

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

APRIL 22, 1986

- (A) 1. PLEDGE OF ALLEGIANCE
- (A) 2. CONSENT AGENDA
2.1 Accept Minutes April 8, 1986
- (I) 3. PUBLIC COMMENT
- (A) 4. Acceptance of Budget Committee Recommended FY 86-87
Budget
- (I) 5. STATUS REPORT: EMS Rate Study
- (I) 7. STATUS REPORT: Contract North Harlow Waterline
Construction
- (A) 8. Cable Regulatory Budget
Access Corporation Budget
Program Community Television Budget
Marge Lundell
- (A) 9. ORDINANCE: Adopting State of Oregon Electrical and
Plumbing Codes, the State Structural
Specialty Code, the Mechanical Specialty
Code, and Fire and Life Safety Regulations.
FIRST READING
- (I) 10. ORDINANCE: Repealing Ordinance No. 98 and No. 287,
eliminating minimum living space for
residential construction.
FIRST READING
- (A) 11. Award Bid Park Concession
- (A) 12. Award Bid Food Concession
- (I) 13. COUNCIL CONCERNS AND INITIATIVES
- (A) 14. ADJOURNMENT.



SAM K. COX, MAYOR

CITY COUNCIL MINUTES
CITY OF TROUTDALE
104 SE KIBLING STREET
TROUTDALE CITY HALL -- COUNCIL CHAMBERS
TROUTDALE, OR 97060

APRIL 22, 1986

AGENDA ITEM 1 - PLEDGE OF ALLEGIANCE

The meeting was called to order at 7:00 p.m. by Mayor Sam K. Cox. The Pledge of Allegiance was led by Ron Burgin. City Recorder, Valerie Raglione, called the roll.

PRESENT: Gene Bui, Ron Burgin, Sam K. Cox, Marty Gault, Sharlyn Jacobs, Marge Schmunk, Paul Thalhofer

STAFF: Pam Christian, Chief Dorsey, Bob Gazewood, Greg Wilder, Valerie Raglione

Jim Jennings, City Attorney

PRESS: Webb Reubal, Oregonian
Caroline Jelnick, KRDR
Dave Pinson, Outlook

GUESTS: Andy Anderson, Jack Lane - D&D Bennett General Manager

AGENDA ITEM 2 - CONSENT AGENDA

Mayor Cox read the Consent Agenda.

MOTION: Bui moved to adopt the consent agenda. Gault seconded the motion.

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

YEAS: 6
NAYS: 0
ABSTAINED: 0

AGENDA ITEM 3 - PUBLIC COMMENT

Mayor Cox called for any comments from the audience.

Andy Anderson asked if there was an Ordinance prohibiting Pit Bulls in the City limits. He asked that the Council review a draft from the County.

Thalhofer stated that the County should be drafting a proposed ordinance against Pit Bulls.

Council asked staff to look into this and have Counsel review.

AGENDA ITEM 4 - ACCEPT RECOMMENDED BUDGET

Dan Felton, Chairman of the Budget Committee, spoke to this issue. He stated that on April 14, 1986, the Budget Committee approved budgets for 1986-87 totaling \$3,604,844. All fund budgets, with the exception of the General Fund, were approved as proposed in the budget document. The General Fund proposed spending level of \$1,371,754 was increased by \$89,934 to \$1,461,688. The budget committee has completed its statutory review of the 1986-87 budget. He thanks the citizens and City Council members for the help, time, assistance and involvement in the process.

Gazewood reported on the memorandum (in the Council packet) and stated that the next step in the process is City Council acceptance of the budget committee approved/recommended budget. Then to direct the forwarding of the completed budget to the Tax Supervising and Conservation Commission (TSCC). It was clarified that the acceptance of the budget committee's approved budget did not mean that Council doesn't have to levy the full amount of taxes determined. The only restriction is that the levy amount cannot exceed the published amount in the budget committee budget without another public hearing with proper notice of such hearing. If any changes are recommended by TSCC, the Budget Committee must be reconvened (24 hour notice) and advisory recommendation submitted to the budget committee. It would then be the final budget committee budget to be published.

MOTION: Thalhofer moved to accept the 1986-87 Budget as approved by the City of Troutdale Budget Committee on April 14, 1986, and directed that the budget be submitted to the Tax Supervising and Conservation Commission for certification. Schmunk seconded the motion.

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

YEAS: 6
NAYS: 0
ABSTAINED: 0

Thalhofer thanked Dan Felton for the fine job of chairing the committee.

AGENDA ITEM 5 - STATUS REPORT: EMS RATE STUDY

Christian gave an update stating that Mr. Acker, Emergency Medical Services, had telephoned and stated that this item would come to Council either the end of May or the beginning of June, 1986. They were waiting for the final report to be prepared and this item would be on the agenda when the report was finalized.

