

COUNCIL AGENDA

January <sup>18</sup>~~11~~, 1977

1. Roll call.
2. Swear in New Council Members - Weisenfluh, Cox, Kaiser, Sturges, Edwards.
3. Approval of minutes.
4. Approval of bills.
5. Planning Commission Report & CAC Report.
6. Citizen Advisory Committee Report - Andersen.
7. Comprehensive Plan - Steffanoff.
8. Engineer's Report - Facility Plan.
9. Attorney's Report.
10. Ratification S.W. 19th Place acceptance - sample form.
11. Depot Park - Zone Change.
12. Weedin II - vacation of easement.
13. Business License Report.
14. Business License Fee Ordinance and Business Income Tax.
15. Streetlight District Ordinance - discussion.
16. Serial Levy - discussion.
17. Zoning Ordinance - revisions.
18. Street Standards.
19. Departmental reports.
  - Police - data and vicinity reports.
  - City Recorder
  - City Planner
  - City Administrator
20. Commissioner Reports.
  - Mayor - Budget Goal Session meeting date 1/25/76, sub-committee assignments and meeting dates
  - Commissioner Edwards - TTAC report
21. Oral Communication.
22. Adjournment.

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18,  
January 11, 1977

Jan 20  
5:30-7:30  
BLACK AHEADS  
SALEM  
CELEBRATION  
7:30 MEET  
SATURDAY  
BREAKFAST

1. ✓ Roll call.
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6. Citizen Advisory Committee Report - Andersen.
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- Q 13. ✓ Business License Report.
- 15 14. ✓ Business License Fee Ordinance and Business Income Tax.
- Q 15. ✓ Streetlight District Ordinance - discussion.
- Q 16. ✓ Serial Levy - discussion.
- Q 17. ✓ ~~Planning Ordinance~~ revisions. RATIFICATION BACKHUE BID AWARD TO BERGH MACHINERY AS LOWEST BID...
- 15 18. ✓ Street Standards. TRANSPORTATION - EO MURPHY
19. Departmental reports.
  - 10 • Police - date and vicinity reports. ✓
  - Q • City Recorder ✓
  - Q • City Planner ✓
  - 10 • City Administrator ✓
20. Commissioner Reports. ✓
  - Mayor - Budget Goal Session meeting date 1/25/76, sub-committee assignments and meeting dates
  - Commissioner Edwards - ETAC report ✓
21. Oral Communication.
22. Adjournment. ✓

## CITY COUNCIL MINUTES

January 18, 1977

Mayor Sturges called the meeting to order at 7:30 P.M.

Present: Mayor Sturges, Commissioner C.E. Finegan; Commissioners elect Sam Cox, Blandine Edwards, Fred Weissenfluh; Commissioner appointive Frank Kaiser.

Staff Present: City Administrator R. Jean; Urban Planner Edward Murphy, Recorder B. Bergstrom; Engineer Duane Lee; Attorney Brian Freeman; Chief of Police Ernest Nauwerth; Consultant Planner Nick Steffanoff & Walt Mintikeski; Planning Commission Chairman past and present Dr. Packard & Charles Pulliam; City Inspector Larry Sharpe; Public Works Supervisor Mike Clay.

Press Present: Sharon Nesbit-Gresham Outlook; Nancy McCarty-Oregon Journal.

Guests: Representative Glenn Otto; Planning Commission Marge Schmunk; Robert Johnson; Robert Burlingame; Dalton Williams; plus 8 other guests.

AGENDA ITEM 2 - SWEARING IN OF COMMISSIONERS

Mayor Sturges asked Recorder B. Bergstrom to swear in new commissioners Blandine Edwards, Fred Weissenfluh, Sam Cox and commissioner appointed to fill position vacated by Commissioner M. Mahoney, Mr. Frank Kaiser. Oath completed and new commissioners congratulated by Recorder and officially installed on Troutdale City Council beginning January 18, 1977.

AGENDA ITEM 3 - MINUTES

Motion to table minutes approved by Commissioner Kaiser.

