/charges. She asked to have that information made available to her.

Mayor Thalsofer asked the City Attorney about citizens having material to comment to.

MOTION: Councilor Burger-Kimber moved to continue this item to the next meeting to gather information and have additional information - why it was changed.

Councilor Ripma seconded the motion.

YEAS: 4 [Burger-Kimber, Prickett, Ripma, Thompson]

NAYS: 0

ABSTAINED: 0

MOTION PASSED

8b. **RESOLUTION: Establishing and Revising Fees & Charges**

Mayor Thalsofer called this agenda item and read the resolution by title.

9. **RESOLUTION: Authorizing the Award of a Construction Contract for Phase II of the Wastewater Treatment Plant Modifications Consisting of a Sludge Lagoon and Access Road Improvements**

Mayor Thalsofer called this agenda item and read the resolution by title.

Galloway gave background data. Bids were received with tabulations at Council places of the 7 firms bidding. There was an overall 13% spread between high and low bids. Clearwater Construction was low bid and had been evaluated by the City. Clearwater Construction was the recommendation to be awarded the contract for this project.

Councilor Burger-Kimber asked if Clearwater did the Marine Dr./Sundial Rd?

Jennings stated Yes. They had come in after the other contractor was declared in default. Their bid came in more than 10% below engineer's estimate. Clearwater was well known, reputable and well within the range as well as below engineer's estimate.

Councilor Burger-Kimber asked if Emery & Sons had done a satisfactory job of Phase I? Was there a reason why to necessarily go with lowest bid?

Galloway stated the lowest bidder is the reasonable course of action here. Emery was doing Phase I and Phase II was is a little different type of work. Plumbing and mechanical with construction of 1700 ft. access road.

Councilor Burger-Kimber stated Clearwater had come back several times needing additional monies - circumstances arise without anticipating additional costs...

Christian stated the State law, unless there was a specific exemption, contracting law requires to go with lowest bid. It would require OEDD's approval of an exemption of this contract

from that state law. She stated there had been continuing comments to public purchasing since the law requires to take the lowest bid, regardless of quality.

Galloway to respond to question. If low bid was significantly lower. There was a tight range of bids in this case and it didn't appear that they were overlooking or manipulating the process through change orders.

Councilor Burger-Kimber asked if there could be a ceiling or cap on the contract?

Jennings stated every construction contract has a clause called 'change in condition' clause, allowing them to apply for additional if parties to the contract agreed. The contract had been drafted by the engineering company. He would be surprised if someone would bid with a ceiling on it of possible underground watering concerns.

Galloway stated [1] bids were drawn up as unit price items; [2] change of conditions as mentioned by Jennings. He would be remiss by not saying there is a good likelihood of some change orders. Phase I had change orders up to #15. They were usually small in dollar amounts, but could be a technical matter in the work being done. He didn't believe it was wise to set an absolute number.

Councilor Burger-Kimber asked to be kept apprised of Phase II to know where the City was in its financial matters. A recap of change orders in the form of a general staff report and what the dollar amount was looking like to give Council a continual feel for this project.

Christian stated Clearwater had done work in the area and there had been no problems with the contractor at all. Clearwater had done and was doing Stuart Ridge.

Councilor Ripma asked if the arbitration clause was removed?

Jennings stated yes.

Thompson stated in order to not take lowest bid would require expertise which no one here right now had.

Jennings gave background information of a dispute that entailed binding arbitration.

MOTION: Councilor Prickett moved to accept resolution as written. Councilor Ripma seconded the motion.

YEAS: 4 [Burger-Kimber, Prickett, Ripma, Thompson]

NAYS: 0

ABSTAINED: 0

MOTION PASSED

10. DISCUSSION: Extension of City Attorney Services

Mayor Thalhoffer called this agenda item.

Christian stated this was before Council, as had been requested, in writing. A motion to accept if there were no changes would be appropriate.

MOTION: Councilor Ripma moved to accept the extension of City Attorney services.
Councilor Prickett seconded the motion.

YEAS: 4 [Burger-Kimber, Prickett, Ripma, Thompson]

NAYS: 0

ABSTAINED: 0

MOTION PASSED

Councilor Burger-Kimber asked to appoint a selection committee at the June 22 meeting make recommendation at July 13 Council meeting regarding the Request for Proposals for City Attorney services.

Mayor asked Council if they wished full council to evaluate due to the importance of this position?

