


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

June 28, 1983

- (A) 1. Call to Order, Roll Call and Agenda Update: Mayor
- (A) 2. Consent Agenda
 - 2.1 Accept: Minutes of June 14, 1983 Regular Session
 - 2.2 Accept: (Liquor License -- Mike Early/Texaco)
- (A) 3. PUBLIC HEARING: Budget Adoption
 - 3.1 RESOLUTION: Adopting 1983-84 Budget and Making Appropriations
 - 3.2 ORDINANCE: Levying Ad Valorem Taxes FIRST READING
 - 3.3 ORDINANCE: Declaring City's Election to Receive State Revenues FIRST READING
 - 3.4 RESOLUTION: Certifying Eligibility of the City of Troutdale for receiving State Shared Revenues
- (A) 4. RESOLUTION: Purchasing -- Policy Statement
- (A) 5. SELECTION: Food Concessionaires Requirement
- (A) 6. ORDINANCE: Adoption of Multnomah County Animal Control SECOND READING
- (A) 7. ORDINANCE: Adoption of 1983 Building Code SECOND READING
- (A) 8. REAPPOINTMENT: Planning Commission Member
Barry Armstrong
- (A) 9. Council Concerns and Initiatives
- (A) 10. Oral Communications and Adjournment.



Sam K. Cox
MAYOR

(A) = Action Item

(I) = Information Item

MINUTES
TROUTDALE CITY COUNCIL MEETING
JUNE 28, 1983 - 7:00 P.M.

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

ROLL CALL :

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

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

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

GUESTS : Marty Gault, James Bloom, Michael Earley and Mike Stewart

AGENDA UPDATE

Pam Christian said that there should be an Item #3.5, Acceptance of the 4th Street Project, added to the agenda.

AGENDA ITEM #2 - CONSENT AGENDA

2.1 : Acceptance of minutes of June 14, 1983 - Regular Session

Marge Schmunk said that there should be a correction on the June 14 minutes Item #9. The comment "Marge Schmunk abstained." should be changed to "Marge Schmunk wished to make no comment."

2.2 : Accept: Liquor License -- Mike Earley/Texaco

Pam Christian reported to the Council that this was just a change of ownership with a new partner. Mr. Bloom and Mr. Earley were in the audience. There were no questions by the Council.

Dan Lowe made a motion to accept the consent agenda. Eugene Bui seconded the motion. Ayes 5 Nays 0.

AGENDA ITEM #3 - PUBLIC HEARING: BUDGET ADOPTION

Pam stated that there were four issues that the Council needed to take action on and that a fifth should be added. The fifth was a request for transfer of appropriations pertaining to this year's budget. Any transfer of appropriations has to be authorized by the City Council. These funds are to be used for remodeling in the City Hall building.

Eugene Bui made a motion to approve the resolution authorizing a 1982-83 Federal Revenue Sharing Fund Appropriation Transfer. Dave Butzer seconded the motion. Ayes 5 Nays 0.

Nancy Nixon, Finance Director/City Recorder, stated that in the past years Tax Supervising and Conservation Commission has conducted public hearing on our levy and we have requested that they conduct public hearing on our budget. This year we are operating solely within our constitutional limitations so the budget hearing is being held by Council tonight.

Mayor Cox declared the Public Hearing open for Budget Adoption and State Shared Revenues. There was no one present wishing to speak on these matters. The Public Hearing was closed.

AGENDA ITEM #3.1 - RESOLUTION: ADOPTING 1983-84 BUDGET AND MAKING APPROPRIATIONS

Nancy explained that the appropriation was the City's authorization to spend. Without this appropriation, the City could not operate July 1.

Mayor Cox read the resolution by title.

Eugene Bui moved to accept the resolution. Paul Thalsofer seconded the motion. Ayes 5 Nays 0.

AGENDA ITEM 3.2 - ORDINANCE: LEVYING AD VALOREM TAXES

Nancy said that this ordinance levied taxes which are within the constitutional limitation for the General Fund and also levied those taxes which are required to pay the bonded debt.

Mayor Cox read the ordinance by title.

