

CITY OF TROUTDALE
BUDGET COMMITTEE MEETING
SEPTEMBER 11, 1979 7:00 PM

1. Enterprise Fund Supplemental Budget - Review and Recommend

AGENDA
TROUTDALE CITY COUNCIL
REGULAR MEETING AND PUBLIC HEARING
SEPTEMBER 11, 1979 7:30 PM

1. Call-to-Order, Roll Call and Agenda Update: Mayor and City Recorder
2. Consent Agenda, Mayor: Pass
 - 2.1 Approve Minutes of August 7, 1979 and August 14, 1979
 - 2.2 Approve August Bills
 - 2.3 Accept Business License Report
 - 2.4 Use of Park Bond Fund Monies for Boy Scout Building
3. Sidewalk Ordinance - Second Reading and Adopt
4. Animal Control Ordinance - Second Reading and Adopt
5. Water Bond Call-for-Bids
6. Short LID Ordinance - Second Reading and Adopt
7. West Columbia Sewer Line LID Assessment Hearing Continuation
8. Sewer Revocations
9. Official Zoning Map - Resolution Adopting
10. Planning Commission Appointment

COMING EVENTS:

- Parks Task Force - September 6
- Sweetbriar Neighborhood Meeting - September 12
- Housing Task Force - September 13
- Boundary Commission - September 17
- Police Task Force - September 17
- Special City Council Meeting - September 18
 - Don McGregor's Paving
 - 201 Consortium
 - Obrist Pit & Methane
 - Cerruti's Trucking Garage
 - Water Bond Sale
- Parks Task Force - September 20
- Citizens Advisory Committee - September 22
- Housing Task Force - September 27

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TROUTDALE CITY COUNCIL
PUBLIC HEARING AND REGULAR SESSION
SEPTEMBER 11, 1979

AGENDA ITEM #1, CALL-TO-ORDER, ROLL CALL:

The meeting was called to order at 7:10 P.M., by Mayor Sturges.

COUNCILORS PRESENT: Dalton Williams, Helen Althaus, Sam Cox, Frank Kaiser, Dan Lowe, Chuck Blanchard, and Mayor Sturges.

STAFF : B. Jean, B. Freeman, B. Bivin, E. Murphy, J. Widner and D. Lewis.

PRESS :

GUESTS : Robert Johnson and Frank A. Windust, Jr.

AGENDA UPDATE: The following items were added to Agenda Item #11, Oral Communications: City Attorney's Report; Bob Johnson's Report; Letter on Horse Patrol; Newsletter; Invitation to "Street of Dreams"; Letter from City of Gresham regarding Transportation Committee; Notice of Special City Council Meeting on September 18; Bill Bivin's oral report.

AGENDA ITEM #2, CONSENT AGENDA:

- 2.1 Approve Minutes of August 7, 1979 and August 14, 1979 Meetings
- 2.2 Approve August Bills
- 2.3 Accept Business License Report
- 2.4 Use of Park Bond Fund Monies for Boy Scout Building

Chuck Blanchard moved to accept the Consent Agenda with the exception of Item 2.2 which was tabled until the September 18 Special City Council Meeting. Frank Kaiser Seconded.

YEAS: 6
NAYS: 0

AGENDA ITEM #3, SIDEWALK ORDINANCE:

Mayor Sturges read the ordinance by title.

Dan Lowe moved to accept the ordinance as written. Chuck Blanchard seconded, as did Sam Cox.

YEAS: 6
NAYS: 0

AGENDA ITEM #4, ANIMAL CONTROL ORDINANCE:

Tabled until the October 9 City Council meeting.

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AGENDA ITEM #8, SEWER REVOCATIONS:

Jerri Widner reported orally on the outstanding sewer payments. She determined that it would not be necessary to actually revoke any sewer permits as arrangements had been made for payment.

AGENDA ITEM #11, ORAL COMMUNICATIONS - BOB JOHNSON REQUEST:

Bob Johnson spoke for the Fairfax Homeowners Association in request that the City take over their greenway as a City Park. The Association has experienced problems in obtaining Association Officers and people to collect fees from the neighborhood.

