

TROUTDALE CITY COUNCIL AGENDA

February 8, 1977

1. Roll Call, City Recorder
2. Approval of Minutes - Motion
3. Approval of Bills - Motion
4. Planning Commission Report:
 - Chairman Pulliam
 - CAC Chairman Andersen
5. Zone Change, Misener, City Planner - Motion
6. Alignment of 257th, City Planner - Motion
7. LCDC Extension Grants, City Planner - Ratification
8. City Engineer Report:
 - Edgefield Water - Discussion
 - Water System - Discussion
 - Other
9. Financial Report City Administrator:
 - Budget Status Report
 - Sewer Prepayment Policy - Discussion
10. Serial Levies, City Administrator:
 - General Operations (Police) - Resolution
 - Street Light Program - Resolution
11. Street Light District Repeal - Ordinance
12. Personnel, City Administrator:
 - Personnel Ordinance
 - Collective Bargaining Ordinance
13. Employment Agreement, City Attorney - Resolution
14. Vacation, City Attorney:
 - Weedin - Motion
 - 15th Street Ways - Motion
15. Comprehensive Plan - Legal Implications of Greenways and Changes, City Attorney - Report
16. Misdemeanor Code, City Attorney - Discussion
17. Bail Schedule, City Recorder - Resolution
18. Department and Commissioner Reports
19. Oral Communications
20. Adjournment.

CITY COUNCIL MINUTES
February 8, 1977

Meeting called to order by Mayor Robert Sturges at 7:35 PM.

AGENDA ITEM #1

Commissioners present: S. Cox, F. Kaiser, F. Weissenfluh, B. Edwards,
C. Finegan and Mayor Sturges and H. Althaus (late)

Staff present: Ed Murphy, Robert Jean, Duane Lee, B. Freeman, B. Bergstrom
M. Clay and Larry Sharpe

Press Present: Sharon Nesbit - Outlook, Linda Frazier - Oregonian

Guests: Lee Ascher, Mr. Mahoney, Mr. Schmunk, B. Johnson, plus 10 other
guests

AGENDA ITEM #2 - APPROVAL OF MINUTES

Commissioner Kaiser moved to adopt minutes of December 14, and January
18th.

YEAS: 5
NAYS: 0 Motion carried.

Seconded by Commissioner Weissenfluh.

AGENDA ITEM #3 - APPROVAL OF DECEMBER BILLS

Commissioner Cox moved to approve the December bills be paid in January.

YEAS: 5
NAYS: 0 Motion carried.

Seconded by Commissioner Kaiser.

AGENDA ITEM #4 - PLANNING COMMISSION REPORT

Mr. Ed Murphy substituted giving the report for Charles Pulliam, who was
absent. Mr. Murphy stated Planning Commission covered 5 major items last
meeting as follows:

1. R-10 request near City Hall to rezone to A-2, tabled due to
comprehensive plan - applicant, Robert Spikes.
2. Horizon Investment Company - preliminary subdivision tabled for
comprehensive plan constraints.
3. Commonwealth properties preliminary subdivision approval with
conditions.
4. Muyskens variance Fraleley Heights approved after much discussion.
5. 257th alignment and sewer alignment discussion resulted in
their choice being presented later in agenda.

AGENDA ITEM #5 - ZONE CHANGE SR F2 to R-10 COMMONWEALTH PROPERTIES

Commissioner Althaus entered at 7:38 PM.

Tax lot 34, T1N, R3E, Sec. 36 formerly Drinker property bounded by
Rainbow Ridge, Troutdale Road, Beaver Creek and Palisades development con-
sists of 67 plat lots. Beaver Creek Canyon park and open areas to be devel-
oped by Misener.

