

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. -- SEPTEMBER 14, 1993

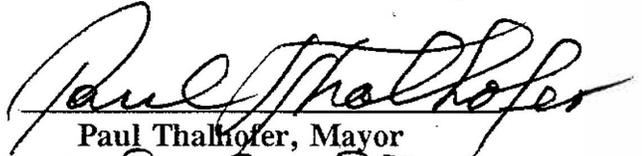
NOTE: All times listed are approximate; items may not be considered in the exact order listed.

- 7:00 (A) 1. PLEDGE OF ALLEGIANCE, ROLL CALL, AGENDA UPDATE
- 7:05 (A) 2. CONSENT AGENDA:
2.1 Accept Minutes - Regular Sessions August 10, 1993 & August 24, 1993
2.2 Business Licenses - Month of August 1993
2.3 Resolution - Declaring Property Surplus.
- 7:10 (I) 3. PUBLIC COMMENT: Please restrict comments to non-agenda items at this time.
- 7:20 (A) 4. PRESENTATION: Plaque - Achievement for Excellence in Financial Reporting.
- 7:30 (A) 5. RESOLUTION: A Resolution Terminating an Intergovernmental Agreement Between the Cities of Troutdale and Gresham for Solid Waste/Recycling Services. Galloway
- 7:45 (A) 6. RESOLUTION: Resolution Supporting Drug Free School Zones. Collier
- 7:55 (I) 7. DISCUSSION: Feasibility of Trees in Downtown Area Along Columbia River Highway. Galloway
- 8:10 (I) 8. DISCUSSION: Letters of Concern From Howard Hanson Regarding Organizations Using City Hall Mailing Address.
- 8:25 (A) 9. RECOMMENDATION: Consulting Services For Natural Resources Management Ordinance.
- 8:40 (I) 10. DEPARTMENT REPORTS:
• Finance

- Public Safety
- Community Development
- Public Works
- City Attorney
- Executive

8:50 (I) 11. COUNCIL CONCERNS AND INITIATIVES

9:00 (A) 12. ADJOURNMENT.


Paul Thalhofer, Mayor
Dated: 9-2-93

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

7:00 P.M. -- SEPTEMBER 14, 1993

1. PLEDGE OF ALLEGIANCE, ROLL CALL, AGENDA UPDATE

Mayor Thalhofer called the meeting to order at 7:01 P.M. and asked Councilor Prickett to Lead the Pledge of Allegiance.

Deputy City Recorder Martinez called the roll.

PRESENT: Burger-Kimber, Lloyd, Prickett, Ripma, Schmunk, Thalhofer

ABSENT: Thompson

STAFF: Barker, Christian, Collier, Galloway, Gazewood, Lantz, Martinez, Worthington

PRESS: Web Ruble - Oregonian, Howdy Stout - Outlook

GUESTS: Irene Ewald, Howard Hanson, Chris Boitano, Gary Bisbee, Carolyn Taylor, Hollie Berry, Gregory Kirby, Frank Grande, Patty Polly

2. CONSENT AGENDA: 2.1 Accept Minutes - Regular Sessions August 10, 1993 & August 24, 1993; 2.2 Business Licenses - Month of August, 1993; 2.3 Resolution - Declaring Property Surplus

Mayor Thalhofer called this item.

Christian stated that item 2.3 had just been placed in front of the council and the council may want to consider this as a sperate item and that the minutes were not finished at this time.

MOTION: Councilor Ripma moved to accept item 2.3 of the consent agenda.
Councilor Prickett seconded the motion.

YEAS: 5
NAYS: 0
ABSTAINED: 0

3. PUBLIC COMMENT:

Howard Hanson voiced concerns regarding last minute changes to the agenda this caused the public to be uninformed and forced them to accept the one sided views of staff. There has been promises to change. Addressed concerns regarding SOP for natural resource areas, felt that is a over reaching of power by Troutdale bureaucrats. With type of control Troutdale bureaucrats can force cooperation from a property owner by fear of having an army of inspectors from a dozen bureaucracies turned lose on them if they don't go along with the bureaucrats new schemes. One new scheme is to force a developer to deed over a piece of land to the city and then force them to maintain that property or charge property owners in the development for the maintenance, this is blackmail. Discussed concerns of 30ft buffer along Beaver Creek.