YEAS: 5

Seconded by Commissioner Edwards  
NAYS: 0 Motion Carried

AGENDA ITEM 4 - BILLS

Motion to approve delayed December bills by Commissioner Cox.

YEAS: 5

Seconded by Commissioner Kaiser  
NAYS: 0 Motion Carried

January bills not yet ready for approval as stated by Recorder B. Bergstrom.

AGENDA ITEM 5 - PLANNING COMMISSION REPORT

New chairman elect Charles Pulliam introduced to council by former Chairman Dr. Packard, commenting he now enjoys the privilege of voting as a commissioner again. Chairman Pulliam commended former chairman Dr. Packard for his devoted years of service to the City and his efforts and long hours in devotion to his duties commenting he would try to do as good a job as humanly possible for our City. Chairman Pulliam reported the Commission approved a major zone change (as reported by the Outlook) Weedon II while other matters bogged down such as Spikes Apartments. Application was tabled. Kane Road Hambro property was denied on 3-4 plex units. Irma Platt property subdivision platt was approved subject to sewer street standards.

NON-AGENDA ITEM

Representative Glenn Otto, chairman of intergovernmental committee of the house, spoke addressing issues before League of Oregon Cities reception in Salem January 20, 5:30 to 7:30 at the Black Angus. Oregon legislature issues scheduled at discussion meeting at 7:30 AM Saturday January 22 at the M&M Restaurant in Gresham, and I invite representatives from Troutdale to attend. We would like to review City interests and goals of cities of east county. Discussion of Revenue Sharing plans by Governor and our committee on some \$25,000,000. Tri-county government proposes 3 hearings in Clackamas, Multnomah and Washington County; bills by CRAG as well as LCDC bills and Boundary Review Board. DEQ requires public vehicles testing. Deferred assessments for senior citizens of LID's. We would like the City input on these and other proposals. Intergovernmental Affairs Committee book presented to the City by Representative Otto. He presented a resolution by Multnomah County central labor council to the Council for their consideration on having County Commissioners meet once a month out in the 5 county areas.

Mr. Jean commits his services to Representative Otto as a liason to the Council on questions or bills and would appreciate a set of bills in our office. Mr. Otto pleased to supply city with a full \$200 set, free. Resolution discussion by the Council followed. Mayor Sturges read resolution in full.

Commissioner Cox moved to adopt Resolution #134 sponsored by Glenn Otto.

YEAS: 5

Seconded by Commissioner Edwards  
NAYS: 0 Motion carried.

AGENDA ITEM #6 - ANDERSEN REPORT

Delayed until speaker appears.

AGENDA ITEM #8 - ENGINEERS REPORT

Facility plan report delayed.

AGENDA ITEM #9 - ATTORNEY'S REPORT

Brian Freeman reported Double Wall appealed failed 2-1. News media gave excellent coverage; Opinion by our one supportive vote by Judge Fort was supplemented by 11 page report versus 6 page brief of 2 no vote Justices. Council can petition for review within 30 days, at your executive session next week would give you time to read briefs I have mentioned. Council voiced strong support to continue pressing for a review and strive to improve State interpretation of Building Code. Commissioner Helen Althaus entered chambers at 7:55. Commissioner Kaiser moved to petition supreme court to review appeals court decision.

YEAS: 6

Seconded by Commissioner Cox  
NAYS: 0 Motion Carried  
(vote unanimous)

Brian Freeman suggested appeal brief copy be sent to Representative Otto as well as notification of our motion.

AGENDA ITEM #8 - ENGINEERS REPORT

Duane Lee introduced assistant Walt Mintikeski presented facilities material for council discussion. Three basic elements of data base, exploration of alternatives and direction by Council of study review areas of pursuit sewage treatment and collection, flow chart presented. Target dates of plan September 77 for First phase completion, 2nd phase design and specification by August 78, 3rd phase "construction" by March '81. Five year process through approval of legislation and review by agencies and governments involved in planning. Five part presentation;

Part A - develop data base, and discuss alternatives.

Part B - detail analysis of alternatives, cost and feasibility

Part C - formal public hearing

Part D - selection plan of development

Part E - final cost of plan, engineering data and finalization before construction.

