

AGENDA
TROUTDALE CITY COUNCIL
7:00 P.M. -- CITY COUNCIL CHAMBERS
104 SE KIBLING
TROUTDALE CITY HALL

FEBRUARY 11, 1986

- (A) 1. PLEDGE OF ALLEGIANCE
- (A) 2. CONSENT AGENDA:
 - 2.1: Accept: Minutes of JANUARY 28, 1986
 - 2.2: Accept: Business License Report JANUARY
 - 2.3: Accept: Bills for month of JANUARY
- (A) 3. PUBLIC COMMENT:
- (I) 4. DISCUSSION: Municipal Court Update -- Judge Sweeney
- (I) 5. UPDATE: Construction Calendar
- (I) 6. DISCUSSION: RETIREMENT PACKAGE ICMA
- (A) 7. RESOLUTION: Declaring Surplus Property
- (A) 8. RESOLUTION: Adopting Citizens Involvement Program
- (A) 9. DEPARTMENTAL REPORTS:
 - 9.1: Public Safety
 - 9.2: Finance
 - 9.3: Community Services
 - 9.4: City Attorney
 - 9.5: Executive
- (A) 10. COUNCIL CONCERNS AND INITIATIVES
- (A) 11. ADJOURNMENT.



SAM K. COX, MAYOR

DATED: 2/11/86

MINUTES
FEBRUARY 11, 1986
CITY OF TROUTDALE
104 SE KIBLING STREET
TROUTDALE CITY HALL
7:00 P.M. -- CITY COUNCIL CHAMBERS

AGENDA ITEM #1 -- PLEDGE OF ALLEGIANCE

The meeting was called to order at 7:00 p.m. by Mayor Sam Cox.

The Pledge of Allegiance was led by Marge Schmunk.

City Recorder, Valerie Raglione, called the roll.

PRESENT: Gene Bui, Mayor Cox, Marty Gault, Sharlyn Jacobs, Marge Schmunk, Paul Thalsofer

*NOTE: Ron Burgin arrived at 7:12 p.m.

STAFF: Pam Christian, Chief Dorsey, Bob Gazewood, Ron Dupas, Greg Wilder, Mary Eaton, Jim Jennings, Valerie Raglione

PRESS: KRDR

AGENDA ITEM #2 -- CONSENT AGENDA

Mayor Cox read the consent agenda.

MOTION: Bui moved to approve the Consent Agenda. Gault seconded the motion.

Bui - Yea; Gault - Yea; Jacobs - Yea; Schmunk - Yea; Thalsofer -
Yea
YEAS: 5
NAYS: 0
ABSTAINED: 0

AGENDA ITEM #3 -- PUBLIC COMMENT

Mayor Cox called for public comment. There was none.

AGENDA ITEM #4 -- MUNICIPAL COURT UPDATE

Judge Sweeney gave historical background on the Municipal Court in Troutdale. It began approximately 13 years ago after a Police Chief was hired. A night court session began as a suggestion of Judge Sweeney, to provide a service to the people. The night court sessions are still held. It is estimated that the attendance is at least two times greater than that of day court. The night court avails persons that are working a greater opportunity to attend and be heard.

The revenue generated from the Municipal Court system was not

known by Judge Sweeney. He stated that his function was to hold Court and hold the proceedings in a professional manner...the monetary portion was not an issue that he dealt with first hand. He stated that justice to be administered was the purpose of his function.

Judge Sweeney is a member of the Oregon Municipal Judge's Association and is currently the President. Once you have been President for a term of two years you are automatically a member of the Board.

In 1985 the legislature set up a Special Court Advisory Committee to advise on special courts or minor courts. These include: Municipal Courts, Justice of the Peace, County Courts. Judge Sweeney was elected Chairman of the Advisory Committee. He stated he advised on all aspects of special courts and developed methods from state courts on educating judges. The aim statewide is that Cities and Counties won't have to pay for educating them into the alternative methods. Some of the alternatives for payment of fines are Community Service work, to work court appointed hours if a person is unable to pay for their fines. Work can be done in a hospital, alcoholic treatment centers, drug treatment centers, etc. This also serves to inform offenders in a rather graphic manner, of results of these types of problems. These types of facilities, unlike City facilities, are available on the weekends for work with supervision. Emergency rooms have proven to be a 'real eye-opener' for young people. Wood cutting for senior citizens is another option, which can service a community in a positive manner.