Hold over/June

AGENDA ITEM 6 - STATUS REPORT: NORTH HARLOW WATERLINE CONSTRUCTION

Wilder reviewed Council packet materials stating that the North Harlow Waterline Project had been withdrawn. The project delay and stop of the bidding process was a decision made jointly by Wilder, Christian and Jennings following an unusual set of circumstances. On April 9, 1986, Mr. Bennett and his attorney met with Wilder and the City Attorney for discussion of points that Mr. Bennett felt needed more information on and/or further clarification.

Mr. Bennett requested the City to act as an advocate on his behalf to relieve him of requirements of backflow prevention devices relating to the connection of his system for fire protection as it interfaces with the City's potable water supply.

Mr. Bennett's second point was that the City short circuit the bidding process and have the opportunity to select a contractor of his choice to perform the work at the value of the low bid. Mr. Bennett stated that the purposes was he wanted the margin.

On Monday, April 14, after having spoken to Mr. Bennett's attorney, it was determined that Mr. Bennett did wish the project withdrawn. All bidders on the project were notified and the deposit(s) returned to same, with a letter of explanation.

The act does not stop the formation of the Local Improvement District, only puts the construction effort into abeyance until such time as the Council determines the LID should be dissolved.

Mr. Jack Lane, General Manager, D&D Bennett spoke. He stated that they were anxious to get property transfer and the water main installed. He felt that the concern was the cost and wanted to know if the cost could be lessened.

Wilder responded that the length of time the process had taken and Bennett had been notified, with no respond at appropriate time. No presentation at Public Hearings.

Mr. Lane stated that Bennett was not as communicative as possible at times and felt that there was a misunderstanding regarding the 'margin' meaning.

Jennings and Wilder stated that there was no misunderstanding of the meaning at the time of the meeting with Mr. Bennett and his attorney. They had not made themselves available at the proper time in the bidding process. Jennings stated that after LID was proposed, Bennett wa advised of the \$28,000; after the LID was formed there ws no remonstrations made.

MOTION: Bui moved to leave the Local Improvement District in affect with no action until Bennett and/or attorneys contact our legal counsel. Burgin seconded the motion.

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

AGENDA ITEM 7 - CABLE REGULATORY BUDGET; ACCESS CORPORATION BUDGET; PROGRAM COMMUNITY TELEVISION BUDGET

Andy Anderson gave a brief overview of the materials contained in the Council packet.

Bui asked if the other cities had passed the budgets already. Lundell stated that they had.

Burgin commented that the NASA program(s) were very good viewing he had objection about the Career Path program but felt the amount was insignificant.

Lundell stated that funding came directly from the Cable Company and not a franchise fee for the Community Television Program training of students. She also stated that this was currently in the second year of the program.

Alex invited any interested persons to attend a ribbon cutting ceremony on May 14, 1986 from 4:30 - 6:30 at the new studio facility.

Lundell stated that there will be no more requests coming before Council for rate increases.

MOTION: Bui moved to approve all three budgets as presented. Gault seconded the motion.

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

AGENDA ITEM 8 - ORDINANCE: Adopting State of Oregon Electrical and Plumbing Codes, the State Structural Specialty Code, the Mechanical Specialty Code and Fire and Life Safety Regulations

Christian stated that this was a housekeeping item. However, the State had requested that jurisdictions hold adoption until July. The current UBC remains in effect until the State adopts code requirements. UBC updates the codes every three years.

Hold over/July

AGENDA ITEM 9 - ORDINANCE: Repealing Ord. no. 98 and No. 287,
eliminating minimum living space for residential construction

Christian stated that staff recommendation that builders have UBC set standards for dwelling units. The State superceeds City requirements and staff recommends that the ordinances be repealed to use UBC standards.

Jeff Bacharach, Home Builder's Association, spoke to the issue. He asked if Council was interested in mandating the size of housing in Troutdale to protect livability in subdivisions and property values.

Thalhofer stated that the size of minimum square footage by density of area was of some concern. He stated that Troutdale area population doesn't meet the same density as in the Portland area, therefore the same standards may not apply in our area.

Jennings stated that a builder had come in to the City with a 750' plan. The plan was rejected based on the minimum square footage requirement by our ordinances. Staff then became aware of UBC and is making effort to seek Council direction.

Christian stated that the minimum square footage of the lot size in Ordinance #98 was to protect the livability based on the community at the time. This has continued to be the intent to date. Is it a policy decision or a standard set by Council.

Burgin requested that other cities be contacted for setting their own, or following UBC standards.

Gault expressed his concern to have the matter investigated further. He was particularly concerned that existing subdivisions may be negatively impacted by changing standards in mid development.