Bob Jean described the lay out of the area in regard to ribbon greenways and the proposed acceptance of the main greenway as park. Bob Jean suggested the following:

1. That Ed Murphy assist Bob Johnson and the Homeowners Association in restructuring the Association.
2. That Ed report back to Council, if the restructuring does not get the desired results, as to their decision to request the City to take over the proposed mini-park.

Bob Johnson agreed to these suggestions.

AGENDA ITEM #9, OFFICIAL ZONING MAP RESOLUTION:

Ed Murphy explained the purpose of adopting an official zoning map, as the City has been relying on County Zoning Maps since they have never adopted a City Zoning Map; Ed also explained the different zones as applied to particular properties. Chuck Blanchard questioned whether these properties as shown on the map were all zoned appropriately and in conformance with the Comprehensive Plan. Ed answered that some properties were inappropriately zoned, but could be remedied in the future. He stated that the purpose tonight was to adopt an Official Zoning Map as the properties are zoned at this time to the best of the Council's and staff's knowledge.

Frank Kaiser moved to adopt the Official Zoning Map for the City of Troutdale as submitted to Council. Dalton Williams seconded.

YEAS: 6
NAYS: 0

BUDGET COMMITTEE MEETING:

Frank Kaiser moved to recess. Chuck Blanchard seconded. YEAS: 6 NAYS: 0 7:56.P.M.

Frank Kaiser moved to convene. Chuck Blanchard seconded YEAS: 6 NAYS: 0 8:10 P.M.

AGENDA ITEM #4, ANIMAL CONTROL ORDINANCE:

Brian Freeman requested the Council table this item and reset it for the October 9, 1979 Regular City Council Meeting.

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AGENDA ITEM #5, WATER BOND CALL-FOR-BIDS:

Brian Freeman explained that a meeting was scheduled with Jerry Sheridan on September 18 to discuss the water bond. Brian explained that we can sell promisory notes as a form of interim financing. Once you get a written commitment from the government you can call for bids and ask for interim financing. Brian also explained that the Federal fiscal year does not begin until October so as yet we do not have a commitment from them. BobJean explained the timeline involved in this issue. Brian stated that we should not adopt any resolution in this issue calling for interim financing prior to the commitment from the government. Since the Council must wait for this commitment it was decided that they would reset this Agenda Item for the first week in October.

Brian also explained that the Parks Bonds are subject to the regulations which require the City to use the funds within three years of the time the bonds were sold. The City should then use the funds from the Parks Bonds sale within three years from September 1, 1979.

AGENDA ITEM #6, SHORT FORM LID ORDINANCE:

Brian Freeman read the amendments to the Short Form LID Ordinance. Dalton Williams questioned the payment timetable and if interest is charged on deferred payment. Bob Jean further explained the ordinance amendment, which has the purpose of not forcing someone into an LID assessment when they do not wish to become part of the LID. Mayor Sturges suggested that a sentence in paragraph D. be changed to read: The amount of the deferred assessment shall be determined as of the date of connection or proposed connection as determined by the Public Works Director with the recommendations of the City Engineer...(underscoring identifies that portion added).

Frank Kaiser moved to adopt the ordinance amending Ordinance No. 159 and prescribing procedures for the assessment of property for public improvements, with the suggested change. Dan Lowe seconded.

YEAS: 6
NAYS: 0

AGENDA ITEM #7, WEST COLUMBIA SEWER LINE LID ASSESSMENT HEARING CONTINUATION:

Bob Jean asked if Mario A. Cerruti was in the audience. Mr. Cerruti was not in the audience; Bill Bivin stated that he and Duane Lee had went to visit Mr. Cerruti and had not found him home. Bob Jean asked that the record show that to the best of his recollection M.A. Cerruti had attended the last City Council meeting where it had been decided to reset this agenda item to the September 11 Council meeting. Bill Bivin recommended the Council adopt the ordinance spreading the assessment of the West Columbia Sewer Line LID. Frank Kaiser moved to adopt the ordinance spreading the assessment of the West Columbia Sewer Line LID. No second.