Part A tonight is subject to change and comments as we review plans and alternatives. By December 31, 1978 "DEQ" requests we update our plant and capacities by a formal study of rapid growth and study of discharge in Sandy River. Graph slides presented to Council: Data base - boundary map shown of area and expected flow by year 2,000 and treatment collection of flow. These projectives based on comprehensive plan existing now. Residential population on 1400 acres to density of 10.5 or 15,000 population by 2,000. No growth in this area boundary. Some growth in light commercial, tourist and heavy growth in residential areas. Largest growth anticipated in domestic waste area, graph show maximum, minimum in each land use category. We anticipate domestic waste at 1.26 - 1.68 million gallons a day combined with commercial flow of 1.66 gal per day to average out to 1.5 million gallons per day. However 2.5 million gallons flow per day is our planned median rate in year 2,000. Regional basis studies by CRAG differ greatly from our plan with such alternatives as pumping flow to regional Gresham station. We developed alternatives such as #1. treatment and reuse feasible with a new plant at present location, however, water quality a prime concern of Sandy River agencies would require the most expensive advanced form of treatment by that plant - tertiary. #2. Build a new plant with gravity main to Columbia River outfall which has less stringent quality controls but that situation could change by 15 years from now. #3- construct plant convenient for Columbia River discharge with pumping station at existing site to move flow to new plant and outfall location. #4 - land application of treatment requiring construction of secondary plant at new site and pump sewage across river to sprinkler land application reserve requiring storage as well as land of 120 acres each.

Slides show interceptor systems of Troutdale existing and presently planned such as Scenic 30, Sandy Palisades interceptor, Reynolds LID, Halsey interceptor Port system, Beaver Creek line and or Lewis & Clark interceptor. Problem areas on existing interceptors such as: Beaver Creek serving 603 acres could have peak flow 2.3-2.7 million gallons a day. On a 2 million line capacity: 257th line serving 318 acres with peak of 1.3-1.6 on a line capacity of 1.1; Beaver Creek pump station would have East Sandy, Palisades, Sweetbriar, Weedin, Rainbow, Kiku and other developed areas overloading that system. Also 257th a shallow line not designed for houses beyond 125 feet. A new gravity feed line could free

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AGENDA ITEM #8 - ENGINEERS REPORT Con't.

up Beaver Creek pump station and expected overloads. 257th and Fraley could be rerouted to natural flow lie to Beaver Creek line. Comments from council were urged.

Commissioner Kaiser asked if "tertiary" plan economically feasible? Engineer replied "it is the 2nd most expensive alternate" Commissioner Kaiser asked what water controls can one guarantee by that completion date and year 2,000? Engineer Lee stated we realize the least expensive alternate may not be what we end up with for 1973 regulations of "O" discharge urging spray system land disposal may be almost mandatory by then.

Commissioner Cox asked if Lewis & Clark Park area plan the most expensive alternate and how many acres would it require? Engineer Lee said 320 acres total of which 70 acres storage, 120 acres each for two sprinkler unit systems plus 10 other unit acres.

Mr. Duane Lee stated data presented for your comments and suggestions. We are awaiting DEQ comments to our study. We have received Gresham comments, they were alarming in that we should size to 12 million gallons a day when all of Beaver Creek lands developed. Multnomah County is concerned about East of Sandy and South of Troutdale. CRAG comments stated projections must be based on their projections to be permissible and they project 10,000 people to our 15,000 population projection. In month and a half fully gathered information and detailed analysis will be presented at official public hearings. Marge Schmunk (audience) questioned service boundaries. Mr. Jean stated staff has reviewed in writing to Lee Engineering, some policy issues with CRAG and study areas in conflict. Mayor Sturges asked if Sam Barlow area would most likely be included in treatment service area, known as Keely Creek area. Bob Johnson (audience) commented Barlow High given ultimatum to get on a service system. Council discussion on service area may need to be expanded as replies by Agencies arrive. Mr. Burlingame questioned saving farm land when extensive service are planned. CRAG changes opinion farm land versus growth areas from day to day. Mr. Lee comments one has to progress and Troutdale has the option not to remain status quo or remain as it is today. Mr. Jean said study area to south and east could be requested of CRAG agency. Council could use study to force them to commit funds. Mayor Sturges not supportive of additional annexations for some time.

