



CITY OF TROUTDALE

"Gateway to the Columbia River Gorge"

AGENDA

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

Mayor

Paul Thalhofer

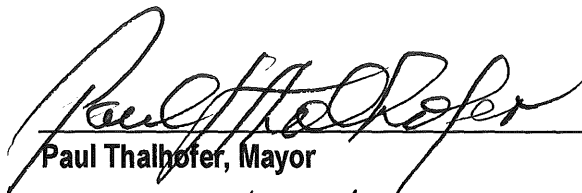
City Council

Pat Smith
David Ripma
Bruce Thompson
Jim Kight
Paul Rabe
Doug Daoust

7:00 P.M. -- January 11, 2000

- (A) 1. PLEDGE OF ALLEGIANCE, ROLL CALL, AGENDA UPDATE
- (A) 2. CONSENT AGENDA:
 - 2.1 Accept Minutes: October 19, 1999 City Council Work Session and November 9, 1999 Regular City Council meeting.
 - 2.2 Business License: Month of December 1999
 - 2.3 Resolution: A Resolution recognizing the completion of the Columbia Park Parking Lot project at Columbia Park.
 - 2.4 Resolution: A Resolution approving an Intergovernmental Agreement between Multnomah County and the City of Troutdale for the Troutdale Road Sidewalk Project.
- (I) 3. PUBLIC COMMENT: Please restrict comments to non-agenda items at this time.
- (A) 4. ELECTION: Election of Council President for 2000. Mayor Thalhofer
- (I) 5. STATE OF THE CITY ADDRESS Mayor Thalhofer
- (A) 6. COMMITTEE APPOINTMENTS: Planning Commission, Citizen Advisory Committee, Parks Advisory Committee and Budget Committee. Mayor Thalhofer
- (I) 7. UPDATE: Update from Norman Thomas, Troutdale's representative on the Mt. Hood Cable Regulatory Commission, on current cable issues and internet broadband options. Norman Thomas
- (A) 8. PUBLIC HEARING/ORDINANCE (Introduced 12/14/99): An Ordinance annexing Tax Lot 501, Township 1 North, Range 3 East, Section 23CA, amending the City's Comprehensive Plan Map to assign the industrial designation and amending the City's Zoning District Map to assign the General Industrial Zoning designation to the property upon its annexation. Faith
- (A) 9. PUBLIC HEARING / ORDINANCE (Introduced 12/14/99): An Ordinance changing the Solid Waste Franchise Fee and amending Chapter 12.10 of the Troutdale Municipal Code. Morrow

- (A) 10. **MOTION:** A motion to authorize a cost-sharing agreement with Tri-Met to study a turnaround / layover location for bus line 24. Galloway
- (A) 11. **RESOLUTION:** A Resolution adding to the Transportation Capital Improvement Plan and amending Resolution No. 1437. Galloway
- (A) 12. **RESOLUTION:** A Resolution authorizing a financing agreement for the purchase of real property to be the site of a water pollution control facility. Galloway
- (I) 13. **COUNCIL CONCERNS AND INITIATIVES**
- (A) 14. **ADJOURNMENT**


Paul Thalhofer, Mayor

Dated: 1/6/00

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

January 11, 2000 7:00pm

Meeting was called to order at 7:01 p.m. by Mayor Thalhofer.

1. PLEDGE OF ALLEGIANCE, ROLL CALL, AGENDA UPDATE

Mayor Thalhofer called on Councilor Ripma to lead us in the Pledge of Allegiance.

PRESENT: Ripma, Kight, Rabe, Daoust, Thalhofer, Thompson (7:04), Smith (7:14)

STAFF: Galloway, Morrow, Faith, Allen, Kvarsten, Stickney

GUESTS: James Groce, Mike First, Jeanne Benecke, Dan Walsh, Corbin Shays, Michelle Meyers, Barbara Kyle, Anton Luru, Scott Worthington.

Mayor Thalhofer asked are there any agenda updates?

Kvarsten replied we have no changes to offer this evening.

2. CONSENT AGENDA:

- 2.1 Accept Minutes: October 19, 1999 City Council Work Session and November 9, 1999 Regular City Council meeting.**
- 2.2 Business License: Month of December 1999**
- 2.3 Resolution: A Resolution recognizing the completion of the Columbia Park Parking Lot project at Columbia Park.**
- 2.4 Resolution: A Resolution approving an Intergovernmental Agreement between Multnomah County and the City of Troutdale for the Troutdale Road Sidewalk Project.**

Mayor Thalhofer called this item and read the consent agenda.