Christian stated that this was the first reading only. Council concerns will be investigated and the matter will be calendared for second reading at the May 13, 1986 meeting.

Hold over/May 13, 1986

AGENDA ITEM 10 - PARK CONCESSION BID AWARD

David Ohm, Reserve Officer serving as advisor to the Explorer Post, introduced the new Explorers. They are: Jeff Card, Sam Kessler, Erick Gabriel. Tammy Boyum, President of Explorer Post #933 also attended.

Bui asked if there had been problems with people wanting to pay in the past. Boyum stated that they had no problems they were unable to handle.

There was a request for some manner of communication (i.e., pack

set) so that they could call for an Officer should a need arise.

The proposal included a cost of all vehicles \$1.50; Motorcycles .75; City residents could pick up a card from City Hall to have proof of City residence and the fee would then be .75 Two people will be working the majority of the time with the scheduling done by Boyum and Ohm. Passes could be made available for \$35.00 per pass, unless a City resident then \$25.00

The City would receive 50% of money received with the Post receiving the other 50% (10% to the Explorer fund; 40% to the Explorers); the first \$50 would go to the Explorers due to the additional Explorers.

Burgin stated that his concerns were the proposal differs from the previous year and consideration of the budget deliberations requiring cuts in other areas should cause the Council to consider the financial impact of this proposal.

Since the proposal was different than had come through in the past the Council wished further information to be brought back to the next Council meeting. The next meeting would still be in advance of the May 15 start date of the concession so it would not hamper the proposal to delay the decision for additional information.

Hold over/May 13, 1986

MOTION: Bui moved to carry this item over to the next regularly scheduled Council meeting (May 13, 1986). Gault seconded the motion.

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

AGENDA ITEM 11 - FOOD CONCESSION BID AWARD

Andy Anderson, Parks Advisory Board, and Sharlyn Jacobs reviewed the bid for recommendation. There was only one bid received for the concessionaire.

Christian briefed Council regarding their options. They are: Accept proposal as submitted; reject proposal and advertise again for bids.

The Review Board recommended acceptance of the bid received from Lueb's Lunch - Bill Luebber's; 7404 SE Cottrell; Gresham, OR 97030.

MOTION: Bui moved to award the bid to Bill Luebber. Thalhofer seconded the motion.

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

AGENDA ITEM 12 - COUNCIL CONCERNS AND INITIATIVES

Discussion of Tri Met tax. Schmunk stated that there would be 25% cuts in the budget if there were no further tax monies. Christian asked why the gas tax was dropped in the funding of Tri Met. Was it political pressure

Burgin stated that the benefits of Tri Met was a gray area in dealing with most Troutdale residents.

Bui stated that there were problems with the bus riders and the 'convenience' to them in riding Tri Met.

With the light rail going in buses won't be running east of 102nd into Portland. The benefit to the Troutdale area would be questionable at best.

Bui commented on the Fire Services Task Force letter which was included in Council packets.

Discussion of County Farm Edgefield Manor demolition began. Cox briefed Council on the memo included in packet materials. He asked Council support of passing a Resolution stating that the County follow the process in ORS 358.605 - 358.690 The statutes set forth a review process required of political subdivision before transferring, or otherwise divesting itself of property listed on Historic Places registry. Cox felt that the County should have to adhere to the same rules as anybody else.

Schmunk stated that it was costing the County a large amount just to keep it as it is. Could it wait until someone makes an offer on the land, then let them make the decision. When it was occupied it was in good shape, however, it has since deteriorated considerably.

MOTION: Burgin moved to resolve that the County follow the process outlined in ORS 358.605 through 358.690. Thereby setting forth the review process required of political subdivisions before transferring or otherwise divesting itself of property listed on the Historical Places registry. Bui seconded the motion.

Bui - Yea; Burgin - Yea; Gault - Yea; Jacobs - Yea; Schmunk - Nay;
Thalhofer - Yea
YEAS: 5
NAYS: 1
ABSTAINED: 0

Request for Council Work Session:

Christian stated that the concerns the Council was expressing, as well as other issues upcoming, were reasons that she would like to schedule a work session for 4/29/86. She also stated that she would call the members individually to make sure that would be an available date for all to attend.

Thalhofer stated that he would like to zero in on the Fire service issue. Christian said that these materials would be available at the Council work session for further discussion.

Burgin stated that there were contingencies in all lines as well as the bottom line. He was not happy at the way the budgeting process had been dealt with.

MOTION: Jacobs moved to adjourn. Bui seconded the motion.

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


YEAS: 6
NAYS: 0
ABSTAINED: 0

Meeting adjourned 8:48.



Sam K. Cox, Mayor

ATTEST:



Valerie J. Raglione
City Recorder

18:12