Councilor Burger-Kimber suggested changing Page 1, B - selection committee to be the entire Council.

Councilor Ripma saw nothing inconsistent and suggested leaving as is.

BREAK - 5 minute.

11. SELECTION/CONSIDERATION: Representative for Negotiations of Real Property [Columbia Park]

Mayor Thalhoffer called this agenda item.

8:55 p.m. 16:34 Side 4

Lantz stated there were 3 very qualified firms. Her recommendation due to one firm with a wider variety of services - was David Evans & Associates. A representative of that firm was present.

Will Werner, David Evans & Associates, 2828 SW Corbett. Werner stated he had submitted a proposal. He was a certified appraiser. Right of way negotiations was done nearly exclusively, and had represented several other cities. He understood the challenges and believed that he could work efficiently. He was currently representing a nearby City for open spaces and park areas. Unique in field, many experts in related fields which included hazard materials. Quick answers for specific problems are available due to the firm and qualified

people within 50' of each other. The not to exceed limit was \$5400. Actual costs were projected at \$2,600 for a realistic estimate but liked to cover for the unexpected.

Councilor Burger-Kimber asked if Werner was aware of a ceiling on the proposals? There was a ceiling of \$3,000 for this project.

Werner stated he wasn't aware of it. He would put a not to exceed amount of \$3,000 as a ceiling. He had no problem with that. An unpredictable factor was that negotiations for this did involve another government.

Councilor Burger-Kimber asked if it could be revised to not to exceed \$3,000. If a point was reached where further budget was needed, a request would be made to Council.

Councilor Ripma asked why there was another proposal for the not to exceed \$3,000 amount. Acquisition of the park was the issue. Right of Way appeared to be a solid outfit. He asked Lantz why she had made the recommendation she did?

Lantz stated the actual dollar amount was within \$5.00 of each other. If City was going to contract with someone to represent you she believed with Evans there were other services readily available. That appeared to be the only difference between the two and she leaned toward the availability of those services in case they were needed.

MOTION: Councilor Ripma moved to make award of contract to David Evans & Associates with a not to exceed \$3,000 with the understanding that if additional funds are needed they will be back before Council. Councilor Thompson seconded the motion.

YEAS: 4 [Burger-Kimber, Prickett, Ripma, Thompson]

NAYS: 0

ABSTAINED: 0

MOTION PASSED

12. MOTION: City of Troutdale to Oppose Withholding State Shared Revenues

Mayor Thalhofer called this agenda item.

Christian stated Representative Minnis proposed this bill to hold in abeyance for the biennium to fund general fund operations within the state's budget. The League of Oregon Cities called to have an immediate response to the bill. A copy of the letter the Mayor signed, which stated impacts of the loss of state shared revenues. The Mayor had asked this be added to the agenda.

Christian clarified the figures for purposes of the audience. Total amount was \$136,229. She added property taxes collected funded the police and fire operations which equalled

approximately the total of all property taxes collected in the city limits. Shared revenues were used to fund other general functions of the City other than those two listed. The City did depend on the funds for services.

Councilor Ripma asked if the funds were based on population?

Christian stated yes. That was also why the PSU projected populations were always depended on.

MOTION: Councilor Thompson moved that Council object as strongly as possible and let it be known to our own representative who sponsored this bill. Councilor Ripma seconded the motion.

DISCUSSION:

Mayor Thalhoffer wanted additional support of the Council. The letter had already been sent to meet the hearing timelines. He stated don't forget the state had mandated things to the city without appropriating money to support the mandates.

Councilor Thompson stated Minnis was strongly against levying new taxes. He preferred to rob from the cities which was a very poor policy.

Councilor Burger-Kimber stated she agreed with the letter but would also like to send a couple other letters.

Councilor Ripma urged a yes vote.

YEAS: 4 [Burger-Kimber, Prickett, Ripma, Thompson]

NAYS: 0

ABSTAINED: 0

MOTION PASSED

Mayor Thalhoffer suggested each councilor write a letter.

13. RESOLUTION: Adopting the 1993 CABO 1 and 2 Family Dwelling Code

Mayor Thalhoffer called this agenda item and read the ordinance by title.

Cline stated the code had been created because of concerns over the BCA. The State took action April 28 and he had received notification May 3. This was the City's affirmation of what the State had already done.

MOTION: Councilor Ripma moved to adopt the ordinance. Councilor Prickett seconded the motion.