MOTION: Councilor Ripma moved adoption of the consent agenda. Seconded by Councilor Kight.

YEAS: 6
NAYS: 0
ABSTAINED: 0

3. PUBLIC COMMENT: Please restrict comments to non-agenda items at this time.

No public comment received.

4. ELECTION: Election of Council President for 2000.

Mayor Thalhofers called this item.

MOTION: Councilor Ripma moved to nominate Councilor Thompson as Council President for the year 2000. Seconded by Councilor Kight.

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

5. STATE OF THE CITY ADDRESS

Mayor Thalhofers read the State of the City Address contained in the packet.

6. COMMITTEE APPOINTMENTS: Planning Commission, Citizen Advisory Committee, Parks Advisory Committee and Budget Committee.

Mayor Thalhofers stated that the selection committee for the Planning Commission was, myself, Bruce Thompson and Mike First. The selection committee recommends the appointment of Mike First to position #5, Jeffrey Roehm to position #6 and Barbara Kyle to position #7.

MOTION Councilor Ripma moved to appoint Mike First, Jeffrey Roehm and Barbara Kyle to the Planning Commission as recommended by the Selection Committee. Seconded by Councilor Kight.

**YEAS: 7
NAYS: 0
ABSTAINED: 0**

Mayor Thalhofers stated that the selection committee for the Citizen Advisory Committee was myself, Mike First and Leslie Sykes. The selection committee recommended the appointment of Anton Luru to position #6, Sharon Leppert to position #7, and Richard Brown to position #8.

MOTION: Councilor Ripma moved to appoint Anton Luru, Sharon Leppert and Richard Brown to the Citizens Advisory Committee as recommended by the Selection Committee. Seconded by Councilor Kight.

**YEAS: 7
NAYS: 0
ABSTAINED: 0**

Mayor Thalhofers stated that the selection committee for the Parks Advisory Committee was myself, Bruce Stannard and Jim Kight. The selection committee recommended the appointment of Carolyn Taylor for position #7, Bruce Standard for position #8 and position #9 will remain vacant for now.

MOTION: Councilor Ripma moved to appoint Carolyn Taylor and Bruce Stannard to the Parks Advisory Committee as recommended by the Selection Committee. Seconded by Councilor Rabe.

YEAS: 7
NAYS: 0
ABSTAINED: 0

Mayor Thalhoffer stated that the selection committee for the Budget Committee was myself, Jim Kight and Leslie Sykes. The selection committee is recommending the appointment of James Groce to position # 1 and John Wilson to position #6.

MOTION: Councilor Ripma moved to appoint James Groce and John Wilson to the Budget Committee as recommended by the Selection Committee. Seconded by Councilor Daoust.

YEAS: 7
NAYS: 0
ABSTAINED: 0

7. UPDATE: Update from Norman Thomas, Troutdale's representative on the Mt. Hood Cable Regulatory Commission, on current cable issues and internet broadband options.

Mayor Thalhoffer called on Norm Thomas.

Norm Thomas stated I wanted to share with you this evening what we are doing currently . One of the things we are doing, and part of the primary responsibilities of the MHCRC, is the monitoring of the AT&T Cable system rebuild. The other thing we are doing is over seeing the construction of the INET. We are also developing customer service standards which we should be bringing to you in May or June. We are also involved in franchise negotiations and grant program for the year 2000. One of the things we have done in the past, is work on video projects. One that we have already done is preservation of right-of-ways. I would like to go ahead and show you that video now. (Council viewed the right-of-way video.) Thomas stated we are currently in the process of building a video that talks about what the cable commission does and what their role is. Thirdly, on the AT&T Portland/Multnomah lawsuit, remember that we are included as far as the benefits of the outcome of that lawsuit. The fourth item, which is my primary reason for coming here this evening has to do with an RFQ that was submitted by the City of Portland. It was a request for possible new people to come in and overbuild or build another cable system that would offer what currently AT&T is unable to offer. One of the things that they were looking at is that they wanted the new provider to provide broadband, high speed internet access. By broadband access, we are talking rates that are in the 1 to 3 million characters versus the standard modem which is about 28,000 bytes per minute. We are talking roughly one hundred times faster or better.

Councilor Rabe asked why is it that AT&T is unable to provide that?