4. PRESENTATION: Plaque - Achievement for Excellence in Financial Reporting

Mayor Thalhofer called this agenda item.

Mayor Thalhofer presented Bob Gazewood with a Plaque and Certificate from the Government Finance Officers Association for Excellence in Financial Reporting.

Gazewood thanked the Mayor and stated that he has a great supporting cast.

5. RESOLUTION: A Resolution Terminating an Intergovernmental Agreement Between the Cities of Troutdale and Gresham for Solid Waste/Recycling Services.

Mayor Thalhofer called this item.

Galloway stated that approximately a year ago Troutdale entered into this agreement with the City of Gresham to provide certain Solid Waste Management Services with Troutdale paying for those services in the amount of \$10,200.00. As we near the end of the first year those who have been involved in the Solid Waste Program, specificley our two

citizen representatives Hollie Berry and Irene Ewald along with Councilor Ripma, Darryl Worthington, and myself met to discuss the situation, and upon review felt that we could probably perform the services provided by Gresham more effectively and efficiently and therefore are recommending the resolution that you have before you to terminate the Agreement.

Councilor Ripma added that this decision was carefully considered by us. We had three meetings, this was done with quite a bit of deliberation on our part it was not taken lightly.

Councilor Lloyd asked what services were to be provided?

Galloway stated that some of the major ones were the preparation of an annual waste reduction plan, the preparation of year end report, applying for a grant from metro, conducting an annual rate review and some coordination with the haulers, Metro and other agencies.

Councilor Lloyd asked how our hauler, Ege Sanitary felt about this?

Galloway stated that he could not speak for Mr. Ege but he felt he could and would work with whomever he needed to.

Councilor Ripma spoke with Terry Ege and he does not oppose this.

Councilor Burger-Kimber stated that she attended the last meeting here at city hall when the staff and representatives met because I was concerned with what was happening and I wanted more information. I came away from the meeting feeling very satisfied about their recommendation.

Chris Boitano Gresham City Councilor stated that he also represents East Multnomah on the Solid Waste Advisory Committee that advises the Metro Solid Waste Committee. I became aware of some concerns with this agreement. David called me and shared his concerns, I think there are alot of customer services issues that need to be addressed, can you and you staff get in touch with us. I have met with your staff to flush out the issues, I look at Gresham as a business that is providing service and you are the customer. My goal tonight is to try to convince you that we are not perfect but I would like to try to make things work.

Council and Boitano discussed several items. (ATTACHED)

Boitano encouraged the council to give them the chance to address the concerns of Troutdale.

Gary Bisbee Chair, Solid Waste Advisory Committee addressed the accomplishments of

the Solid Waste Advisory Committee such as, the software that has be acquired for the rate study, the Curby Program and education, Multi-Family Recycling Program, ongoing education and promotion, development of the annual rate reduction plan, Yard Debris Plan, by using the IGA we avoid duplication of costs and staffing, it is more cost effective to the haulers that collect in more than one city.

Councilor Burger-Kimber asked to hear from the Troutdale representatives.

Hollie Berry and Irene Ewald stated that this has not been a quick or easy decision but they felt it would be in the best interest of the city to withdrawal from the IGA and have the staff take on those duties.

Council discussed this issue.

MOTION: Councilor Burger-Kimber moved to table this issue until November 9th and have staff prepare a cost analysis of the services covered by the IGA. Councilor Schmunk seconded the motion.

YEAS: 5
NAYS: 0
ABSTAINED: 0

6. RESOLUTION: Resolution Supporting Drug Free School Zones.

Mayor Thalsofer called this item.

Collier stated this is follow-up to council direction from the last meeting

Mayor Thalsofer read the Resolution.

MOTION: Councilor Ripma moved to adopt the resolution as read. Councilor Burger-Kimber seconded the motion.

YEAS: 5
NAYS: 0
ABSTAINED: 0

7. DISCUSSION: Feasibility of Trees in Downtown Area Along Columbia River Highway

Mayor Thalhoffer called this item.

Galloway stated that this is follow-up to council direction from the last meeting. Staff has developed three options for trees in the downtown area. He outlined the three options, Option 1, Sidewalk; Option 2, Parking Lane; Option 3, Planters.

