

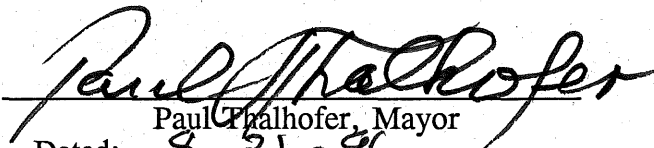
CITY OF TROUTDALE

AGENDA

TROUTDALE CITY COUNCIL - REGULAR MEETING
TROUTDALE CITY HALL
COUNCIL CHAMBERS
104 SE KIBLING AVENUE
TROUTDALE, OR 97060-2099

7:00 P.M. -- AUGUST 27, 1996

- (A) 1. PLEDGE OF ALLEGIANCE, ROLL CALL, AGENDA UPDATE
- (A) 2. CONSENT AGENDA:
2.1 RESOLUTION: A Resolution Accepting an Easement from Polygon Homes for a Sidewalk in Cherry Ridge Subdivision Plat Phase III Galloway
2.2 RESOLUTION: A Resolution Recognizing the Completion of the Public Improvements in the Strawberry Meadows Subdivision Phase I and Accepting them into the City's Fixed Asset System. Galloway
2.3 RESOLUTION: A Resolution Accepting an Easement from GSL Properties for a Sanitary Sewer Easement in Cherry Ridge Subdivision Plat Phase II. Galloway
2.4 LETTER OF SUPPORT: Edgefield Regional Children's Center.
- (I) 3. PUBLIC COMMENT: Please restrict comments to non-agenda items at this time.
- (A) 4. PUBLIC HEARING / ORDINANCE ADOPTION (Introduced 8/13/96): An Ordinance Adopting Amendments to Goal 1 of the Troutdale Comprehensive Plan and Chapter 2.20 of the Troutdale Municipal Code Pertaining to Citizen Involvement and the Structure of the Citizen Advisory Committee. Faith
- (A) 5. PUBLIC HEARING / ORDINANCE ADOPTION (Introduced 8/13/96): An Ordinance Adopting Amendments to the Troutdale Development Code Relating to Design Standards for Central Business District - Subarea D. Faith
- (A) 6. RESOLUTION: A Resolution Authorizing the Mayor to Enter into a Lease Agreement with Western PCS to Place a Telecommunications Antenna on the Stark Street Water Tower (Reservoir #2) Galloway
- (A) 7. DISCUSSION: Status of Animal Control Nuisance Regulations. City Attorney
- (I) 8. COUNCIL CONCERNS AND INITIATIVES:
- (A) 9. ADJOURNMENT:


Paul Thalhofer, Mayor
Dated: 8-21-96

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MINUTES
Troutdale City Council - Regular Meeting
Troutdale City Hall
Council Chambers
104 SE Kibling Avenue
Troutdale, OR 97060-2099

August 27, 1996 - 7:00 P.M.

1. PLEDGE OF ALLEGIANCE, ROLL CALL, AGENDA UPDATE

Meeting was called to order at 7:04 p.m. by Mayor Thalhofer. Mayor Thalhofer called on Councilor Regelein to lead us in the Pledge of Allegiance.

Deputy City Recorder Stickney called the roll.

PRESENT: Thalhofer, Smith, Ripma, Kight, Regelein, Burger-Kimber.

STAFF: Berrest, Faith, Galloway, Gazewood, Kvarsten, Stickney, Worthington.

GUESTS: Lorne Mitchell, Keith Phillips, Max Maydew, Sheryl Maydew, Julie Sorensen, Ted Copher, Robert Kriss, Glenn White.

2. CONSENT AGENDA:

- 2.1 **RESOLUTION: A Resolution Accepting an Easement from Polygon Homes for a Sidewalk in Cherry Ridge Subdivision Plat Phase III.**
- 2.2 **RESOLUTION: A Resolution Recognizing the Completion of the Public Improvements in the Strawberry Meadows Subdivision Phase I and Accepting them into the City's Fixed Asset System.**
- 2.3 **RESOLUTION: A Resolution Accepting an Easement from GSL Properties for a Sanitary Sewer Easement in Cherry Ridge Subdivision Plat Phase II.**
- 2.4 **LETTER OF SUPPORT: Edgefield Regional Children's Center.**

Mayor Thalhofer called this item and read the consent agenda.