Thomas replied partially is AT&T has an exclusive contract with a company that says that only they can provide their product. The requirement that we had when they asked for the transfer, which started on the west side, was that if they were going to offer broadband internet service, they had to allow other internet service providers access to that same platform. In other words what we said was, they need to guarantee competition.

Councilor Rabe asked do you feel that this broadband is going to take strong hold in the Portland Metropolitan area?

Thomas replied I believe it will simply because of the speed of access.

Councilor Rabe asked is there a tremendous amount of change in terms of hardware that people will need to do to their equipment at home?

Thomas replied what is necessary if you are going to go on the cable system for your internet today, you would need a cable modem and a card that you have to put into your PC that allows you to have network access. The advantage is, with a cable modem for example, you can have 24 hour on-line access. With broadband, you are looking at the ability to transmit not only the internet but voice at the same time. So with one hook-up to your house you can have all of that. As we move through the process of the franchise we will be having public hearings probably in February or March. Another issue is, the Mt. Hood Cable Commission was originally set up to handle just cable services. What we are offering, because we are dealing with the companies that want to get into telephone services in addition, is we are offering the option to allow the commission to present a franchise to you. You will be receiving that proposal at a later date. We are hoping that will help speed up the process in getting the franchises through. In conclusion we are very excited that we can really begin to look forward to the prospect of real competition in cable and telecom services as well as a major new investment in our communities. I should stress that any franchise or other agreement developed by the MHCRC will be advisory only, in that the City has the final approval. The impact on Troutdale, as far as the citizen goes, is they should see better service from existing service providers and more consumer choice.

Councilor Ripma asked you said you would like to approach the city about offering a franchise agreement, did you mean telephone?

Thomas replied normally the telephone franchise is handled by the City, it is not handled by the cable commission according to the IGA. We specifically handle the cable side. What we are offering is some sort of negotiating with the companies that are wanting to do both cable and telephone, what we are offering is we will go ahead and do the telephone franchise and also forward it for the City's approval.

Councilor Ripma stated we currently have a franchise for the telephones, and the idea would be to authorize the MHCRC to negotiate with companies who want to also provide telephone service, is that right?

Thomas replied in this case we would be talking to just Wide Open West and RCN, we are not talking about doing all communications.

Councilor Ripma asked but they would be competing with GTE.

Thomas replied correct.

Mayor Thalhofer stated it would seem that if there are more service providers we would get better service and a better price. Why haven't telephone companies come into the area before this?

Thomas replied my opinion is cost.

Councilor Kight asked my initial response to having additional competition and having more and better services for a competitive price far outweigh what we currently have. Then I started thinking

about the video that you just showed us and I can see that if we brought in competition they obviously wouldn't be using the same services as far as the hardware that has already been installed in the city. A lot of our main streets have the utilities underground, so are you telling me that if we have additional competition we would have backhoes working constantly, tearing up our streets to lay cable.

Thomas replied as they lay cable, yes they would have to.

Councilor Kight asked is there any technology that you are aware of that they don't necessarily have to tear up all the streets and curbs and sidewalks in order to access the homes for the wiring. Is there anyway of sharing the current cable system that we have?

Thomas replied I don't know. I do know that when they come through and do the rebuild in six months that they are going to be tearing up the streets.

Councilor Kight asked what do they have to do?

Thomas stated the entire cable system has to be rebuilt by December 31st to support the new network.

Councilor Kight asked how many of our streets are going to be torn up?

Thomas replied basically the main lines.

Jeanne Benecke, Director of Franchises for AT&T. As a requirement of the current franchise we are required to upgrade this cable system to 550 megahertz and we are actually updating to 750 megahertz. What that requires, it is not actually replacing everything on the lines, it is actually upgrading the existing system which requires both doing some underground work and overhead work. The underground work has to be done with City permits.

Councilor Daoust asked so the upgrade only goes in on main streets not on residential streets?

Benecke replied no, it is everywhere. Again, this is a legal requirement that you had negotiated on behalf of your jurisdiction.

Councilor Daoust stated so you will be digging up streets in residential areas, is that what you said?

Benecke replied where ever it requires an upgrade.

Councilor Kight asked will this also mean the change out of the cables from the street to the home?

Benecke replied yes the line outside your home would be upgraded but there would not be a physical digging up from the street to your home, it would be handled by electronics. A lot of it may be handled by the type of converter boxes that are put in the home.

Councilor Ripma asked the upgrade, is that something that was negotiated by MHCRC?

Thomas replied it was part of the last franchise agreement.

