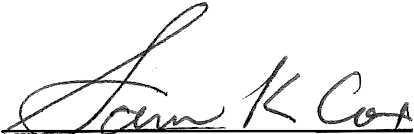


AGENDA
TROUTDALE CITY COUNCIL
7:00 P.M. --- City Council Chambers
104 SE Kibling
TROUTDALE CITY HALL

June 14, 1983

- (A) 1. Call to Order, Roll Call and Agenda Update: **Mayor**
- (A) 2. Consent Agenda
- 2.1 Accept: Minutes of May 10, 1983
2.2 Accept: Business License Report
2.3 Accept: Bills for Month of May, 1983
2.4 Accept: Liquor License Request: River Trails
- (A) 3. ORDINANCE: Adoption of Multnomah County Animal Control
First Reading
- (A) 4. ORDINANCE: Adoption of 1983 Building Code
First Reading
- (A) 5. SELECTION: Engineers for EDA Projects
- (A) 6. AUTHORIZATION: Purchase --- (Computer Proposal)
- (A) 7. ORDINANCE: Amending Zoning Map for Tax Lot 23, Section 35, T1N, R3E, W.M. from Suburban Residential (SR) to R-7 and R-4.
First Reading
- (A) 8. RESOLUTION: Intergovernmental Agreement: **Cable Regulatory Commission**
- (A) 9. RESOLUTION: Call for Election To Refer Resolution No. 491
- (A) 10. DEPARTMENTAL REPORTS:
- 10.1 Police
10.2 Finance & Records
10.3 Community Services
10.4 City Attorney
- (A) 11. Council Concerns and Initiatives
- (A) 12. Oral Communications and Adjournment.



Sam K. Cox, MAYOR

(A) = Action Item

(I) = Information Item

MINUTES
TROUTDALE CITY COUNCIL MEETING
JUNE 14, 1983 - 7:00 P.M.

The meeting was called to order at 7:00 P.M.

ROLL CALL :

PRESENT : Ronald Burgin, Marjorie Schmunk, David Butzer, Mayor Sam Cox, Dan Lowe, Paul Thalhofer and Eugene Bui.

STAFF : Pam Christian, Nancy Nixon, George Haddock, Greg Wilder, R. Scott Pemble, Brian Freeman and Barbara Rossman

PRESS : Lori Callister of the Gresham Outlook and Paul Koberstein of the Oregonian

GUESTS : Andy Anderson, Mrs. Edgeley, Bob Spikes, Betsy Williams

AGENDA ITEM #2 - CONSENT AGENDA

- 2.1 : Acceptance of minutes of May 10, 1983 - Regular Session
- 2.2 : Acceptance of Business License Report
- 2.3 : Acceptance of bills for the month of May, 1983
- 2.4 : Liquor License Request: River Trails

Pam Christian said that the liquor license request from River Trails was a new application, not a renewal. River Trails has installed coolers and wants to be able to sell liquor to the people renting rafts and canoes from them. Paul Thalhofer asked if anyone from River Trails was at the meeting. No one was there. He then asked Chief Haddock if he had any comments on the application and Chief Haddock replied that he did not. Paul asked what the primary commodity of River Trails was. Pam said that it was renting rafts and canoes.

Mayor Cox asked if there was anyone there in opposition. There was no one.

Paul Thalhofer asked if everyone had been given notice that this item was on the agenda. Pam said that it had been in the legal notice in the paper. Paul asked if River Trails was just going to sell to the people they were doing business with. Dan Lowe asked if Chief Haddock anticipated any problems with this. The Chief said that they will be watching it and that it was his understanding that they were not going to advertise the fact that they would be selling it.

Marge Schmunk made a motion that the Council accept the Consent Agenda. Eugene Bui seconded the motion. Ayes 4 Nays 2 Ron Burgin and Paul Thalhofer voted against the motion.

AGENDA ITEM #3 - ADOPTION OF MULTNOMAH COUNTY ANIMAL CONTROL

This item was delayed until later in the meeting.

AGENDA ITEM #4 - ADOPTION OF 1983 BUILDING CODE

Greg Wilder said that the procedure comes up once every three years and that there have been some slight modifications this year. Section 7 has been deleted. This section deals with banks and slopes and will be included in the Public Works Ordinance. Brian Freeman said that there is a difference in the enforcement section which makes it a civil infraction to violate the Building Code rather than a criminal action. The fine has been limited to \$200. Section 7 contains a blank space for a fee schedule. This will be completed by the second reading. The fee schedule for building permits cannot exceed what the State law provides. Section 5 refers the reader to the City Code for the abatement of City nuisances. We have an omnibus nuisance code and it is codified in the Public Safety Code and covers the procedure for such cases. Section 4 defines the line of authority within the City.