Judge Sweeney also spoke on the adoption of the State Criminal Code - misdemeanors, traffic infractions, municipal ordinance infractions, et cetera. These can be handled in municipal courts without expanding the number of hours for services of a Judge. It would also save police time in traveling downtown, and the amount of cases that would actually be prosecuted. Some of the advantages of a Municipal Court are: 1) attendance is greater; 2) providing a service within the area; 3) all City Charters allow for Municipal Courts and they keep the service in the local area; 4) there are 130-150 Municipal Courts in Oregon.

Bui: asked if Sweeney served as a Judge in any other community.

Sweeney: No, only municipal judge here.

Bui: Is your fee schedule on target with the State, or lower?

Sweeney: There is no set fee from the State.

Thalhofer: Stated that the night court was an excellent service.

Sweeney: Stated that there is one night court and two days courts

scheduled per month. One of the day courts is scheduled for Jury trials, however, there usually wasn't one actually held. He stated that his fee was based per session -- arraignments were in the morning.

Thalhofer: Asked if the distance was a problem -- living in Cannon Beach and working in Troutdale.

Sweeney: No problem. In thirteen years has only been late twice.

Thalhofer: Asked Judge Sweeney's opinion for adopting the criminal code.

Sweeney: Stated that he felt it was simply a 'tool' which didn't have to be used, however, the 'tool' it provides would certainly be advantageous.

Christian stated that arraignments requiring 72 hours were currently being done by a pro-tem Judge McGoodwin which reduced any time problem.

Bui: Asked about appointing a Task Force to look at Full Municipal Court or no Court, services being expanded or retained and all options in between, as well as adopting the criminal code.

Jennings stated that he would volunteer his time if the Council desired to set up a Task Force for this purpose.

Sweeney stated that the State mandated the minimum fine schedule which Judges must adhere to.

Schmunk: Asked if Sweeney felt that a person appearing in Court versus paying their fine and not appearing affected the reoccurrence rate?

Sweeney stated that the officer gives the defendant the option and the most popular option was the convenience of the night court. There weren't any particular figures on the reoccurrence rate that he was aware of.

An intergovernmental agreement between Fairview, Wood Village and Troutdale on combining courts was discussed briefly.

Bui stated that these were also reasons for a Task Force to be formed and the option of an intergovernmental agreement could be included.

Council was individually polled as to the issue of forming a Task Force. It was unanimously decided to form one. Two Council members, Chief of Police, City Attorney, and the Judge will form the Task Force.

Municipal Court Task Force members volunteering were: Ron Burgin,
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Marty Gault, Chief Dorsey, Jim Jennings, and Judge Sweeney. The first meeting was set for the second Monday of the month at 5:00 p.m. The first meeting, however, scheduled for February 24, at 5:00 p.m. The Judge would be in town for scheduled Court and the workday would be concluded for the other members volunteering.

AGENDA ITEM #5 -- CONSTRUCTION CALENDAR

Wilder reviewed packet materials and displayed an aerial lining out the areas of impact. He then showed on the overhead projector the projects and their scheduled start and completion dates. He stated that the total projects were very substantial for the size of the community proportionate to costs of the projects.

Council complimented Wilder on the efforts to get these projects done. Council also expressed their appreciation of the anticipated long term benefits versus cost to the City for these improvements.

Wilder complimented Council for their support for allowing the pursuit and passing needed actions for these projects.

AGENDA ITEM #6 -- RETIREMENT PACKAGE ICMA

Christian stated that the Resolution was simply agreeing to participate in a deferred compensation plan for employees. There was no cost to the City. It was simply an alternative for employees should they select this program for additional retirement benefits. IRA's are guaranteed at 8 1/2% and this program guarantees 10 1/2%. It is non-profit and ICMA (International City Managers Association) doesn't require full participation. An administrative fee of \$1.00/mo if less than \$800/yr. is charged. This program was initially for City Managers only and has been changed to include any/all employees.

Thalhofer asked who the Insurance of Record was and if this program had been referred to them for study or comment?

Christian stated that this was simply a tax shelter form and there was nothing taken away from any types of insurance that City employees currently had.

Cox read the Resolution by title.

MOTION: Bui moved to adopt the Resolution establishing a deferred compensation plan. Jacobs seconded the motion.