8. PUBLIC HEARING/ORDINANCE (Introduced 12/14/99): An Ordinance annexing Tax Lot 501, Township 1 North, Range 3 East, Section 23CA, amending the City's Comprehensive Plan Map to assign the industrial designation and amending the City's Zoning District Map to assign the General Industrial Zoning designation to the property upon its annexation.

Mayor Thalhoffer read the Ordinance title, closed the City Council meeting and opened the Public Hearing at 8:35pm and called on Mr. Faith.

Faith stated this Ordinance was introduced on December 14th. The Ordinance was initiated by an application submitted by Walsh and Sons Trucking Co. to annex approximately 2 ½ acres that lays immediately adjacent to their existing trucking facility at 1650 NW Sundial Rd. The property owners are seeking annexation of this property in order to expand their existing trucking facility. They intend to add additional parking and install a truck fuel island. The requested annexation is within the City's urban planning area. The zoning proposed for this property and the proposed comprehensive plan designation are all consistent with the pre-annexation plan that the City Council approved in March of last year. So it was already predetermined that upon annexation of these properties that you would like to see them zoned for industrial uses. This matter was considered by the Planning Commission and they are forwarding this matter to you with a recommendation for approval.

Mayor Thalhoffer asked if there was anyone here who would like to speak to us on this issue?

No public comment received.

Mayor Thalhoffer closed the Public Hearing and reconvened the City Council meeting at 8: 38pm.

MOTION: Councilor Ripma moved to adopt the Ordinance. Seconded by Councilor Kight.

YEAS: 7
NAYS: 0
ABSTAINED: 0

9. PUBLIC HEARING / ORDINANCE (Introduced 12/14/99): An Ordinance changing the Solid Waste Franchise Fee and amending Chapter 12.10 of the Troutdale Municipal Code.

Mayor Thalhoffer read the Ordinance title, closed the City Council meeting, opened the Public Hearing at 8:40pm.

Morrow stated at the December 14th City Council meeting I introduced to you an ordinance that proposed to modify the franchise fee section of the Solid Waste code. The existing solid waste code franchise fee language requires the franchisee to pay to the City a franchise fee of 4% of gross cash receipts but it doesn't allow the City any flexibility to increase the franchise fee. The language in the proposed ordinance proposes to include a provision to allow the city the flexibility to increase the franchise fee to align with other franchise fee requirements in the Portland-Metro area. Staff recommends the proposed ordinance be adopted.

Mayor Thalhoffer asked if there was anyone here that would like to speak to us on this issue?

No public testimony received.

Mayor Thalhoffer closed the Public Hearing and reconvened the City Council meeting at 8:42pm.

MOTION: Councilor Ripma moved to adopt the Ordinance. Seconded by Councilor Kight.

**YEAS: 7
NAYS: 0
ABSTAINED: 0**

10. MOTION: A motion to authorize a cost-sharing agreement with Tri-Met to study a turnaround / layover location for bus line 24.

Mayor Thalhoffer called this item.

Galloway stated at the November 23rd Council meeting you discussed the issue of where to have a layover/turnaround location for bus line 24. A new proposal was brought forward and that was to look into the possibility of utilizing the public right-of-way and a portion of the city owned parcel at the previous turnaround/layover location directly across the street from City Hall. There were some concerns that doing so might require some retaining walls and some construction work and would probably best be suited to the subject of a study. A proposal was put forward that we would invite Tri-Met to participate in such a study on a cost sharing basis with the City. We made the proposal to Tri-Met and in a response from Tri-Met they responded affirmatively. Tri-Met asked a consultant for an initial cost estimate on what it would cost to conduct such a study and that consultants proposal (exhibit 3) totals nearly \$30,000. You had asked that this matter be brought back to this evenings meeting to consider whether or not you wanted to go forward. If so, we would share the cost equally, the cost to the City would be approximately \$15,000 and that would be to do a feasibility study only. If it were determined to be feasible and you wanted to move forward there would still be additional costs for design and construction of whatever improvements might be required. If you care to go forward, if you could indicate so by a motion and we would notify Tri-Met.

Councilor Ripma stated I have spoken with Mr. Galloway and with the Mayor and probably all of you. I have also spoken with the Chamber of Commerce, the Historical Society and Terry Smoke. I have decided to change my mind on the wisdom of this. I think it was worth considering, we are struggling to find a place to turn the bus around and I appreciate your work Mr. Galloway. But it turned out that the visual impact on the Depot, everyone was against it. I have to say that the visual impact to the Depot is near and dear to my heart. I recommend that we don't consider this location any further and if we do anything else considering another proposal that we follow a procedure of announcing what we would like to consider, let it float out and bounce around in the public for at least a few weeks to see what kind of reaction we get before we put staff or Tri-Met through anymore trouble.