YEAS: 4 [Burger-Kimber, Prickett, Ripma, Thompson]

NAYS: 0

ABSTAINED: 0

MOTION PASSED

14. RESOLUTION: Stating the City of Troutdale Support for the Multnomah County Jail Levy

Mayor Thalhoffer called this agenda item and read the resolution by title. He believed it was important for the City to make a statement now. Most persons have probably already voted on this item but he wanted to go on record supporting jail space.

Howard Hanson stated the new Attorney General was going to reduce sentences and release convicted drug types early because they were given too strict a sentence during the previous administration. Federal and local prisons had a tremendous amount of people that had been convicted.

Councilor Thompson asked if the Attorney General could do that herself?

Hanson stated she could reduce the federal prisoners. They weren't holding drug offenders in County jails when the federal prisons were releasing them.

Councilor Ripma stated what the Attorney General did was not relevant to this particular levy. It is a continuation of a levy that is on going and terminates unless it is renewed. He didn't want to leave this issue in a confused state. He supported the levy and regardless of what the AG said, we should all get behind it.

Councilor Thompson agreed.

MOTION: Councilor Ripma moved the Council express support for the Multnomah County Jail Levy. Councilor Burger-Kimber seconded the motion.

YEAS: 4 [Burger-Kimber, Prickett, Ripma, Thompson]

NAYS: 0

ABSTAINED: 0

MOTION PASSED

15. RESOLUTION: Stating the City of Troutdale Support for the Multnomah County Library Levy

Mayor Thalhoffer called this agenda item and read the resolution by title. He stated libraries are important for the quality of life in the County, whether rich or poor they were available to all.

Councilor Ripma stated this was for continuation of the library levy to support libraries. He agreed it was an important function of government to support libraries.

Councilor Thompson agreed.

MOTION: Councilor Prickett moved to express support for the MC Library levy.
Councilor Burger-Kimber seconded the motion.

YEAS: 4 [Burger-Kimber, Prickett, Ripma, Thompson]

NAYS: 0

ABSTAINED: 0

MOTION PASSED

16. DEPARTMENT REPORTS:

Mayor Thalhofer called this agenda item.

• Finance - Councilor Burger-Kimber addressed items on the check register which she had highlighted for a response to those specific items.

Check #028047 - Appraisal for land on Harlow regarding Sandy Erosion Project where the Corps of Engineers was shoring up. Also right-of-way for Bennett easement. #028062 - Rescue Towing. Councilor Burger-Kimber asked if that wasn't usually property owner responsibility?

Cline stated between his and Collier's department private property is generally a nuisance and otherwise it was the responsibility of the Police Department.

Councilor Thompson asked if this could be dealt with other than taking up Council time for this independently.

Councilor Burger-Kimber continued #028064 - Computer for Environmental Specialist position. The equipment was reassigned for a scanner. Councilor Burger-Kimber asked if this item was budgeted last year and being purchased now? Gazewood responded yes. #028027 - Maintenance items purchased by Facilities Maintenance Division for repair of park structures.

Councilor Thompson asked if there was some point that Councilor Burger-Kimber wished to make. She wanted to be aware and Council to be aware of some of the expenditures.

Councilor Thompson stated deal with outside Council meeting. He objected to this type of a process.

Mayor Thalhofer agreed. He asked that Councilor Burger-Kimber speak to the department heads and if there was something wrong bring to Council. It sounded like a witch hunt. It was spending a great deal of time with no problems identified.

Councilor Burger-Kimber asked if this was a budgeted item since there wasn't a project budgeted and was it normal for this type of expenditure to be made under those circumstances.

Councilor Thompson stated she could ask the City Administrator.

Galloway stated it was a jobs bill and it was moved out earlier in order to have the project on the shelf.

Councilor Ripma asked if this was a budgeted item?

Galloway stated there was project money in the storm water fund.

Councilor Ripma stated since it was budgeted, there was nothing wrong with this. If there's a question, he would call and ask. There are reasonable explanations on these. You can find out the answer yourself.

Councilor Burger-Kimber had asked for a recap of the expenses on the Marine Drive project #028171 was an amount to be included as a recap, as well as other expert witnesses, on any of the costs of that project.

Gazewood stated the two billings were two of three bills that got pigeonholed and he accepted responsibility for that Marine Dr./Sundial Rd. project and were part of the value costed to the Council last winter. The bills were part of that cost accounting. They were misplaced and the vendors were asking for payment, through the attorney handling the case. They were paid late and he [Gazewood] took responsibility for that.

