2/16/84

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

February 28, 1984

- (A) 1. Call to Order, Roll Call, Agenda Update: Mayor
- (A) 2. Consent Agenda: 2.1: Accept: Minutes of 2/14/84 -- Regular Session
- (A) 3. **RESOLUTION:** Utility Easement Acceptance Troutdale Road/Mt. Hood Community College
- (A) 4. **RESOLUTION:** Utility Easement Acceptance PTA/Port of Portland
- (A) 5. ORDINANCE: Amendment to the Community Service District section of the Zoning Ordinance deleting explicit site/size requirements and adding an impact statement requirement.

FIRST READING

- (A) COUNCIL CONCERNS AND INITIATIVES 6.
- (A) 7. PUBLIC COMMENT
- (A) ADJOURNMENT. 8.

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MINUTES TROUTDALE CITY COUNCIL MEETING FEBRUARY 28, 1984 - 7:00 P.M.

The meeting was called to order at 7:08 p.m.

ROLL CALL :

- PRESENT : Ron Burgin, Marge Schmunk, Mayor Sam Cox, Dan Lowe and Gene Bui. Dave Butzer arrived at 7:45 P.M. Paul Thalhofer was absent.
- STAFF : Pam Christian, Nancy Nixon, Greg Wilder, Bill Farr, Celine Gihring, Brian Freeman and Barbara Rossman
- PRESS : Lori Callister of the <u>Gresham Outlook</u> and John Enders of the Oregonian

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GUESTS : Helen Althaus and Jim Jensen

AGENDA ITEM #2 - CONSENT AGENDA

Gene Bui moved to accept the Consent Agenda as presented. Dan Lowe seconded the motion. Ayes 4 Nays 0 .

AGENDA ITEM #3 & #4 - RESOLUTION: UTILITY EASEMENT ACCEPTANCE - TROUTDALE ROAD/MT. HOOD COMMUNITY COLLEGE AND PTA/PORT OF PORTLAND

Greg Wilder explained that Agenda Items 3 and 4 could be combined into one as there were a number of utility easements. He said each one related to the EDA sewer project and the resolutions need to be passed and the Mayor authorized to sign the acceptance of the easements. Greg explained where the easements were located and that the easement affecting the Multnomah County Farm Site was not ready for acceptance. Greg read the resolutions by title.

A Resolution Accepting a Utility Easement Agreement Across Mount Hood Community College Property Located in Section 1, T1S,R3E, W.M.

A Resolution Accepting a Utility Easement Across Port of Portland Property in Section 26, TlN, R3E, W.M.

A Resolution Accepting a Utility Easement Agreement Across the Burlingame Property in Section 35, TlN, R3E, W.M.

A Resolution Accepting a Utility Easement Agreement Across the East County Church of Christ in Section 35, WlN, R3E, W.M.

A Resolution Accepting a Utility Easement Across the McKnight Property in Section 35, TlN, R3E, W.M.

A Resolution Accepting a Utility Easement Agreement Across the Henry Fang Property in Section 35, TlN, R3E, W.M.

A Resolution Accepting a Utility Easement Agreement Across the Paul Montecucco Property in Section 35, TlN, R3E, W.M.

Dan Lowe moved to accept the resolutions as read by Greg Wilder. Marge Schmunk seconded the motion. Ayes $\,4\,$ Nays $\,0\,$.

AGENDA ITEM #5 - ORDINANCE: AMENDMENT TO THE COMMUNITY SERVICE DISTRICT SECTION OF THE ZONING ORDINANCE DELETING EXPLICIT SITE/SIZE REQUIREMENTS AND ADDING AN IMPACT STATEMENT REQUIREMENT

Celine Gibring explained the two different areas of the amendment. The first is to remove the minimum site size for primary and elementary schools. Celine explained that the State Department of Education, the majority of school districts and various other jurisdictions no longer require a minimum site size. The Planning Commission's recommendation to the Council is to eliminate the minimum site size requirement.