Mayor Thalhoffer asked if any of the Council objected to dropping this proposal?

No objections were made.

Mayor Thalhoffer stated the one location where we had minimal objection was at Harlow and Dora on 2nd Street. The objection was from the Chamber of Commerce and that was related to a parking issue. We will have opposition no matter what stop we decide on. There seems to be very few residential units in that area. There is the Masonic Hall, there is a house to the east on the corner and the Police Station and Gorge-us Pizza. I think it probably has the least visibility to residents than any of the locations that we have considered so far. It brings the bus further east which is where it should be going. There is no one place in this town that we can think of that we are not going to get criticized for locating the bus there. There comes a time when you have to say this is it, we are going to put it here, and that is the end of it and I think that time has come. I am willing to float the idea out there for a couple of weeks and let people comment on it.

Councilor Kight stated I like the suggestion. It is unfortunate that we have to take the bus back up to the residential area but there doesn't seem to be any one place that the majority agrees to. Lets float the idea and see what happens.

Councilor Rabe stated my only concern is the driver needs a restroom facility. I am hoping that the business people can develop some sort of cooperative plan and be able to provide the driver with that facility.

Mayor Thalhoffer stated I think the restroom facilities are Tri-Mets problem.

Councilor Daoust stated I also like the site. I think it is the best we can do right now. The only friction I heard of was between the restaurant owners and one particular bus driver, I think it was related to use of restrooms. So, possibly the bus driver could stop at the Plaid Pantry like they are already doing and then proceed to the site we are talking about. I think, given where we are at now, I am willing to consider this as the best option that we have now.

Councilor Smith stated I don't agree with you. I still feel that the bus has parked for all those years across the street with no problems. If we can spend \$30,000 for a study, that would go a long way for buying just the blacktop section which wouldn't interfere with the Historical Society Railroad Depot. It didn't seem to interfere with many people because it sat over there out of the way. Parking them on side streets, people start complaining. You say that it is Tri-Mets problem to provide restrooms, if it is their problem then we should have places for them to park where they can have someplace to go. For the business owner to say that they don't want the bus drivers to come in and use the restrooms, but yet they want them to deliver the customers. I think the merchants aren't helping any, they don't want the busses in front of their place and I still think the only place that is practical is across the street if they want service downtown. Parking on 2nd they are not even serving the whole town. I am not sold out to local business people picking sides, we have got to decide as a City what is good for everybody, not what is good for one person.

MOTION: Councilor Ripma moved to float the idea to the public of moving the bus turnaround/layover location for bus line 24 to 2nd between Harlow and Dora until the first meeting in March at which time we will consider directing staff to more seriously consider and take it up with the staff at Tri-Met. Seconded by Councilor Kight.

YEAS: 7
NAYS: 0
ABSTAINED: 0

Councilor Smith stated I think you should give all the alternatives, not just a few.

Galloway stated I would like some clarification on this action. I believe the motion was to float the idea and come back to the first meeting in March. Is there any action you want us to take between now and that date. For instance do you want us to do any kind of notification to property owners along this site.

Mayor Thalhoffer replied yes.

Galloway asked do you want Tri-Met back at that meeting?

Mayor Thalhoffer replied no.

Councilor Ripma stated that Councilor Smith had a concern that we notice other potential sites. Councilor Smith, could we just notice this site to the neighbors for now?

Councilor Smith agreed.

Galloway stated do we want to invite anyone representing the Chamber or the down town business groups?

Mayor Thalhoffer replied yes.

Councilor Daoust stated we should notify Terry Smoke at least.

Councilor Ripma asked what about the restaurant?

Galloway replied I don't know if their property goes all the way south to 2nd or not, if so, then under the criteria I mentioned they would be included.

Council agreed that Gorge-us Pizza should be notified.

Galloway asked should the three property owners that object to the current location be noticed?

Council agreed to notify them.

11. RESOLUTION: A Resolution adding to the Transportation Capital Improvement Plan and amending Resolution No. 1437.

Mayor Thalhoffer read the Resolution title and called on Mr. Galloway.