Mr. Lee, City Engineer, stated this is a regional problem being studied by CRAG engineer firms, such as CH2M, Corp of Engineers, Barwell, Portland State University under 208 program and they would address whether or not areas South of Troutdale should be served by us. If that happens those regions would be expected to finance their fair share for services. Mr. Jean asked about boundaries to the East, where CRAG should study North of Sweetbriar Road and Scenic 30 areas as well. Is the Council comfortable with our outlined Boundary?

Commissioner Cox stated CRAG indicated verbally the rim of the hill is within our service area or but nothing in writing was sent to us on previous studies and discussions.

Marge Schmunk (audience Planning Commission member) commented Multnomah County also indicated that was the feasible boundary.

Commissioner Althaus asked if Barlow High in Clackamas or Multnomah County. Staff replied Multnomah County.

Engineer asked for additional comments.

Mayor Sturges stated bureaucratic process of paper necessary for funding assistance for expansion and compliance with DEQ standards.

AGENDA ITEM #9 - (Resumed)

Attorney Brian Freeman defers additional discussion to executive session Tuesday.

AGENDA #8 - (Resumed)

City Engineer reported on Drinker Well failure last week. Sweetbriar out of water and air completely. Mike called me and we worked extensively and found a bypass valve that failed which was coated with sand, also erosion, emptying water in Beaver Creek. Our patch repair created vibration so pump company was called and they pulled shaft (all 290 feet). Wood Village water not getting to Sweetbriar so it was necessary to purchase water from Gresham to refill reservoir under this emergency. Repairs are continuing with our estimate that Drinker will be in operation by Friday or next Tuesday the 25th.

Well #2 - drawings and specs completed but we hesitate to let bids due to your financing difficulties as indicated by the staff. City crews could install purchased materials, leave

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out metering and electrical features till a later time (July) and get well on line at a reasonable lower figure than \$60,000 estimated to let entire bid.

Commissioner Kaiser asked if we can prevent this from happening again. Mr. Lee emphatically stated Drinker construction cannot be guaranteed and should be used on standby basis during summer peaks only. We've been waiting 6 months for one telemetering part which still is not here. City crews limited by other duties on checking pump and well on daily basis. I can not guarantee that well as it is.

Mr. Jean reported we can spend antirecession funds which are a \$3,000 amount to restore D Drinker to operation. Mr. Lee continued LID specs will be out in February. Edgefield complex hookup report completed. Storm study ready for next month hearing. City Attorney commented about land purchase around new well site. He reported that he and Commissioner Dix conferred with owner unsatisfactorily due to inflated purchase price requested. Mr. Lee indicated the Council may address a waiver to acquire land and condemnation proceedings limiting nearby building or land use may be necessary to satisfy health department requirements. No need to acquire land immediately at this point. Mr. Freeman stated owner hesitates on easement proceedings, saying buy it or nothing. Condemnation not economical.

Commissioner Cox - Edgefield gets their water from wells. Why do they want our water? Mr. Lee indicated they need emergency protection, however, their well not favorable for us due to sand, efficiently and other reasons.

Mr. Lee complimented the staff on the time and energy in emergency crisis they expend as admirable and worthy of recognition by us all.

AGENDA ITEM # 7 - COMPREHENSIVE PLAN PROGRESS

Mr. Steffanoff reported grant funded studies consist of 3 phases: 1. Citizens Involvement 2. Gathering data as required by State; presentation; alternatives; hearings; discussion 3. Development of plan from 1 or 2 conclusions. Slides viewed by the Council on studies as follows: Soils, slopes, farm lands indicated by 3 colored slides, forest lands of area, City or public lands, public facilities existing/planned, transportation arterials indicated, flood plains of area, USGS site characteristic of prevailing winds, basic undeveloped area squares, current zoning areas, zoning areas in contradiction to existing Comprehensive Plan, formulation of land use and resubdivision neighborhood sections, areal photo 1970 Troutdale topography, projected saturation building in future.