Bob Jean verified that those tax lots owned by M.A. Cerruti are 1, 18 and 119. Bob Jean suggested that perhaps the best way to proceed would be to spread the assessment and then allow the property owners to inform us which of the options they wish to use. They can pay their assessments with no interest costs, or they could Bancroft, or they can defer payment under the Short Form LID ordinance that was just adopted. Bob Jean suggested that perhaps the proper way to handle it would be a motion to pass the ordinance with a directive, as a part of that motion, to the City Recorder to contact the property owners and determine

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AGENDA ITEM #7, WEST COLUMBIA SEWER LINE LID ASSESSMENT HEARING CONTINUATION (CONT):

how they wish to make payment.

Dalton Williams questioned the requirement for employee restroom facilities at the Cerruti garage site, as they do not now have an employee restroom facility. Bob Jean stated that this is a separate issue. He stated that the Council may want to find under the provisions of another ordinance that there is a public hazard or a public health and safety need and in fact, if you find that, you may want to order that they connect to the sewer system in which case they would have to pay any outstanding assessment as well.

Frank Kaiser noted that this issue had been scheduled for the September 18 Special City Council meeting.

Frank Kaiser moved to adopt the Ordinance spreading the assessment of the West Columbia Sewer Line LID with the directive to the City Recorder that the property owners be notified of the three alternatives available to them for payment.

Bob Jean stated that Brian Freeman had told him that this is really for clarification as this is a necessary part of the process; they could pass the ordinance as written, and it is understood that the City Recorder would do this.

Dan Lowe and Dalton Williams seconded Frank Kaiser's motion.

YEAS: 5

NAYS: 0

ABSTAIN: 1 (Chuck Blanchard)

AGENDA ITEM #10, PLANNING COMMISSION APPOINTMENT:

Mayor Sturges asked Ed Murphy if he had had any interviews for the appointment of a Planning Commission member. Ed stated that a letter had been sent to those applicants interested in the appointment. Mayor Sturges asked that he report on this issue at the September 18 Special City Council meeting.

Bob Johnson questioned the need for a special meeting on the 18th of September.

Bob Jean suggested the Council move on to Agenda Item #11, Oral Communications so that this question can be addressed.

AGENDA ITEM #11, ORAL COMMUNICATIONS - CITY ATTORNEY'S REPORT:

Brian Freeman stated that a meeting had been held with Jack Burns and Bob Harrington of Nendel's along with John Pulliam. They had discussed the fact that there is a System Development Charge outstanding in the sum of approximately \$30,000 for the water assessment. Nendel's had paid what they had been informed had been the whole of the System Development Charges and the hook-up charges. Bill Bivin, in auditing some accounts, had found that they had not paid \$30,000. Because of some misunderstandings between the landowner and the tenant, Nendel's, staff had agreed to defer a resolution until they had determined who was responsible. We had agreed to bring this up at this time. Bob Jean stated that we normally would require payment of all assessments of this sort at the time of issuance of the building permit, although because we were all encouraged about the operation out there, we made the decision to proceed with the building activity and at a parallel process work towards resolution of the water SDC with the Nendel's people. They agreed, essentially, to make that payment and resolve

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AGENDA ITEM #11, ORAL COMMUNICATIONS - CITY ATTORNEY'S REPORT (CONT):

that question prior to the expiration of our Fiscal Year, which expired June 30, 1979. The City Recorder had not been contacted by Nendel's. We learned that they were not ignoring us but did have some questions that they were exploring. A letter had been sent stating that failure to adequately address this could result in interruption of their water service. Brian stated that the discussion comes down to a negotiating position, they would like to see some diminishment of the assessment. Our position is simply that it is \$30,000 worth of value and we would like \$30,000 payment. Brian felt that they are liable for this payment and if it is not successful through negotiations to get them to agree to the payment, or perhaps Bancrofting it to ease the burden, then we probably would proceed with more astringent efforts.