Councilor Ripma stated that he felt that the trees would be a great addition to the downtown area and he would favor option #1.

Councilor Schmunk asked if the designs would meet the ADA standards and stated that the Downtown Concept Plan Task Force had discussed this at length and did not recommend trees and she felt we should stay with the Plan.

Gregory Kirby of Multnomah County stated that they could.

Councilor Lloyd stated that of the three options he would favor option #1.

Christian asked council to give staff direction on how to pay for this?

Councilor Burger-Kimber stated that she would be willing to contact the merchants personally and see how they felt about this issue.

Mayor Thalhoffer stated that we should mail notices to all of the business owners affected and if Councilor Burger-Kimber wanted to contact them in person that would be fine to.

Council discussed this item.

MOTION: Councilor Ripma moved to direct staff to 1. Notify the Merchants and Property owners affected and request comments at the next council meeting, 2. Look into funding possibilities, and 3. Limit notice to option #1. Councilor Lloyd seconded the motion.

YEAS: 4

NAYS: 1

ABSTAINED: 0

Burger-Kimber, Yea; Lloyd, Yea; Prickett, Yea; Ripma, Yea; Schmunk, Nay

Mayor Thalhoffer called a 10 minute break at 8:55 PM.

Mayor Thalhoffer reconvened the meeting at 9:08 PM.

8. DISCUSSION: Letters of Concern From Howard Hanson Regarding Organizations Using City Hall Mailing Address.

Mayor Thalhofer called this item.

Councilor Lloyd stated that he is President of the Troutdale Area Chamber of Commerce and they do receive mail here at City Hall even though it is not our official mailing address and the chamber is the beneficiary of other services of the city so I feel that I should excuse myself from this discussion to avoid any appearance of impropriety.

Councilor Ripma stated that he is President of the Troutdale Historical Society and they also receive some mail here at City Hall and to avoid the appearance of any bias he is going to step down also.

Councilor Lloyd and Councilor Ripma excused themselves from the chambers.

Mayor Thalhofer stated that everyone on the council is probably connected with one of these organizations but it should be satisfactory to just declare your connection.

Sercombe agreed with Mayor Thalhofer.

Councilor Schmunk stated that in a town this size you can not get away from members of the council being involved in various organizations of the city, she is a member of the Historical Society, former board member and officer and am currently a member of the Friends of Beaver Creek.

Councilor Burger-Kimber stated that she is a member of the Historical Society and a member of the Friends of Beaver Creek but she is also a member of this city council and as such attended a conference of the League of Oregon Cities at which we addressed non-profit organizations and the importance of having agreements with them that outlines the terms of the relationship.

Councilor Prickett stated that he is a member of the Historical Society and Secretary of the Lions Club, and they use various facilities of the city but he does not feel that there is a conflict of interest.

Mayor Thalhofer stated that he is a member of all most every organization in the city but he does not feel there is a conflict of interest.

Sercombe stated that this issue was brought to council because of two letters written by Howard Hanson that expressed concerns of the use of city hall by certain non-profit organizations as a place to receive their mail, he also raised questions of a planning

commissioner making decisions that affect an organization to which the commissioner belonged and that issue is more to be addressed by the Planning Commission. The matter before us is the city's relationship to these non-profit organizations. My review of this matter leads me to conclude that there is nothing illegal about the city entering into relationships with these non-profit organizations including the use of city hall as a mail drop. Relationships with non-profits is a very common thing with other Oregon cities. I have five suggestions, 1. There should be some sort of agreement in writing to outline the terms of the relationship, 2. Understand the roles of different parts of the organization in coming to these agreements, whose is responsible for forming these agreements, City Administrator or City Council, 3. Policies like prohibiting discrimination, regarding religion, etc., 4. Use of city hall to receive mail, set standards, 5. City staff time compensation, monetary or reciprocal services, how staff is used.