Slides presented of property showing old mill pond area of great concern
over drainage and critical to acceptance by Planning Commission and City
Engineer. Chart prepared showing SR houses without this plat as totaling
some 1200 now or 20% growth and development of this area as stated in
Fasano items viewed as non-critical to demand in our area at this time.
Staff not encouraging this plat at this time until all drainage problems
completely satisfied. Alternate given by the staff in the Council reports.
County suggests improved Troutdale Road conditions to standards outlined.

Mr. Ernie Platt, Commonwealth representative, reported that the staff
report was accurate in his estimate but disagrees with contention SR lots
not critical to this area. Diversity of housing types not conforming with
market demands in his opinion.

Mayor asked for questions and comments.

Commissioner Finegan asked, "You don't want a PD development"? Mr. Platt
replied, no. Mr. Murphy encourages access to Beaver Creek but present
comprehensive plan encourages PD in this area of Beaver Creek and although

CITY COUNCIL MEETING
February 8, 1977

I do not personally support that concept I must comply with our present plan.

Mr. Freeman, City Attorney, entered at 8:00 PM.

Mr. Gordon Franklin was quoted as suggesting a one year wait to resolve drainage problems.

Mayor Sturges asked for discussion.

Commissioner Kaiser moved to approve zone change from SR F2 to R-10 on tax lot 34, Sec. 36.

YEAS: 6
NAYS: 0 Motion carried.

Seconded by Commissioner Cox.

AGENDA ITEM #6 - ALIGNMENT OF 257TH SEWER AND STREET

Mr. Murphy reported to the Council his review of last months discussion for those not present or those wishing a review. Planning Commission reviewed maps, suggestions and came up with 3 preferred routes. Mr. Murphy met with County representatives on alignment issue on February 3. Results were Planning Commission did not prefer eastern route as the Council indicated in January and objected strenuously to route 3 map. Halsey connection greatly preferred but beyond curve of present road. Steffanoff & Horning Associates prefer Halsey connection and the County said they needed more time. Council preference is to Route #3; was eliminated by the Planning Commission preference to routes 1 & 2. It is evident that more detailed study is needed but we recommend for placement of Reynolds' sewer line decision needed tonight that route 1 is preferable to most and street routing could be adjusted later without great loss of portions of sewer line if route 1 not street route. Route 2 enters at curve. Discussion of routes 1, 2, and 3 debated at length by Council, staff and guests. Mr. Jean suggests general motion to define Reynolds' sewer LID route tonight with street decision delayed until spring or summer. Mayor Sturges introduced Mrs. Paula Bentley of Gresham Council who presented a letter into record from Councilman Stan Morris, Chairman of Multnomah County Transportation Committee. Commissioner Bentley stated "as your CRAG representative from East County as well as transportation problem co-ordinator, I wish to say your 257th plan looks very good however, our concern is that we keep all doors open. I invite the Troutdale Council to work with Gresham in solving our regional problems". The importance of CRAG in transference of fundings toward solving those problems was stressed by Councilwoman Bentley of City of Gresham.

Mr. Bruce Johnson spoke stating 258th still preferred as called out on Fujii plat, design final presentation.

Dan Skerritt, Attorney, representing Kaz Fujii, strongly objects to arterial through subdivision, however, we do support the sewer line placement. An arterial rather than a collector street as originally conceived would destroy continuity of project community and approval of route #3 most objectionable to our client.

Discussion followed on sewer line and routes #1, #2, #3 and Cherry Park A or B connection. Mr. Lee, City Engineer, spoke selecting route #1 and A as slightly less costly if alignment changes.

Commissioner Finegan made motion to align sewer placement of Reynolds' LID 77 following route A-1.

YEAS: 6
NAYS: 0 Motion carried.

Seconded Commissioner Kaiser.

AGENDA ITEM #7 - LCDC EXTENSION GRANTS

Work program in Council agenda outlined by Mr. Murphy. Grant request for \$27,690 noted as plausible. We may receive 1/2 or \$13,800 to complete maps, charts flowing from new comprehensive plan, using Steffanoff & Horning Associates and staff to complete project. Mr. Jean stated we have applied with Gresham and other cities as well as Multnomah County for funding to complete transportation studies as well as comprehensive plan resultant maps and charts and other studies related to plan.