Galloway stated this is a proposed resolution adding to the Transportation Capital Improvement Plan and amends Resolution 1437. We do have a capital improvement plan for each of our

improvement funds that is funded with the system development charges. We typically bring that to you each year when we adjust the rates. However, there appeared to be some funding that we might want to take from that improvement fund and therefore we thought it was important to have the authority to do that by adjusting the Capital Improvement Plan. Specifically the two things that we thought might be subject to use of this fund, 1) money for transit improvements such as study of the relocation of a bus turnaround/layover location. The terminology being used for that project is very general so it could be used for any similiar items that you may come across in the future. 2) is an ongoing effort in east county to optimize traffic signal lights. There are cost associated with that and we will be asked to pick up a share of that cost. Those are the two changes that we suggest to the Capital Improvement Plan, this is not a spending authorization it simply allows us, should you decide to spend money in the future, to draw upon funds raised through system development charges. We would recommend approval of the resolution.

MOTION: Councilor Ripma moved to approve the Resolution. Seconded by Councilor Kight.

**YEAS: 7
NAYS: 0
ABSTAINED: 0**

12. RESOLUTION: A Resolution authorizing a financing agreement for the purchase of real property to be the site of a water pollution control facility.

Mayor Thalhofer read the Resolution title and called on Mr. Galloway.

Galloway stated a study was conducted jointly by the City and the U.S. Army Corp of Engineers and it was determined that the most appropriate location for the new plant was a piece of property northeast of the Troutdale Airport currently owned by Reynolds Metal Co. For the past several months we have been involved with negotiations with Reynolds to determine the terms and conditions of the City's purchase of that property from Reynolds. Those terms and conditions have finally been agreed upon. The proposed purchase price for that was \$1,448,000 for approximately 13 acres of property. As far as the terms negotiated, the City would pay approximately half to Reynolds by closing, with the remaining balance to be paid six months later. No interest will be paid on that as long as the City paid on time.

Councilor Ripma asked was that price set at the time we passed the bond issue?

Galloway replied it is much higher then we initially anticipated. The negotiating process, to try to sum up several months in a few words, we have a realtor that is negotiating for us. We had a number of discussions through that realtor with Reynolds Metals. They elected to make an offer to sale as opposed to receiving an initial purchase offer from the City. There purchase price was the amount that we see here. We felt that it was extremely high compared to some appraisal action that we had taken in conjunction with the Corp of Engineers study that we had taken a few years ago. We then had the property re-appraised and the difference between the appraisal that we had done and the price offer by Reynolds Metals was very close. We had some discussions with the City Attorney's office as to whether or not the differences were such that there would be some benefit to the City to look at other means of acquiring it such as condemnation action and we determined

that probably that was not to our best advantage. We continued negotiations and basically the offer to pay part now and part later so we could benefit from a few more months of interest, was about the only concession that we were able to get.

Councilor Kight asked is that property in a flood plain?

Galloway replied I believe on the FEMA documents it is shown as a 500 year.

Councilor Rabe asked do you have a tentative date for the dismantling of the current site?

Galloway replied no. In fact we have not included the dismantling of the existing plant in this project other than obviously to re-route piping so the sewage goes to the new plant as opposed to the old. The thought was, again a cost factor, that it would probably be either included at a later date or possibly depending what the ultimate use of the property is, perhaps if it is sold with the "as is" condition we could allow who ever develops the property to do the dismantling.

Councilor Rabe asked so the new plant budget did not include, nor did it intend to include the funds that would be necessary if the City were to take on the dismantling of that.

Galloway replied earlier on we did include a figure to do that. Basically we dropped two things out of the project to help meet the cost. One was, drop the dismantling cost of the old plant and second we dropped the construction of a brand new maintenance building at the new site in favor of simply dismantling and relocating the metal building that we currently have.

MOTION: Councilor Thompson moved to adopt the Resolution authorizing a financing agreement for the purchase of real property to be the site of a water pollution control facility. Seconded by Councilor Rabe.

**YEAS: 7
NAYS: 0
ABSTAINED: 0**

13. COUNCIL CONCERNS AND INITIATIVES

Mayor Thalhofer called this item

Mayor Thalhofer stated in December I cut the ribbon at the grand opening at the Earthen Pottery business. The Reynolds School District will have an art auction at Briarwood at 5:30 on February 25th, it is a fund raiser for Reynolds Education Foundation.

Councilor Kight stated I am going to be on the League of Oregon Cities Transportation Committee in Salem. I have talked to other members of the Council about the Hotel/Motel tax. I would like to have it come before the Council as an agenda item at our next meeting.