MOTION: Councilor Ripma moved to approve the consent agenda. Councilor Regelein seconded the motion.

YEAS: 6
NAYS: 0
ABSTAINED: 0

3. PUBLIC COMMENT:

Mayor Thalsofer called this item.

Lorne Mitchel stated his address of 767 SW 12th, Troutdale. I have a couple of concerns, the first being vehicles driving in bicycle lanes while making right turns. The 2nd concern is of a potential hazard on Hensley Road, heading East after coming off 257th going by Mountain Meadows Apartment complex. Vehicles are parking on the side of the road, where there is just enough room for a vehicle, which tends to make a passing vehicle crowd the center line when going by. People are also parking in the open lot.

Mayor Thalsofer asked Chief to look into the situation.

Berrest replied that the last time the subject of bike lanes came up, we contacted Multnomah County, and they were going to do a study on 257th and West Columbia, we have not heard back from them, but we can check into it. The problem on Hensley is not a new problem to us. We have attempted to work with the Apartment Manager and will continue to do that. The officers are aware of the problem and we will keep an eye out for this.

Mitchel stated he watched the last Council Meeting regarding the drowning of the child. My wife told me about the sign at the park listing the names of the drowning victims. I don't know the feasibility of making the list longer, but if my memory is correct, a member of the Reynolds Swim Team back in the 60's drowned in that river. I don't know of any suggestion that I could give you of how to improve the safety of the river.

Mayor Thalsofer stated he had attended a meeting with the members of the Gresham Fire Department, the Head of Multnomah County River Patrol - Terry Jones and Erik Kvarsten, on how we can prevent drownings on the Sandy River. Our immediate action would be to have the Gresham Fire Department station their Troutdale Fire Department on the river over the holiday weekend. They will pass out safety literature and to warn people of the hazard of the river. Our long range solution that we are working on is a rescue / recovery team which would be funded by Multnomah County Sheriff's Office, Gresham Fire Department and the City of Troutdale, we have to wait for the numbers to come in, and then bring it before Council. One of the other things discussed was requiring everyone who swims in the river to wear a life jacket, others thought it should be voluntary. Another option is to designate a swimming area, or prohibit swimming, or have a life guard. We have agreed to meet again in thirty days and invite health care providers, drowning prevention groups and

the red cross to attend the meeting. This is a very serious problem and we are going to do the best we can to help prevent drownings and mitigate the danger of the Sandy River.

Councilor Ripma asked that the whole Council be involved in any future meetings.

Mayor Thalsofer replied we would probably have a work session at a later date.

Glen White stated he lives in Mr. Otto's old house under the Troutdale Bridge. I have been trying to figure out this problem ever since the first drowning. I have lived there about six years now. I think it would help if we had a sign giving instructions on how to swim in the river, and listing the proper clothing to wear. I would also like to address the liter problem on the river.

4. PUBLIC HEARING / ORDINANCE ADOPTION (Introduced 8/13/96): An Ordinance Adopting Amendments to the Troutdale Development Code Relating to Design Standards for Central Business District - Subarea D.

Mayor Thalsofer called this item and recessed the City Council Meeting and opened the Public Hearing at 7:45pm.

Faith reviewed the staff report contained in the packet.

MOTION: Councilor Ripma moved to adopt the Ordinance. Councilor Kight seconded the motion.

**YEAS: 6
NAYS: 0
ABSTAINED: 0**

TAPE INAUDIBLE

5. PUBLIC HEARING / ORDINANCE ADOPTION (Introduced 8/13/96): An Ordinance Adopting Amendments to the Troutdale Development Code Relating to Design Standards for Central Business District - Subarea D.

Mayor Thalsofer called this item and recessed the City Council Meeting and opened the Public Hearing at 7:50 p.m..