Mayor Cox read the ordinance by title and said that the second reading would be at the next meeting.

Ron Burgin asked what the Structural Code Advisory Board mentioned in Section 6 was. Brian answered that it is a State Department of Commerce Board that hears appeals of builders or cities. The Board also tries to bring the Code up to date. Dave Butzer asked if changing a building code violation from a crime to an infraction would encourage more violations. Brian said that he did not feel it would as codes were usually violated when people were not aware of them.

AGENDA ITEM #5 - SELECTION: ENGINEERS FOR EDA PROJECTS

This agenda item was delayed until later in the meeting.

AGENDA ITEM #6 - AUTHORIZATION: PURCHASE - (COMPUTER PROPOSAL)

Chief George Haddock discussed some questions concerning the computer proposal. Dave Butzer asked about security for the computer. The Chief said that there would be a log-on and log-off system and also levels of security for those using the computer. Pam said that her recommendation was that the City go ahead and purchase this. She said that the Police Department needed a separate system that other people could not access. Pam felt that the word processor included with this system was not versatile enough and she would like to keep the City's word processing equipment compatible in order to cut costs by ordering supplies in quantity. Ron Burgin asked about the maintenance of equipment. Chief Haddock said that they were looking at depot maintenance. The hardware is taken into NCR in downtown Portland. This would run about 1% per year. The Chief said that another question had been asked about the program updates. In talking with Bensmiller, tentatively the City will serve as a demonstration site for a minimum three-year period. Other sites have indicated that it costs them about two hours every two weeks initially; however, this lessens as time goes by. During that time the program work will be free and after that time, regardless of how the program is rewritten, it will not cost us more than \$750 per year for updates.

Dave Butzer said that he felt the police station really needed to have an alarm system. This is due to the fact that there will be a computer system there accessible to confidential records, weapons, police information and the station is not manned 24 hours a day. Dave said that he would like to see an alarm system. Dave said that he would like to see an alarm system tied in to getting the system. Pam asked if the matter could be discussed again after federal revenue sharing allocations were received. Our resources have already been allocated. The Chief said that the computer would require an access code so it would not be easily accessible to just anyone.

Ron Burgin moved that the Council postpone consideration of this purchase until the first meeting after the August 9 election.

Chief Haddock said that the offer would not be available at that time. Mayor Cox asked if there were any other questions and stated that the motion died because of a lack of second. Fe asked if there was any other motion.

Dave Butzer made a motion that we accept the proposed donation and that we authorize the purchase of the necessary equipment that goes with the donation and the amount that we will authorize will not exceed \$8,000. Dan Lowe seconded the motion. Ayes 5 Nays 1. Ron Burgin voted against the motion. Eugene Bui abstained.

AGENDA ITEM #3 - ADOPTION OF MULTNOMAH COUNTY ANIMAL CONTROL

Betsy Williams, Manager of Multnomah County Animal Control, presented background information on the proposed ordinance. This ordinance proposes a cat registration program to generate revenue and provide identification for cats. The ordinance proposes that some portion, not less then 10%, of the revenue generated by the licensing be used for a low-cost spay/neuter program. This ordinance was passed by the Board of County Commissioners in April and will go into effect in the City of Portland next month.

Mayor Cox read the ordinance by title.

AGENDA ITEM #5 - SELECTION: ENGINEERS FOR EDA PROJECTS

Greg Wilder explained the procedure for selection of an engineer. He said that the City had applied for a \$300,000 grant from the EDA which we would anticipate matching with Local Improvement District funds. Greg briefly explained the procedure for selecting the firms to be interviewed and the interview procedure. Interviews were conducted by Greg Wilder, Eugene Bui, Pam Christian and an engineer from the City of Gresham. The firm of Gibbs & Olson was the firm being recommended and Greg recommended that the City Council approve the preparation of an agreement for consulting with this firm for the design of the EDA project. He suggested that the agreement be prepared in such a way that it does not obligate the City until such time as the grant is forthcoming or the award of the grant has been accepted. Eugene Bui said that presentations were good by all firms. He recommended that the Council accept the recommendation of the committee to set up Gibbs & Olson as the firm to do our consulting engineering. Paul Thalhofer so moved. Marge Schmunk seconded the motion. Ayes 6 Nays 0.

AGENDA ITEM #7 - ORDINANCE: AMENDING ZONING MAP FOR TAX LOT 23, SECTION 35, T1N, R3E, W.M. FROM SUBURBAN RESIDENTIAL (SR) TO R-7 AND R-4.