Dan Lowe made a motion to pass this ordinance. Eugene Bui seconded the motion. Ayes 5 Nays 0.

AGENDA ITEM #3.3 - ORDINANCE: DECLARING CITY'S ELECTION TO RECEIVE STATE REVENUES AND AGENDA ITEM # 3.4 - RESOLUTION: CERTIFYING ELIGIBILITY OF THE CITY OF TROUTDALE FOR RECEIVING STATE SHARED REVENUES

Nancy explained that these items were required by the State in order for the City to receive State Shared Revenues. Item #3.4 certifies that the City provides services that make it eligible for these revenues.

Mayor Cox read the resolution by title.

Dave Butzer made a motion to pass this ordinance. Eugene Bui seconded the motion. Ayes 5 Nays 0.

Mayor Cox read the ordinance by title.

Marge Schmunk made a motion to approve the ordinance. Dan Lowe seconded the motion. Ayes 5 Nays 0.

AGENDA ITEM #3.5 - ACCEPTANCE OF 4TH STREET

Greg Wilder told the Council that a motion was needed to authorize the Mayor to accept the 4th Street Project which is now complete. Paul Thalsofer moved that the Council authorize the Mayor to accept the 4th Street Project. Eugene Bui seconded the motion.

Ayes 5 Nays 0.

AGENDA ITEM #4 - RESOLUTION: PURCHASING --- POLICY STATEMENT

Pam said that this resolution had been discussed at the work session. It is to clarify the purchasing procedures.

Marge Schmunk made a motion to accept this resolution. Dave Butzer seconded the motion. Ayes 5 Nays 0.

AGENDA ITEM #5 - FOOD CONCESSIONAIRE REQUIREMENT

Pam stated that the agreement had basically the same requirements that had been discussed at the previous Council meeting. Brian Freeman said that the items recommended by the Parks Task Force had been included and the previous year's concession agreement was also used to be sure that the necessary requirements were included. Pam said that there was a concern about #4, the amount the City is paid under the agreement. In checking Multnomah County's and Portland's agreements, it was found that they required a "down payment" on the minimum amount to be earned by them. This should be considered. Troutdale is asking \$500 for the remainder of this year and next summer. Mayor Cox asked what percent of the amount is asked for up front. Pam replied that Portland required the full amount. Brian felt asking for a portion of the minimum commitment up front was a good idea. Pam said that if for any reason the conditions of the agreement are not met and the Council decides to revoke the concessionaire's license, the money is forfeited. Dan Lowe asked if the \$500 was in addition to weekly receipts or would the weekly receipts not be given to the City until that \$500 is reached. Pam said that the City gets 15% of the revenues with a minimum of \$500 guaranteed in other words, if 15% of the weekly receipts is less than \$500 the concessionaire will have to make up the difference. Marge Schmunk suggested 50% or \$250 as an up front amount. Brian Freeman asked on what basis one bid would be measured against another. Pam said that 15% would be a minimum and let people bid above that figure. Marge asked if there would be a subcommittee to look at the bids. Both Ron Burgin and Gene Bui had agreed to serve along with someone from the Parks Task Force. Pam said that the Council might want to consider that if bids are not received, it is on a first come, first serve basis, negotiated, with this as a minimum. Paul Thalsofer asked if the 15% would be enough to keep the park clean from all the debris caused by the concessionaire. Pam said that the only thing available to base that on was the report by Valerie Lantz on the cost for litter and vandalism repair for previous years. Part of the agreement is that if it becomes a problem, the Community Services Director can come to the Council and the Council has the right to terminate the agreement.

Mike Stewart, a member of the audience, asked where the concession would be parked, if it would be over where the highway and river traffic were both available. Pam said that it would be on the upper part of the parking lot, not on the beach and it would not be taking any parking spots. Mr. Stewart asked if the concession rights included parking. Pam replied that the parking was a separate contract. Paul Thalsofer stated that he was uncomfortable with an agreement for this summer and next summer at the rate of 15%. He preferred that the agreement end December 31, 1983 so there would be some experience on which to base the percentage. Pam said that the problem would be that after advertising and signing the contract, there would not be a full season to judge by. Gene Bui said that the committee making the recommendations had wanted to get a good running record in order to have a good basis to make a decision. Brian Freeman stated that the advertisement need only invite bids and interested bidders can come to the City and pick up rules for the bids. Rules for bidding should state that the bid will be awarded on the basis of the percentage.