Mayor Thalhofer stated it has already been determined that it will be on the agenda at our next meeting. It was not on this meetings agenda at the request of Councilor Ripma.

Councilor Kight stated let me ask, since you brought the subject forward and I was not aware that it was going to be on the agenda, is there going to be a resolution with that or is it just going to be an open discussion?

Mayor Thalhoffer stated I don't know that we have made any decision on that. If someone has a resolution that they want to submit, they can submit it.

Councilor Kight asked have any resolutions come forward on that subject?

Mayor Thalhoffer stated I think there was a resolution from Rod Park that was submitted to City of Gresham City Council, City of Wood Village and City of Fairview it has not been heard yet at our City Council but has been heard at the other three City Councils and has been approved as I understand it. The four Mayors had a meeting the other morning and we agreed among us that we would be regional players and support the Oregon Convention Center and anything regional, but that was just the four Mayors, we do not have any authority beyond our own group. I was blindsided by a petition, at which was done by Councilor Kight at the behest of Mayor Becker, to see how many of the City Councilors would be in favor or against the hotel/motel tax being used for any other purpose then east county. I don't know exactly how that question was framed, but that was a shock to me that that kind of action was done when we make decisions like that at council meetings not on a phone survey and then call them in to the Mayor who presents it to me at the Four Mayors meeting and I had no idea that was going on and I resent that. I was offended by that and I told Mayor Becker the same thing. That is not how we operate in Troutdale, we make our decisions at our meetings when we can hear both sides of the issue.

Councilor Ripma stated I am not following this, what did Mayor Becker do?

Mayor Thalhoffer replied apparently he had asked Councilor Kight to make a survey of the City Council of Troutdale to determine whether they were in favor of Metro Councilor Rod Park's position to be regional players as far as supporting the Oregon Convention Center and Performing Arts Center and not supporting the Civic Stadium.

Councilor Ripma stated Mayor Becker never called me.

Mayor Thalhoffer stated no, Councilor Kight was making the calls. He had a survey and he had instructed Councilors to call in that morning to confirm what Councilor Kight said about the different Councilors who had expressed their decision. Apparently some of the Councilors called in, I think Councilor Daoust has something to add to that.

Councilor Daoust stated I wasn't told that I was suppose to call in, so that part of the information was missing. Well come to find out, I received a copy of the letter that was given to Mayor Becker, and it misrepresented my position in the fact that on the letter itself it says I was unable to call Mayor Becker to confirm my position, and I don't know where that came from, that is totally untrue. We have not, as a Council, had an open discussion about this to hear the pros and cons and I think what the Mayor is trying to say is that taking a poll over the phone and then passing that on to Mayor Becker, and on top of that misrepresenting my position, is not the way we do business in Troutdale. I think we should have an open discussion about it, because to form an opinion on the telephone when it hits you cold, is not the way that I prefer to do things. I prefer to talk about it as a council and have both side presented so that we can decide.

Councilor Kight stated we are under a very tight time frame, in fact we may have already missed the boat. As I understand it, Multnomah County says it will be coming before the County Commissioners on February 3rd. Rod Park has been lobbying very heavy for his position to have his resolution come forth to the four cities. That position is to have the four cities pay for the Oregon Convention Center, Performing Arts Center as well as the Fareless Square and excluding Civic Stadium. Clearly that was not the message that the majority of us heard at the Four Cities meeting. Clearly at the October meeting the four Mayors were to get together with myself, and I was excluded from the meeting that you had, I don't know if that was by purpose or intent or just an oversight.

Mayor Thalhoffer stated you were at the first meeting.

Councilor Kight stated I am talking about the meeting that you had with the other three Mayors.

Mayor Thalhoffer stated there was a meeting that the four Mayors were at and you attended that meeting.

Councilor Kight stated I am talking about the meeting last Thursday. Was I there?

Mayor Thalhoffer replied no you were not.

Councilor Kight stated regardless, we are under a very tight time-frame. By the time we pass the resolution and we send a message to the County Commissioners this is patently unfair to have the four cities fund a City of Portland project or any other regional facility when Washington and Clackamas County are not paying anything towards these facilities and we had no voice relative to this issue. I got on the phone and called every hotel and motel in Troutdale and they all said without exception, we will be at an economic disadvantage by having a higher hotel/motel tax. They also said, if there is a tax imposed we want to keep it out here in our own economy for a hospitality industry. Why should we be funding a regional facility when Washington and Clackamas County are going to have a free ride. That is one side of the story. It may be in fact illegal for them to do this in this way. I think that message was quite clear at the Four Cities meeting, at least that is what I heard and talking to some of the other Councilors they heard the same thing, we want to keep the money out here to the east county or we don't want the tax at all. If there is going to be a tax, the tax also has to be with Washington and Clackamas County hotels and motels as well.