Howard Hanson stated that he has no objections if Councilors Ripma or Lloyd wish to participate in this discussion, he is not here advisarally. Would like to again comment on getting material that pertains to an item at the last minute, it does not give the public time to respond to the new information. Sercombe has skillfully avoided the issue of conflict of interest between the staff that are participating on these organizations. Two councilors left tonight because of conflict of interest but we don't have this with staff that are sitting on design review boards, Planning Commission and that sort of thing. Any funds that these organizations get from state or federal grants is money from all the citizens not just those of the city, there has been concern about why I come here and say things when I don't live with in the confines of Troutdale, quite frankly it is because you are spending my money. These organizations are spending my money, they are using staff, city hall, postage and other things. Beaver Creek mailings have Valerie Lantz as a contact person at 665-5175, I assume she is being paid by the tax payers when she is acting as the contact person. I would like to see a record of how much they are using the postage meter. I have no problem with these organizations using these things there just needs to be more accountability and records. The council should be the ones who decide who can use city hall it should not be left up to anyone else.

Patti Polly stated there is a 1992 Urban directory that list all of the non-profit organizations in the metro area and alot of them has a staff assigned to them. Hanson has raised an issue with respect to the Friends of Beaver Creek and as president it is my responsibility to respond. He stated that it is a conflict of interest for the friends to use the city's mailing address. Many organizations have full time staff involvement because these staff people are also concerned not only with the organization but with the livability of there community in general, staff are assigned to assist with technical issues, grant writing etc. even the State of Oregon provides staff assistance to various organizations. The Friends of Beaver Creek has been in existence for less than one year and already we have held 2 clean-ups removing thousands of pounds of debris. We assist Troutdale in applying for grant money to be used in Beaver Creek. We volunteer labor to make these improvements happen. There are 2 grants we are trying to get which total about \$27,000. We have

created a technical advisory committee to study the creek. We have worked with the schools in education and grant monies. We work with Various Neighborhood Associations that may be effected by Beaver Creek and proposed development in there community. The Friends of Beaver Creek are not against development we are in favor of good neighbors. Many of our volunteers help with various city events. I think we have more the compensated the city for their assistance. Hanson is not a member of this community so who cares what he thinks.

Frank Grande stated that Hanson argument about taxes should be taken up with the Governor or the President because he is talking about state and federal taxes. The benefit that the Friends of Beaver Creek and other organizations give to the City of Troutdale far outweigh any benefit that the city gives us. I think this issue has been blown out of proportion.

Hanson stated that he would like to respond.

Mayor Thalhofer stated that he didn't want this to become a debate.

Councilor Burger-Kimber stated that Hanson took more time to make his presentation then Polly and Grande and she feels that this has gone far enough.

Hanson read from a City of Troutdale resolution stating that the city elects to receive state shared revenue. He stated that this proves that his tax money is used in the city.

Councilor Burger-Kimber stated that regardless of where Hanson lives or pays his taxes he has the right to speak.

Council discussed the issue.

MOTION: Councilor Burger-Kimber moved to direct staff to formulate policies based on the recommendation by the City Attorney and that they come back to council with the policies and guidelines to develop relationships with non-profit organizations and council review them at a work session. Councilor Prickett seconded the motion.

**YEAS: 3
NAYS: 0
ABSTAINED: 0**

9. RECOMMENDATION: Consulting Services For Natural Resources Management Ordinance.

Mayor Thalsofer called this item.

Worthington stated that we sent out about 30 RFPs' regarding a Natural Resources Management Ordinance in August. We received 8 proposals. The selection committee composed of Christian, Barker, Lantz and myself interviewed 3 candidates and selected Winterowd Planning Services, this was a unanimous decision. They have a very strong background in this field.

MOTION: Councilor Burger-Kimber moved to accept the recommendation of staff and employ Winterowd Planning Services. Councilor Ripma seconded the motion.

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

Christian thanked the selection committee for all of their extra time and effort.

2.3 RESOLUTION: Declaring Property Surplus

Mayor Thalsofer called this item.

Collier stated that the vehicle is from a drug seizure of several years ago and was overlooked by us and we did not get it declared surplus property previously and would like to get it in the next auction if possible.

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

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

10. DEPARTMENT REPORTS:

Mayor Thalsofer called this item.

Public Safety

Collier stated that the hiring process is well underway for the police officer and police

tech.

Finance

Gazewood discussed the 1980 Water Bond and the reduction of interest.

Public Works

Galloway discussed a study by ODOT pertaining to a traffic situation on frontage road. Documents pertaining to erosion control, a notice to builders and a copy of the citation.