Celine went on to the second part of the amendment concerning a requirement for a Development Impact Statement for all Community Service uses. Celine said it might seem at first glance that the development impact statement might be an additional onus for some minor proposals, but on the other hand most community service proposals entail, but not all the time, tax-exempt status and the Planning Commission felt it would be a fair gesture to ask proponents of Community Service proposal to make a case for this tax exempt status. On the other hand, from the standpoint of the City, by requiring that the proponent submit the Development Impact Statement that all the issues of concern to the City are properly addressed. Ron Burgin expressed a concern over a Development Impact Statement being required of churches. After some discussion, the wording of the Exhibit "A" of the Ordinance, Section 10.056 Development Impact Statement #1 was changed to read "That the proposed development shall reflect the effects on public fiscal balance, property values, or employment opportunities.

Dan Lowe made a motion to approve the amendment with the changes made in #1 proposed by our Attorney. Mayor Cox read the ordinance by title. Ayes <u>3</u> Nays <u>1</u> (Ron Burgin). This is the first reading of the ordinance, therefore, the vote didn't constitute passage.

AGENDA ITEM #6 - COUNCIL CONCERNS AND INITIATIVES

Pam Christian discussed the pending cable television legislation. She said a letter had been received from Mayor Weil of Gresham asking Troutdale to join in the opposition to House Bill 4103 and Senate Bill 66. After discussion, Gene Bui moved to oppose this action as we have in the past with the amendment of the new piece of legislation that now is incorporated in it. Dan Lowe seconded the motion. Ayes <u>4</u> Nays <u>0</u>.

Pam said the County and the City of Portland negotiations have changed considerably since the last Council meeting. She said that last time she

had asked if the Council wanted to push for being included in these negotiations. She said it was a waste of time as the County and Portland now are negotiating. Pam recommended that the Council give Mayor Cox and herself authorization to propose to the Mayors of the other three cities that they immediately begin developing the consortium and establishing an intergovernmental agreement in order to guarantee input into this process of dividing up the gas tax revenues. Dan Lowe made a motion to appoint Mayor Cox to enter into discussions with the other cities to form a consortium to speak for us on behalf of this. Gene Bui seconded the motion. Ayes <u>4</u> Nays <u>0</u> Abstentions <u>1</u>. (Dave Butzer).

Pam Christian asked the Council for authorization to request proposals for a needs assessment on the computer system in the budget under Federal Revenue Sharing. Pam said the funds were available in Federal Revenue Sharing. Gene Bui moved to authorize the City Administrator to pursue hiring an organization to give an analysis of the City's computer needs. Pam asked the Mayor to appoint someone to work with her on going over the proposals. Ron Burgin and Gene Bui were appointed. Dan Lowe seconded the motion. Ayes <u>5</u> Nays <u>0</u>.

Mayor Cox said the City of Gresham has asked Troutdale to write a letter in support of the annexation of the 1,200 acres to which they have already extended sewer service. Pam said that to this point Troutdale has remained neutral in their position on that mid-County area. Pam said a letter has been sent to Fairview stating that we would be willing to negotiate with them over possible sewer service to areas by contract, areas north of Sandy that are not within sewer assessment districts already. Marge Schmunk moved to support Gresham. Gene Bui seconded the motion with the comment that we were neutral when the whole issue of MCFAC was still up in the air and we didn't want to get involved in who was what and where and when. But obviously until the Court change, if there is a Court change, that MCFAC issue is dead and he said he didn't think we had anything to worry about. He said if that changed we could reassess our opinion.

Helen Althaus said she felt as a matter of policy the City should remain neutral until the matter is settled in court. The motion was voted on. Ayes <u>5</u> Nays <u>0</u>.

Dan Lowe moved to adjourn the meeting. Gene Bui seconded the motion. Ayes $_5$ Nays 0 .

The meeting was adjourned at 8:07 p.m.

SAM K. COX, MAYOR DATE SIGNED: 3-15-84

ATTEST:

NANCY B. NIXON FINANCE DIRECTOR/CITY RECORDER

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