Mayor Thalhofer asked for a recap of all expenses of that project.

Gazewood stated he would have at the next Council meeting.

- Public Safety Mayor Thalhofer asked how the bicycle project was going?

Collier stated \$750 had been raised. A substantial fund raiser at Thriftway was planned for July 10.

- City Attorney - Would like a forfeiture ordinance in this city. They are controversial but work. He had draft form and could bring it forward if Council agreed.

- Executive - Christian discussed the Sylvia Rose meeting 5/22.

17. COUNCIL CONCERNS AND INITIATIVES

Mayor Thalhofer called this agenda item.

Councilor Burger-Kimber was concerned with the recent notice requesting volunteers apply to the City for committees they might be interested in. It was to run in the Community Bulletin Board through Cable Television and she hadn't seen it run. City Recorder Raglione stated she would check back to see that it was running on both Channel 22 and 34.

Councilor Thompson asked how Wastewater Management was progressing on their compliance issues?

Galloway stated sewer in amount of \$600 hadn't been paid. Testing results would be sent soon and reports to Council would be made. The O&M wasn't yet received. The clock was now running for the back taxes to be paid [6/10].

Councilor Thompson asked to write a letter regarding the state shared funds.

18. ADJOURNMENT.

Mayor Thalhofer called this agenda item.

MOTION: Councilor Thompson moved to adjourn. Councilor Prickett seconded the motion.

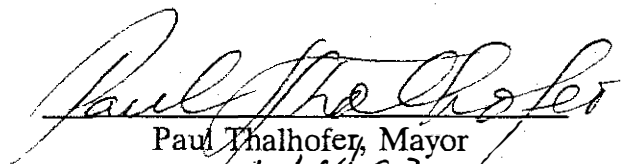
YEAS: 4 [Burger-Kimber, Prickett, Ripma, Thompson]

NAYS: 0

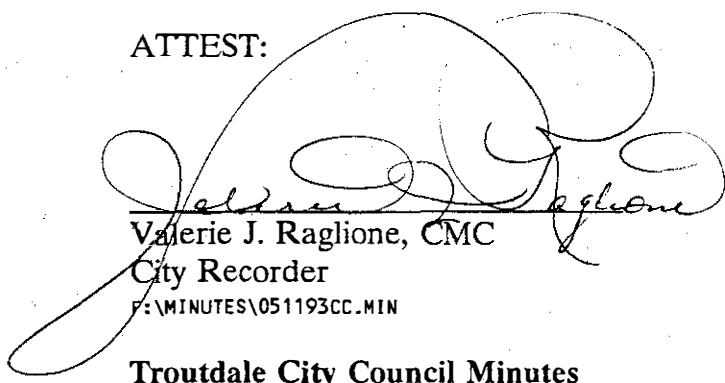
ABSTAINED: 0

MOTION PASSED

The meeting was adjourned at 10:15 p.m.


Paul Thalhofer, Mayor
Dated: 6/18/93

ATTEST:


Valerie J. Raglione, CMC
City Recorder
F:\MINUTES\051193CC.MIN

**Troutdale City Council Minutes
May 11, 1993**

CITY OF TROUTDALE

PUBLIC ATTENDANCE RECORD

MEETING DATE 5-11-93 TYPE City Council

PLEASE COMPLETE THE FOLLOWING

PRINT NAME	ADDRESS	PHONE#
HOWARD HANSON	2500 N.E. 20 th AVE TROUTDALE	666-2178
Pat Smith	1200 SW Kendall St	666-8912
JIM WAREMAN	1209 S.W. 26 TH ST.	667-5937
MARLEEN Speer	2032 SW HENSLEY	665-3325
Wally Slusarczyk Laura Slusarczyk	121 SW 25 th Cir	661-6283
C Scott Cline	104 S.E. Kibling	665-5175
Bob Hazewood	104 S.E. Kibling	665-5175
Drew Louier	TROUTDALE POLICE	665-6129
WALT POSTLEWAIT	1674 SE 28 th Cir	666-1390
ED LOPES	2232 S.W. LARSSON	

CITY OF TROUTDALE

PUBLIC ATTENDANCE RECORD

MEETING DATE 5/11/93 TYPE _____

PLEASE COMPLETE THE FOLLOWING

PRINT NAME	ADDRESS	PHONE#
Don K. Lloyd	1540 SW. 25 th	666-3670