The next questionnaire is in process including a map showing land uses and neighborhoods being prepared. Summarization consists of 85 page inventory document of findings, materials, opinions and wants. A 10% return expected on questionnaire. Considered good as Legal base for plan through tabulation. Grant to combine process under study. Mr. Murphy (staff) commented meetings productive with county representation, CRAG and LCDC having appeared for discussions with our Troutdale neighborhood representatives. Mr. Jean noted we expect to present Plan to Planning Commission this Spring and review and adoption by the Council this summer. Process has been as open as possible through postings, Outlook stories, flyers, phone calls, etc. Undoubtedly there will be some who will appear at tailend of public hearings saying they weren't given a chance to appear. Citizens to date have been active and very productive. The Council members invited to attend when at all possible on 2nd Saturday every month.

Break at 9:25 PM. Resume at 9:32 PM.

Mr. Murphy presented SW 19th Place request letter for acceptance by the City. Council discussion with the staff on compliances of requirements of standards.

Commissioner Kaiser moved to accept SW 19th Place Street by City of Troutdale.

Seconded by Commissioner Edwards.

YEAS: 6

NAYS: 0 Motion carried.

Mr. Murphy has designed a form for acceptance to be used in future.

AGENDA ITEM #11 - ZONE CHANGE DEPOT PARK

Mr. Murphy presented staff report (see file 11-3-76 PC). Commissioner Cox made motion to rezone TL 10, 11, 117, 108, 76 Sec. 25 T1N R3E from M2/R-7 to M2CS/R-7CS.

Seconded by Commissioner Althaus.

YEAS: 6

NAYS: 0 Motion carried.

AGENDA ITEM #12 - VACATION OLD EASEMENT WEEDIN I

Mr. Murphy presented staff report requesting dissolution of original Weedon I easement known as (1) Beaver creek trunk easement contingent upon Weedon II new easement as part of Plat design. Other easements questioned, (2) well easement (3) boundary easement for 12th street.

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Finding by the Council that original well easement of Weedin I Plat has been abandoned filled and closed and is no longer of value to the City as determined by Engineer and Attorney.

Motion made by Kaiser, not seconded, rescinded by Kaiser until further findings presented to the Council on Easements 2 & 3 of Weedin I.

Commissioner Kaiser moved to Quick claim old Beaver Creek sewer line easement pending acceptance of new easement noted in Weedin II Plat with the Mayor acting on behalf of the Council.

YEAS: 6  
Seconded by Commissioner Cox.  
NAYS: 0 Motion carried.

AGENDA ITEM #13

Mrs. Bergstrom, City Recorder, reported on current budget year collections of Business licenses to date and 1.5% collections of year end 1975 licenses.

Mr. Jean reported Multnomah County proposed revenue collection by State of Business income tax be allocated to East County Cities under formula as follows: On basis of population, on basis of assessed evaluation, or combination of these. Estimated revenue by law is \$2,500,000 of which Troutdale could expect \$23,000 as our share under population formula, which equalize present taxation/service inequalities of County taxes on Troutdale residents.

City Attorney has reviewed proposal and finds it most favorable to Troutdale under population formula rather than valuation formula. East County staffs plan to meet and discuss issues and formulas. Council reviewed City license history for new Council members. Distortion created by 1.5% ordinance to City based businesses burden our tax paying industries. Out of City businesses are impossible to audit or prosecute. County offer would reduce present administration cost and no legal reason to deny.

Commissioner Kaiser moved to pursue study of City License Ordinance by City Manager and prepare new Ordinance to repeal 1.5% Ordinance, therefore restoring the original license format.

YEAS: 6  
Seconded by Commissioner Weissenfluh.  
NAYS: 0 Motion carried.