Faith reviewed the staff report contained in the packet

Council discussed the size of the signs verses the percentage of wall space a sign could be.

Council directed staff to prepare a revised proposal that incorporates the city attorney's recommendations and also allows for a sign to extend along multiple buildings facing I-84 to promote Downtown Troutdale.

Mayor Thalhoffer stated we will continue this hearing at the next City Council Meeting, and resumed the City Council Meeting at 8:30 pm.

TAPE NOW AUDIBLE

6. RESOLUTION: A Resolution Authorizing the Mayor to Enter into a Lease Agreement with Western PCS to Place a Telecommunications Antenna on the Stark Street Water Tower (Reservoir #2).

Mayor Thalhoffer called this item.

Galloway reviewed the staff report contained in the packet and stated that the city entered into a similar agreement with Sprint Spectrum back in March of this year. The proposed lease agreement if you adopt it, is identical to the Sprint Spectrum agreement. The basic terms include a five-year conditional term, one five year renewable term, and two additional five-year renewable terms that require the consent of both parties. The compensation to the City for the lease would be \$9,000.00.

Councilor Kight asked under item number five, improvements, the agreement states upon termination or expiration of this lease tenants shall remove this equipment, would that be in effect under and an abandonment clause?

Galloway stated he was not familiar with an abandonment clause.

Sercombe stated that he has a conflict of interest, this company is a client of my firms. This lease form has been reviewed by my office, but as to giving you advice about what legal relation you might have with this company, I cannot do that. I am comfortable in stating what this language says. It does say that upon termination or expiration of the lease that the company is to remove all of the equipment and leave it in its original condition. That is a standard provision of a lease.

Councilor Kight asked if they had financial restrictions and are not able to do that, do we have any protection?

Sercombe stated if they have gone bankrupt, then no.

MOTION: Councilor Ripma made a motion to adopt the Resolution. Councilor Kight

seconded the motion

YEAS: 6
NAYS: 0
ABSTAINED: 0

7. DISCUSSION: Status of Animal Control Nuisance Regulations.

Mayor Thalhoffer called this item.

Sercombe stated that this agenda item pertains to an item that came up in the public comment section of the last council meeting. Mr. & Mrs. Jackson made a complaint regarding a neighbor who has a number of cats that are causing nuisance conditions to their home. They believed the city was not paying attention to their claims. You asked that I meet with the Jackson's during the Council Meeting, and I did. It is my opinion that we do not have anything in our code that we can easily, quickly or cost effectively prosecute and use. Our conclusion was that there were not clear remedies that exist in the code and if the council wanted to proceed I think there are two options. One is to wait until the revisions to the animal control ordinance come back before you. And the second option is to adopt a special ordinance about cats. Our recommendation to you is to wait for the new animal control ordinance that will be before you in a few weeks.

Mayor Thalhoffer stated that is exactly what we discussed with the Jacksons when Mr. Kvarsten and I met with them two months ago.

8. COUNCIL CONCERNS AND INITIATIVES:

Mayor Thalhoffer called this item.

Councilor Kight stated he would like to offer thanks to those people who were involved in the rescue efforts at the river, in particular the Portland Dive Team, and our Police Department and the Gresham Fire Department.

Mayor Thalhoffer stated I would thank the young man who was responsible for rescuing the swimmer in trouble on Sunday.

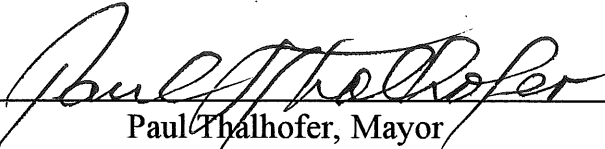
9. ADJOURNMENT:

Mayor Thalhoffer called this item.

MOTION: Councilor Ripma moved to adjourn. Councilor Kight seconded the motion.

**YEAS: 6
NAYS: 0
ABSTAINED: 0**


Mayor Thalhofer adjourned the meeting at 9:05 P.M.



Paul Thalhofer, Mayor

Dated: 10/10/96

ATTEST:



Debbie Stickney, Deputy City Recorder