Mayor Cox announced a Public Hearing on the zoning map. The Planning Commission met on May 18, 1983 on this resolution and they recommend that the Council approve the request subject to two conditions. The two conditions are 1) that the City's final review and acceptance of the Subdivision's storm drain plan based on explicit engineering drawings shall be secured prior to or at the time the applicant seeks Final Plat approval; and 2) that sufficient land along the west property line be dedicated for the purpose of improving 257th Avenue to an arterial standard and that 257th Avenue be improved to County Standards. R. Scott Pemble went over the staff report on this resolution explaining that Bob Spikes is requesting a zone change.

The Planning Commission finds that the proposed application is consistent with the City's Comprehensive Plan and the applicable statewide planning goals. Brian Freeman asked about the Obrist property. Given the nature of the Obrist landfill, the characteristics of the site, the tests that have been run both by the City and by DEQ, there has been a determination that there is no known hazard in terms of methane gas migration emanating from the Obrist pit and impacting the siting site. Dave Butzer asked if the trees would be left in. Scott replied that the City's Comprehensive Plan states that only 40% of the trees can be removed without City approval and must be replaced. Trees removed for the 257th right-of-way will not be replaced.

Paul Thalhofer asked if the Council was supposed to make a finding as far as methane gas. Scott suggested that they amend Section 4, Subsection B and Subsection 4 with a statement to the effect that as per monitoring by DEQ and by the City retained firm levels of methane gas were below the hazardous level. After further discussion, it was decided that Mr. Spikes did not have to conduct further tests for methane gas. Brian Freeman said that he would prepare a hold harmless agreement which would acknowledge that there have been some problems on the site and will hold the city harmless for any lawsuits or claims made by a purchaser of these properties. Mr. Spikes said that he had no problem with signing such an agreement.

There were no other proponents and no opponents. Dan Lowe moved that the Council approve this change. Dave Butzer seconded the motion. Ayes 6
Nays 0.

AGENDA ITEM #2.4 - CONSENT AGENDA

The Council returned to a discussion of the Consent Agenda - Item 2.4 - Approval of the liquor license for River Trails. Mrs. Edgeley, wife of the owner of River Trails was in the audience. In response to the Council's questions, Mrs. Edgeley stated that the business months of River Trails were mid-April through September. She said that this was an application for a package license not for open containers and that they were not planning to sell to people just walking in off the street, but to those people using their services. As a vote had already been taken on this item, this discussion was for the purpose of clarification only.

AGENDA ITEM #8 - RESOLUTION: INTERGOVERNMENTAL AGREEMENT: CABLE REGULATORY COMMISSION

Pam Christian said that Andy Anderson, the Council's representative on the Cable Regulatory Commission, was in the audience to help answer any questions the Council might have. There are two parts to this packet section. One is the Intergovernmental Agreement which establishes the Regulatory Board and sets up the process for the Regulatory Commission. This needs to be accepted. The other part is approval of the budget. Eugene Bui moved to accept this resolution and to authorize the Mayor to sign the resolution as prepared. Dave Butzer seconded the motion.

Ayes 6 Nays 0.

Ron Burgin asked Andy Anderson if he felt that the budget was excessive for the first year. Andy Anderson said that he did not; however, he understood that some people felt that the administrative assistant's salary was too high. However, it is below the national average and the salaries are based on the Multnomah County Classification System. Dave Butzer asked about the travel and education funds. Andy Anderson said that this year there is going to be a convention here in Portland and as all people involved are new at this, it is an excellent learning opportunity. Dave Butzer asked if we were paying mileage for local travel and said that it might be cheaper to lease a car. Andy Anderson said parking downtown was a big expenditure and quite a problem. Pam said they could take the idea of leasing a car to the Regulatory Commission. Eugene Bui moved for approval of the budget as presented. Marge Schmunk seconded it. Ayes 6 Nays 0.

AGENDA ITEM #9 RESOLUTION: CALL FOR ELECTION TO REFER RESOLUTION NO. 91

Nancy Nixon stated that the City Council needs to call for an election to place a referendum on the ballot August 9, 1983. This referendum was filed by a number of petitioners. Nancy said that she had verified the signatures and there are a sufficient number of valid signatures to place it on the ballot. Paul Thalsofer asked if there was any chance of having this be a vote-by-mail election. Pam said that the County is still looking at that option. Paul asked if anything could be done to help persuade the County to have a mail-in vote. Pam said that the Mayor could call the County and let them know that we supported a mail-in vote. Mayor Cox took a poll of the Council members and Eugene Bui, Dan Lowe, Dave Butzer, Paul Thalsofer and Ron Burgin agreed that the Mayor should make a call to the Multnomah County Elections Office. Marge Schmunk abstained. Dan Lowe made a motion to approve the resolution to submit to the voters of the City of Troutdale at a special election to be held August 9, 1983. Eugene Bui seconded the motion. Ayes 6 Nays 0.