Executive

Christian discussed the formation of a police officers association, ground breaking of Cherry Ridge subdivision and METRO 2040 design rejection.

City Attorney

Sercombe discussed open house at his law firm and setting up individual meetings with councilors.

11. COUNCIL CONCERNS AND INITIATIVES:

Councilor Schmunk discussed East County Transportation.

Councilor Ripma suggested dropping the estimated times on the agenda.

Council agreed.

Councilor Prickett had nothing to add.

Councilor Lloyd stated that his office downtown is available to council of staff if they are downtown and need a phone or an office.

Councilor Burger-Kimber discussed construction near the Troutdale Elementary and the possibility of doing construction near the schools during the summer months.

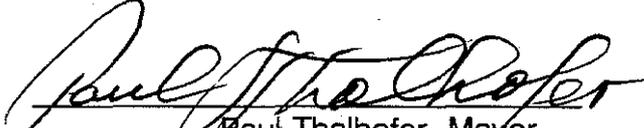
Mayor Thalhofer discussed the Charter Review Committee selection process and time line, Visioning process, Open House at city hall and a luncheon sponsored by Burns Brothers.

12. ADJOURNMENT

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

YEAS: 5
NAYS: 0
ABSTAINED: 0

Mayor Thalhofer adjourned the meeting at 10:48 P.M.


Paul Thalhofer, Mayor
DATED: 11/9/93

ATTEST:


George Martinez
Deputy City Recorder

Rate review

Annual Cost of service analysis of rates using a computer based rate model developed by a consulting firm for the City of Gresham.

Curby

Curbside residential recycling program for residential customers in the four cities.

Services provided by Gresham through cooperative agreement
Joint application for grant funds that paid for a portion of the recycling bins.
Education and promotion of program
Bid process for purchase of bins
Coordination of implementation of program with haulers

Multifamily Recycling

Multifamily residential recycling program for residential customers in the four cities to comply with regional requirements

Services provided by Gresham through cooperative agreement
Joint application for grant funds that paid for a portion of the recycling bins.
Education and promotion of program
Bid process for purchase of bins
Coordination of implementation of program with haulers

Education and promotion to meet state and regional requirements

Services provided by Gresham through cooperative agreement
Development, printing and distribution of educational materials
Planning participation in community events to meet state requirements (Troutdale Air-fair, Mt Hood Medical Center One-Stop Kids Fair, Troutdale Parade and Picnic

Annual Waste Reduction Plan for Local Governments

Write and submit Annual Waste Reduction Plan (required by State and Metro) for four cities. Plan submitted by due date and has been approved.

Write and submit Year-end Report for four cities. Report submitted and approved by Metro. All four cities will receive full amount of Challenge Grant for FY 94.

Yard Debris Recycling

Plan and implement yard debris program required by state

Coordinate planning with SWCAC and haulers to ensure the program met state requirements
Education and promotion of program
Bid process for purchase of bins
Coordination of implementation of program with haulers
Compost exemption processing of applications

Benefits to Cities.

Avoid duplication of cost and staffing
Cost effectiveness for program implementation. Haulers are not required to implement two separate program to accomplish the same goal and services.
Increase customer convenience if programs are consistent through the region.
Expansion of committee to allow a regional approach to waste reduction planning.

CITY OF TROUTDALE

PUBLIC ATTENDANCE RECORD

MEETING DATE 9-14-93 TYPE Council

PLEASE COMPLETE THE FOLLOWING

PRINT NAME	ADDRESS	PHONE#
Daryl Wottingham	2442 SE Brooklyn St.	234-6836
Jim K... ..	3000 N.	
Robert Smith	3100 SE Troutdale, OR	665-2100
Howard Hanson	2500 N.E. 80th Ave Troutdale, OR 97133	665-1000
COUNCILOR-GRESHAM CHRIS BOITANO	1333 EASTMAN PARKWAY GRESHAM, OR.	669-2584
GARY DISBREE	1405 SW 21 GRESHAM, OR	666-6465
Mary	City of T+D	
Wanda Boyer	744	
Hollie Leary	2844 SE Troutdale, OR	
Steve	221 SE Troutdale, OR	

Frank
 John