CITY COUNCIL MEETING
February 8, 1977

Commissioner Kaiser moved to affirm grant application for additional funds to revise maps, legal procedures, ordinance, firms, and studies.

Seconded by Commissioner Edwards.

YEAS: 6

NAYS: 0 Motion carried.

Mr. Jean noted church data questionnaire requires your approval if it is to be sent with LCDC questionnaire. Items on church questionnaire reviewed by the Council determined to be incompatible with Planning questionnaire and too personal to be sponsored by the City who viewed resulting feelings by citizens could be destructive to LCDC questionnaire so vital to our Comprehensive Plan completion. Therefore the Council would not endorse mailing church questionnaire with LCDC questionnaire. Council pool - 6 no; none supportive in allowing mailing with city questionnaire. City provide services to church community at cost for their mailing.

AGENDA ITEM #14 - STREET VACATION/WEEDIN PROBLEM

Vacation

Brian Freeman spoke on 15th Street area vacation proceedings. Mr. Murphy indicated involved pedestrian ways on map (Village Green).

Mr. Jean drew Blackboard map showing #1 (cul-de-sac pedestrian way) #2 (connecting pedestrian way to 14th street) and open area pedestrian way was #3. Mr. Bradbury and Mr. Dunkin would acquire resulting land easement and suggested by staff that the City retain #1 easement off cul-de-sac for school walkway route from 15th Street in that it also contains capital system lines owned by the City. Resolution needed after legal notices (per Oregon Statue) posted 4 weeks running per Brian Freeman. On 12th of April motion for hearing to be held. Legals - Resolution #136 read twice by title and in full by City Attorney, Brian Freeman.

Commissioner Kaiser moved to approve Resolution #136 (Vacation 15th Street) establishing April 12th as hearing date and legals be posted.

Seconded by Commissioner Weissenfluh.

YEAS: 6

NAYS: 0 Motion carried.

Weedin Problem

Mr. Lee explained Weedin Well as observation well would be valuable to City and therefore should not be vacated as suggested in January meeting. Cost to abandon the well which is not filled or closed would be \$600-\$1,000 and it is more valuable to the city as it is. Well test CH2M September 1970 shows water good per Mr. Lee.

Commissioner Kaiser motion to table Weedin Well abandonment indefinitely.

Seconded by Commissioner Weissenfluh.

YEAS: 6

NAYS: 0

AGENDA ITEM #15 - COMPREHENSIVE PLAN - GREENWAY USES

Mr. Freeman gave report noting intent of old Comprehensive Plan (page 29,30) was to use greenways as buffer for neighborhoods with vegetation for esthetics value, use for trails and a reference that Beaver Creek Canyon be made available by public ways for SR use by families. I advise Planning Commission note issue uses denser than present old Comprehensive Plan even if zoning complies with denser use in view of Milwaukie Baker decisions, appeals and overturn of appeal. We must follow Comprehensive Plan uses first before zoned use. Staff discussion with City Attorney on amendment procedure process as being longer than completing present ongoing revision updating of Comprehensive Plan. Mr. Ascher suggested stated supreme court decision states than legal planning body has jurisdiction to change zone (Bohemia-Eugene case). Mr. Freeman replied we must follow our plan and decide on case by case basis not withstanding recent decisions. It's still a can of worms best left unopened.

AGENDA ITEM #11 - STREET LIGHTING ORDINANCE REPEAL #241

Brief Discussion of Ordinance impact to budget necessitating effective date of June 30, 1977 and pending levy proposals. Voter shall decide to support lighting levy allowing Street Funds to be used for streets and not energy

CITY COUNCIL MEETING
February 8, 1977

costs or vote no and use for energy costs and let streets go. Read in full by Brian Freeman and twice by title.