AGENDA ITEM #15 & # 16 - COMBINED

Mayor Sturges spoke briefly on Street Lighting Ordinance History. Mr. Jean suggested due to budget commitments that the effective date be considered as well as serial levy proposal when considering repeal of Street Lighting Ordinance. Last years budget report urged caution in approach to operating revenues and expenditure changes. Mr. Jean reviewed that the Council presented \$72,500 tax base change in November election 1976, which was defeated narrowly by some 40 out of 1100 voters who went to the polls. I offer the concept of a 2 year serial levy, until a new tax base vote can be initiated 2 years from now. Graphs presented on \$60,000 levy and \$72,000 levy impact to City Services and lack of funding to said services. Discussion ensued with staff, with legal opinions by City Attorney as to procedure schedules necessary for serial levy before budget. Decision on levy size to be determined at executive session Tuesday.

Commissioner Kaiser moved to prepare ordinance to repeal Street Lighting Ordinance effective July 1, 1977.

YEAS: 6  
Seconded by Commissioner Cox.  
NAYS: 0 Motion carried.

AGENDA ITEM #17 - (unlisted) BID RATIFICATION

Mr. Jean reported bid received; totals and lowest bid (See Council bid packet). Council polled bids.

Commissioner Kaiser moved to ratify bid acceptance of Berg Machinery Backhoe bid.

YEAS: 6  
Seconded by Commissioner Weissenfluh.  
NAYS: 0 Motion carried.

AGENDA ITEM #18 - STREET STANDARDS

Mr. Murphy reported East Multnomah County Transportation (B. Edwards, Vice Chairman) representatives narrowed to Blandine Edwards and we need an alternate since Charles Pulliam is unable to attend. Council wishes time to deliberate appointment. February 10, 1976 meeting on light rail proposals for county, Banfield alternatives, Troutdale proposals March 10, 1976. TTAC Committee of CRAG, Ed Murphy - representative, stated funds of some \$200,000,000

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are now available. Proposals being received by committee. Concerning street standards, definition, designation area, traffic loads, width etc, designed to move people (see packet). 1st objective - gear street standards to level of services required in the City of Troutdale. 2nd objective - traffic out residential areas to our arterials efficiently and rapidly to major arterials of state and county. Discussion of problems to consider in addition to these objectives were the following elements as outlined by City Manager, Bob Jean.

Standards on lighting, sidewalks, curbs, widths, planning considerations and alternatives. 257th issue of alignment discussed (see Map diagrams Planning Commission) may redesign Fujii plat. Mr. Murphy reviewed present Comprehensive Plan. Public use feared as overused collector or semi arterial. Arterial through county farm not supported by any agency especially county. People will seek alternate for Buxton and Troutdale Road as it overloads and we have no other North South connector or arterial. A new street closer to downtown business #4 favored by Engineer and Staff which can stimulate core area and provide access to the high school area. Maps 1-8 discussed.

Council determined to delay action until executive session but favor 6, 8 & 4.

Department Reports - Police deferred except for vicinity map on crime displayed for the Council. Recorder - none. Planner - none. Administrator - Mr. Jean spoke on Revenue Sharing bill beneficial to cities. He noted Mr. Sharpe passed at the highest level on building inspector's exam. Drinker situation material already passed out. Budgeted housing starts of 150 for year not accurate, present level 54 at 6 months equals 1/3, therefore, budget cuts of 1/3 need discussion at January 25th meeting. Tree topping at Buxton and Cherry Park requested -- not on city property, is on County right-of-way. Nesbit and Jean are to study legal aspects and billing cost.

CRAG general assembly needs two representatives - appointments under consideration, decision on January 25th and request for meeting schedule urged by the Council before decision. Boundary Commission turned down on Sellin-Carson annexation. Pictures presented on recent R/R damage to city property and near miss of depot building. Park landscaping damaged and shall be billed to R/R. Wood Village rate may mean \$15,000 adjustment if proves valid. Executive session scheduled for January 25th at 7:30 PM.

Commissioner Cox moved to adjourn.

Seconded by Commissioner Kaiser.

VOTE UNANIMOUS.

Meeting adjourned at 11:25 PM.



Mayor, Robert M. Sturges

ATTEST:



City Recorder, Betty J. Bergstrom