AGENDA ITEM #10 - DEPARTMENTAL REPORTS

10.01 : Chief Haddock said that his report stood as written. The Chief told the Council that Columbia High School had awarded the Police Department a plaque for meritorious service to the high school.

10.02 : Nancy Nixon had nothing to add to her written report.

10.03 : Greg Wilder, Community Services Director, had nothing to add to his report. In reference to the Community Services monthly report, Marge Schmunk asked about lighting in the City parking lot. Greg said that there would be lighting. There are budgeted funds to pave the lot and grade the embankment and it was going to be seeded with grass and other plants to comply with our requirements for parking lots. The City has applied for a grant from the State to landscape the parking lot. The grant application is for about \$10,000.

10.04 : Brian Freeman had no report tonight.

10.05 : Pam Christian reported that the EDA grant for sewers had been completed. The grant was into the Seattle office on Friday, June 10, 1983. That office has 30 days to review and comment on the grant and then it is forwarded to Washington with their comments and notification on whether the grant is received should be by the end of September. Pam said that the Council would be kept up-to-date on this issue. She said that she would like to thank Greg and Scott for the good job they did on this as it is a complicated process. Pam said that all of these projects would be partially funded through Local Improvement Districts with the property owners and all the owners have signed off on the projects saying that they would not have a problem with the LIDs.

Pam reported that there was considerable discussion in the Parks Task Force and also in the Council on the issue of charging for parking at the beach and if it was possible to adjust the parking fee for Troutdale residents. She has received information from the State that this can be done without being discriminatory. A 50% reduction in parking fees for City residents would be considered reasonable. The Parks Task Force did recommend that the City continue to charge for parking at the City park. Nancy Nixon said that from April 16, 1983 to May 30, 1983 the City has received \$901 from Frank Windust for parking. Dan Lowe asked what Mr. Windust is charging. Pam said that he is charging \$2.00. She said that some County parks are raising their rates to \$2.00 on July 1, 1983. Pam suggested selling tickets from City Hall to residents and have the same split with Frank Windust on the resident tickets. The Task Force had recommended that the parking agreement which expires July 22 should be extended through the end of 1983. Marge Schmunk asked if Mr. Windust would consent to a partial contract. Ron Burgin asked if the contract being extended could include the special rate to Troutdale residents. Pam said that she would talk to Mr. Windust about the Council's concerns and questions. She also stated that after July 22, 1983, Mr. Windust would not be able to use his property for parking. Dave Butzer said that he did not like the idea of selling tickets at City Hall because often going to the park is a spontaneous idea. Various ideas were discussed regarding how to sell the tickets including selling ten tickets at a time or having a ticket in the newsletter that would entitle the holder to get parking at half price.

The Parks Task Force, Ron Burgin and Eugene Bui (as the Council's representatives) met to discuss and recommend options for the operation of concessions in the park. Pam passed out a statement regarding the objectives of the concessionaire. After discussion, it was decided that in Item #13 the words "to be" should be changed to "may be". "City Council" should be changed to "Community Service or designee". Item #5 should reflect that there will be weekly accounting. Item #7 should read "one major concession unit with one satellite" rather than "two concession units". In the first paragraph of the PAYMENT section, the words "a minimum of" should be inserted before 15% and Five Hundred Dollars. There will be no alcohol sold. Pam stated that Brian Freeman would draw up an agreement which would reflect these changes for use when the concession was finally awarded.


There was recently a complaint about horses in the park and Pam handed out a copy of the City's policy on this issue for the Council's information.

AGENDA ITEM #11 - COUNCIL CONCERNS AND INITIATIVES

Paul Thalhofer asked that the Budget Committee be called back into session in order to organize a campaign to inform the citizens of Troutdale about the street lighting issue. Brian Freeman suggested that the Mayor ask the City Council and the Budget Committee to meet to discuss ways to inform the public about the upcoming election. He suggested that no City funds or staff time be used for this purpose. Mayor Cox took a poll of the City Council regarding this issue and all members were in agreement that such a meeting would be beneficial.

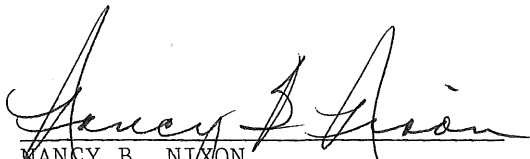
Dan Lowe made a motion to adjourn the meeting. Eugene Bui seconded the motion. Ayes 6 Nays 0.

The meeting was adjourned at 9:23 P.M.



SAM K. COX, MAYOR
DATE SIGNED: 6-30-83

ATTEST:



NANCY B. NIXON
FINANCE DIRECTOR/CITY RECORDER