Commissioner Kaiser moved to adopt Ordinance #241.

YEAS: 6

Seconded by Commissioner Cox.
NAYS: 0 Motion carried.

AGENDA ITEM #8 - EDGEFIELD CONNECTION/WATER REPORT/OTHER

Edgefield connection

Council reviewed report and questioned staff engineer, Duane Lee. Council suggested #2, #4 and #5 be pursued in our best interests. Preference Halsey connection but not firm stand.

Commissioner Kaiser moved that staff proceed on negotiation with County and present findings to Council on water request to connect to City system.

YEAS: 6

Seconded by Commissioner Weissenfluh
NAYS: 0 Motion carried.

Break at 9:30. Resume at 9:37.

Water System Report

Wells may dry out this summer flooding city with water connection requests due to emergency. City spring may curtail markedly or cease. New water supplies absolutely necessary as growth continues and drought continues, such as Weedin Canyon Park, Fujii well site, Edgefield and others in area. Mid/Western area of City needs well site and we should apply for ground well rights immediately.

Well #2 - funding a problem to bring well on line. Staff to inform me of go date.

Drinker Well #1 back on line, still a problem well but can be controlled by limited pumping making reasonable demands on this well. Telemeter still down due to part not available (6mo. wait so far) Martig supplies under question for lack of service and poor equipment sold to the City.

Storm Sewer Study

Not ready to give construction work figures. Be ready in 2 weeks.

Public Works Construction

Several projects ready to begin Sandee Palisades, Weedin II, Kiku, and several other smaller units on installation of capital water and sewer systems.

Interim Sewage Plan

Staff discussions later this evening.

Facility Plan

Phase A submitted and completion scheduled for early this summer. Sandee Palisades - sewer (sanitary) approved but storm sewer discharge in question and under study at this time - CRAG, consultant conferences, transportation and other issues being representative for city by my firm.

Mr. Jean reported testing going on today and tomorrow on sewer system leakage claims. Not valid so far only ground water entering system at Edgefield. Infiltration seems to be evident there only. Testing to continue.

AGENDA ITEM #9 - FINANCIAL REPORTS

Fiscal report 1976-77 (6 mo.'s report in Council jackets) reflections indicate drastic reductions in building starts necessitates drastic budget expenditure cuts as outlined. General down \$31,000, Enterprise down \$91,000, Street \$13,000 excess (projects stopped) holding as buffer to General Bond Account. Street Lighting excesses held for July, Aug., Sept., Oct. (\$6800) payments until levy (if passes) becomes payable to City. Revenue Sharing over \$7800 due to anti recession funds and updating of city allocation totals. Bond fund - satisfactory reserves for 1 year. Improvement bond reserves

CITY COUNCIL MEETING
February 8, 1977

decreasing due to Drinker non assessment per Council direction that reserves be used until improvement fees increase this spring and summer.

Council should direct Engineer to bring Well #2 on line and proceed with purchases and bids Rudimentary system cost \$38,000 without building, electrical controls, to bring well on line this budget viewed as essential due to Wood Village rate increase and drought conditions.

Commissioner Kaiser motion to proceed with bringing Well #2 on line and authorize bid legals and purchase supply orders.

Seconded by Commissioner Cox.

YEAS: 6

NAYS: 0 Motion carried.

Sewer Prepayment Policy (Ordinance #231)

Mr. Jean relayed Lee Ascher to discuss bill of \$450,000. Sandee Palisades to comply with Ordinance #231 as interrupted by staff. Mr. Jean recommends reduce prepay from \$1,000 by April 1977 to \$75 per lot at this time, balance \$925 be in form of letter of credit. Discussion by council ensued.

Council resolved amendment ordinance be outlined for the next council. Mr. Ascher objected to letter of credit - council will not proceed without guarantee of payment and the staff does not recommend otherwise.

Commissioner Edwards moved to direct staff to prepare amendment Ordinance to reduce prepay amount to recommended standard.