Bui - Yea; Burgin - Yea; Gault - Yea; Jacobs - Yea; Schmunk -
Yea; Thalhofer - Yea

YEAS: 6
NAYS: 0
ABSTAINED: 0

AGENDA ITEM #8 -- DECLARATION AND SALE OF SURPLUS PROPERTIES

Wilder reviewed the packet material for Council information. The property includes office furniture, word processors, calculators, and other items that have become surplus primarily as the result of the City's acquisition of a new computer system and the construction of work stations to accommodate the system. The resolution is necessary for disposal of the property. Council had previously discussed, through the budget process, that receipts from the sale should be applied to reducing capital costs associated with the acquisition of the new computer system. The resolution formalizes this and authorizes the funds to be allocated to this.

Schmunk stated that she felt these funds should return to the original funding department, whether it be general or police...they should get the funds back.

Christian stated that fixed assets inventory was easier to keep track of for these purposes.

Mayor Cox read the Resolution by title.

MOTION: Bui moved to adopt the resolution declaring certain personal property as surplus and authorizing the Director of Community Services authorization for proper disposal. Schmunk seconded the motion.

Bui - Yea; Burgin - Yea; Gault - Yea; Jacobs - Yea; Schmunk -
Yea; Thalhofer - Yea
YEAS: 6
NAYS: 0
ABSTAINED: 0

AGENDA ITEM #8 - ADOPTION OF CITIZENS INVOLVEMENT PROGRAM

Christian turned the discussion of this to Schmunk stating that she was in attendance of the first meeting which set up the items addressed in the packet materials.

Marge Schmunk was elected as Chairperson for Committee for Citizen Involvement (CCI). Other members included: Gene Bui, Cathy Hamme, and Gary Stonewall as well as staff member, George Samaan.

It was stated that the City newsletter will include a 'tearout' sheet for interested persons to fill out and mail back. The newsletter will be done prior to the next Council meeting including an article and map showing the districts and their boundaries.

Mayor Cox read the resolution by title.

MOTION: Gault moved to adopt the resolution adopting the Citizen Involvement Program and establishing the Citizen Advisory Committee. Bui seconded the motion.

Bui - Yea; Burgin - Yea; Gault - Yea; Jacobs - Yea; Schmunk -
Yea; Thalsofer - Yea
YEAS: 6
NAYS: 0
ABSTAINED: 0

AGENDA ITEM #9 -- DEPARTMENTAL REPORTS

Public Safety:

Chief Dorsey asked if there were any questions or concerns? Council stated that they appreciated the inclusion of Letters in the Council packets and would like to see it continue.

Finance:

Bob Gazewood added to his report the cross training and written procedures so that there would be a good reference of procedures to follow should the need arise.

Schmunk asked about the new telephone system and the adjustment to it. Christian responded with using all of the system's devices for timesaving measures being utilized, and that staff was enlarging some of those devices.

Christian also stated that Gazewood was doing an amazing job in picking up the pieces and familiarizing himself with the City's process and procedures.

Community Services:

Wilder asked if there were any additions to his report? He added that the County was getting out of Troutdale in the building and planning areas and enlarging the City's services on an intergovernmental agreement basis. He also stated that he would be requesting authority for the building inspections and planning to be done for the three small cities which include everything East of 201st and north of the three small cities. Fairview already has an agreement with the City of Troutdale for these services.

Bui stated that he felt close attention should be paid to set rules for providing the services.

Wilder also complimented Bob Gazewood on the work already being supplied to him and his Department requests.

City Attorney:

Jennings had nothing to add.

Executive:

Christian asked if Council had any concerns or questions? There

were none.

AGENDA ITEM #10 -- COUNCIL CONCERNS AND INITIATIVES

Bui stated that he had a memorandum to share from Metropolitan IRC regarding not raising per capita tax .51 that IRC would take the loss. He had the memorandum from the IRC and would share it with anyone concerned.

There were no further concerns from Council members.

Mayor Cox again informed everyone of the School Board meetings and hearing on thought children were everyone's business in respect to their education. He felt that the possible closing of schools in the area were a concern of all and encouraged attendance of the meetings.

AGENDA ITEM #11 -- ADJOURNMENT

MOTION: Bui moved to adjourn the meeting. Gault seconded the motion.


Bui - Yea; Burgin - Yea; Gault - Yea; Jacobs - Yea; Schmunk -
Yea; Thalhofer - Yea
YEAS: 6
NAYS: 0
ABSTAINED: 0

The meeting adjourned at 8:40 p.m.



Sam K. Cox, Mayor

ATTEST:



Valerie D. Raglione
City Recorder
14:57