Marge Schmunk made a motion to accept the concessionaire's agreement and put it out for bids with the changes in Item #4. Gene Bui seconded the motion. Ayes 4 Nays 1. (Paul Thalsofer)

AGENDA ITEM #6 - ADOPTION OF MULTNOMAH COUNTY ANIMAL CONTROL

Mayor Cox said that it was the second reading of this ordinance and he read it by title.

Eugene Bui said that he had read the ordinance all the way through and he recognized the County's need to take in revenues and he felt that it would discourage people from having a cat.

Marge Schmunk moved to approve the ordinance. There was no second. Marge asked if, in order for the County to enforce animal control law, Troutdale also had to pass this ordinance. Brian answered that there is already an ordinance in effect. The motion died for lack of a second. Dan Lowe asked Brian Freeman if the County will enforce the regulations under the old ordinance if we do not accept the amendments. Brian answered yes. Brian answered yes.

AGENDA ITEM #7 - ADOPTION OF 1983 BUILDING CODE

Mayor Cox read the ordinance by title.

Dave Butzer made a motion to adopt the ordinance. Gene Bui seconded the motion. Ayes 5 Nays 0.

AGENDA ITEM #8 - REAPPOINTMENT: PLANNING COMMISSION MEMBER - BARRY ARMSTRONG

Pam explained that the Planning Commission recommended that Mr. Armstrong be reappointed.

Paul Thalsofer made a motion to reappoint Barry Armstrong. Dan Lowe seconded the motion. Ayes 5 Nays 0.

AGENDA ITEM #9 - COUNCIL CONCERNS AND INITIATIVES

Dave Butzer asked if the Council was going to consider the salary proposal from the City Administrator. Mayor Cox said that it would be discussed in the next work session and the Council was in agreement.

Eugene Bui said that he would like to commend the new secretary for the excellent minutes. He said that he felt she did an excellent job and just wanted to mention that.

AGENDA ITEM #10 - ORAL COMMUNICATIONS AND ADJOURNMENT

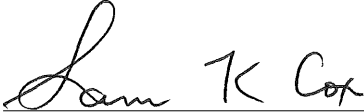
Pam circulated a letter from Senator Packwood concerning the EDA grant.

She went on to state that there has been a remonstrance petition filed against the City's annexation into the Street Lighting District. The petition has been certified and there now has to be an election. Ken Martin, Boundary Commission, wrote a letter to the Board of County Commissioners requesting that they call for an election on the August 9 election which is the same day that our other referendum will appear on the ballot. This item was on the informal agenda for the County Commissioners, but it was tabled on the advice of County Counsel because they did not have enough information to advise the County Commission on calling for election. Pam spoke at the County Commissioner's meeting to try to impress upon them that Troutdale needed a decision on this. Gordon Shadburne and his staff will try to get it on the formal agenda Thursday morning. Pam asked for a special Council meeting on July 5 to discuss the issue. The Mayor said that the meeting would be on July 5 at 7:00.

Paul Thalhofer asked for an update on the vote-by-mail situation. Nancy said that the elections office was awaiting a decision from the Secretary of State's office.

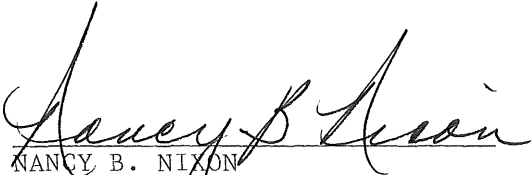
Dan Lowe made a motion to adjourn. Eugene Bui seconded the motion.
Ayes 5 Nays 0 .

The meeting was adjourned at 7:59.



SAM K. COX, MAYOR
DATE SIGNED: July 13, 1983

ATTEST:



NANCY B. NIXON
FINANCE DIRECTOR/CITY RECORDER