As another part of his report, Brian explained that a great portion of his time last month was putting together the Bond issue for the Parks Bond, and today, 9/11/79, Jerri Widner had taken the Bonds in and this afternoon they had called and the money is there. The Water Bond is the next major priority on the list.

Frank Kaiser moved to accept the Attorney's report. Chuck Blanchard seconded.

YEAS: 6
NAYS: 0

AGENDA ITEM #11, ORAL COMMUNICATIONS - ADMINISTRATIVE REPORT:

Bob Jean reminded the Council members of the Special City Council meeting on September 18. We will be addressing the issue of Don's Paving, the 201 Sanitary Sewer Consortium, update on the Obrisit Pit and Methane gas problems, Cerruti's trucking garage, possibly the Water Bond sale, August Bills and Planning Commission Appointment.

Bob Jean read a letter addressed to Mayor Sturges concerning the horse patrol in Troutdale. They voiced their disapproval of the discontinuance of the horse patrol in conjunction with the beach patrol. This letter was signed by Mrs. Charles Michael, Mrs. Allen Fraiser, Mr. and Mrs. B. Fouch, Mr. and Mrs. A Webster, Mr. and Mrs. Lovenstein, Mr. and Mrs. Lovingood, Mr. and Mrs. Janice, Mr. and Mrs. Cougil, Mr. and Mrs. Nelson, Mr. and Mrs. McCarthy, Doug Arndt, and Mrs. Patricia Sanders. Chief Haddock did take time to talk with an individual on this letter to explain that the kinds of things they are talking about in their letter were specifically addressed by the Budget Committee and found to be the exact opposite of their general conclusions. Bob Jean suggested we prepare a written response to them, and suggest to them that if they wish to discuss this further that they attend the next Budget Committee meeting.

Mayor Sturges agreed that this would be appropriate.

Bob Jean informed the Council of a letter addressed to the Mayor from Mayor Al Myers of the City of Gresham relating to his role as Transportation Committee in working with Tri-Met to achieve better North-South routes. They have come forward with a recommendation on that; there is a meeting on September 20th at 7:00 P.M. at Gresham City Hall and they request that someone from the Council represent the City of Troutdale. Commissioner Kaiser in charge of transportation agreed to attend.

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AGENDA ITEM #11, ORAL COMMUNICATIONS - ADMINISTRATIVE REPORT (CONT):

Bob Jean informed the Council that the Home Builders Association of Portland had invited the Council, because they know their reputation of concern for quality construction, to a tour of the "Street of Dreams". They have a house that will be exposed; parts of the walls will not be covered, plumbing will be open so that you can see it, to see how a home is constructed according to today's codes. It was decided that they would tour on Friday, September 28th.

Bob Jean verified that all Council members received copies of the newsletter.

AGENDA ITEM #11, ORAL COMMUNICATIONS - PUBLIC WORKS REPORT:

Bill Bivin passed out Lee Engineering's report to the Council.

Bill Bivin reminded the Council of the draft passed out to the Council at the last meeting regarding the garbage franchise. Bill read his memo to the Council asking for direction from the Council to negotiate a garbage franchise.

Sam Cox moved to accept the negotiation of a garbage franchise. Chuck Blanchard seconded.

YEAS: 6
NAYS: 0

In regard to the Sewage Treatment Plant and the Engineer's report, we are over capacity right now; we are now out of compliance. Bill Bivin reported on the manhole that is outside the LID boundaries; he explained how that came to be there.

Dalton Williams moved to approve the Engineer's report. Chuck Blanchard seconded.

YEAS: 6
NAYS: 0

Sam Cox moved to adjourn. Dalton Williams seconded.

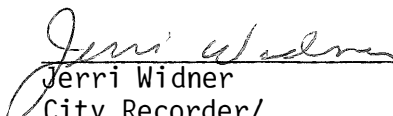
The meeting adjourned at 9:10 P.M.

Signed by the Mayor of the City of Troutdale this 24th day of SEPTEMBER.



R. M. Sturges, Mayor

ATTEST:



Jerri Widner
City Recorder/
Finance Director