Seconded by Commissioner Kaiser.

YEAS: 6

NAYS: 0 Motion carried.

Oversizing policy needs to be reviewed for discussion at next meeting.

Commissioner Kaiser moved to table oversizing discussion.

Seconded by Commissioner Weissenfluh.

YEAS: 6

NAYS: 0 Motion carried.

Meeting with Fairview, Wood Village, Gresham and Troutdale to adopt Business Income Tax Multnomah County formula at next meeting of Council for their review.

AGENDA ITEM #10

Brian introduced 2 resolutions involving serial levies. Resolution #137 Street Lighting 2 year Levy of \$34,500 per year, Resolution #138 General Fund 2 year Levy of \$28,000 per year. Resolution #137 read in full and by title by Brian Freeman.

Commissioner Kaiser moved to adopt Resolution #137.

Seconded by Commissioner Weissenfluh.

YEAS: 6

NAYS: 0 Motion carried.

Resolution #138 read in full by Mayor Sturges and by title.

Commissioner Cox moved to adopt Resolution #138.

Seconded by Commissioner Edwards.

YEAS: 6

NAYS: 0 Motion carried.

AGENDA ITEM #12 & #13 - PERSONAL ORDINANCE'S

Ordinances #239, #240 to be posted for adoption at March meeting. Mr. Jean noted item #7, #13, and #17 of Ordinance 239.

Ordinance titles read. Discussion of points by staff and the council.

AGENDA ITEM #16 - MISDEMEANOR RESOLUTION DELAYED (CHIEF OF POLICE NOT PRESENT)

AGENDA ITEM #17 - BAIL SCHEDULE RESOLUTION #135 - EXHIBIT A (VOLUME COUNCIL REVIEWED)

Commissioner Kaiser moved to adopt Resolution #135.

Seconded by Commissioner Edwards.

YEAS: 6

NAYS: 0 Motion carried.

CITY COUNCIL MEETING
February 8, 1977

AGENDA ITEM #18 - DEPOT REPORTS

Police Matters - Interviews for funded CETA position in progress.

February 18 Academy tour for visitors graduation ceremonies, Salem ordinance this date.

System study of police depot shows from data gathered that our depot better than some larger depots. Report will be in your April packets.

Planning - Mr. Murphy reported transportation meeting February 10th at 7:30 PM.

Mt. Hood College - Fundings issues very important. March 10th meeting will be here to discuss our problems. Alternate to committee still needed from elected body - no volunteers.

Commissioner Kaiser suggested physical be mandatory prior to hiring process.

Mr. Jean concurred especially in the case of patrolman. Mr. Jean presented chart of organization for body to study outlining areas of responsibility.

Commissioner Weissenfluh in charge of public relations, Commissioner Edwards in charge of transportation and environment, Commissioner Kaiser assumes public works projects and street depot. Other officers are finance/Commissioner Finegan; Parks and recreation/Commissioner Cox; Legal/Commissioner Althaus; Mayor Sturges of City Affairs.

Commissioner Weissenfluh read letter from 34 members of Sweetbriar Association on problem intersection - Troutdale and Cochrane Road as well as speed on Troutdale Road. Although not city roads (rather County roads) Mr. Jean said he would pursue the problem to resolution.


Discussion of truck traffic through Troutdale increased by Wood Village Ordinance restriction.

Commissioner Kaiser moved to adjourn.

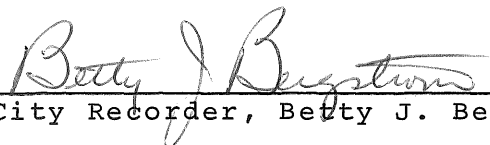
YEAS: 6

Seconded by Commissioner Althaus.
NAYS: 0 Motion carried.

Adjourned at 11:10 PM.


MAYOR Robert M. Sturges

ATTEST:


City Recorder, Betty J. Bergstrom