Mayor Thalhoffer stated you have heard one side of the story and you will hear the other side at the meeting on the 25th. The four Mayors decided among themselves to be regional players, the Gresham City Council has supported the Rod Park Resolution.

Councilor Ripma stated since this is the first time this has come up here, the public may find this very puzzling. This was discussed at a Four Cities meeting which isn't televised and not many members of the public attend but all of the City Councilors and Mayors attend. Metro floated the idea around the region to have hotel/motel taxes be increased. The idea originally, was in all the counties, to support some Metro facilities in down town Portland. What happened was, Washington and Clackamas County Commissioners said no, they wouldn't do it. But for some reason our Multnomah County Commissioners are saying, even though they know Washington and Clackamas County will not participate, they are saying that yes we think we should impose this hotel/motel tax. It would of course impact Troutdale and the other cities out here, but they in addition added on

Portland Civic Stadium which is not a Metro facility, to be supported by this tax. I know the Mayor and I disagree on this and I fully agree that we need to discuss it with all the facts available. I can't believe that our County Commissioners are thinking of imposing it only on Multnomah County hotels and motels when the money is going to go to a Metro regional facility and even to the Portland Civic Stadium. All three counties ought to be participating at the very least. This money amounts to a gift by the County to Metro and I would rather see the money go to the school districts in Multnomah County, we are talking millions of dollars over twenty years. Just our east county share alone amounts to \$16 million, this is real money. I can't believe our County Commissioners are thinking of giving it to Metro and the Portland City Government when it doesn't benefit us any more then it does Beaverton or Oregon City and they are not paying a dime. This deserves a hearing and we ought to take a position.

Mayor Thalsofer stated we will debate this issue on the 25th and we will have both sides represented and then we can make an intelligent decision, we sure can't make one on a survey done on a telephone.

Councilor Kight stated Mr. Mayor, you represent, whether you want to or not, the City of Troutdale. So when you pass your blessing on Rod Park's Resolution, ultimately you are saying that, even though you don't say it in your resolution that you are coming up with the other three Mayors, that you are in fact supporting this resolution, when in fact I find when talking with my councilors that they in fact do not support Rod Park's Resolution. You may have overstepped your authority in representing the City in this particular resolution that Rod Park is bringing forth even though you did it as the Mayor. Ultimately the Mayor represents the City.

Mayor Thalsofer stated Councilor Kight I did not overstep my authority, and I would challenge you on that to make that acquisition. I will tell you this, I stated to Rod Park that I personally support his resolution. I said the City Council has not taken a stand on it and we will schedule that in the future, which we are doing. I made it very clear that it was just me, that I didn't represent the City Council at all, therefore what you say is just hogwash. Anytime that I am in a meeting and I get a phone call from one of the councilors who had been surveying some councilors and brings it to a meeting that I am attending as the Mayor of this City and I get blind-sided like that, that is the worse kind of thing that a councilor could do. It is unethical in my opinion and I hope it doesn't happen again.

Councilor Daoust stated Reynolds High School is putting on a play called 42nd Street and it starts tomorrow night for four nights. Since it was on our consent agenda this evening, I drove by the Columbia Park parking lot and it is now paved instead of the gravel lot we had.

Councilor Smith stated I wanted to say that we have an excellent fire department. I had an occasion to call on them and they did an very good job.

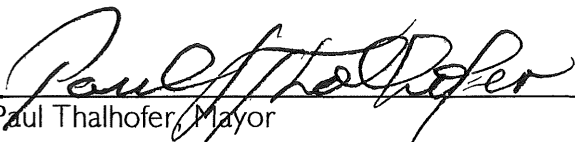
14. ADJOURNMENT

MOTION: Councilor Thompson moved to adjourn the meeting. Seconded by Councilor Ripma.

**YEAS: 7
NAYS: 0**

ABSTAINED: 0

Meeting was adjourned at 9:50pm.



Paul Thalhofer, Mayor

Dated: 2-23-00

ATTEST:





Debbie Stickney, City Recorder

CITY OF TROUTDALE PUBLIC ATTENDANCE RECORD

January 11, 2000
CITY COUNCIL REGULAR MEETING

PLEASE COMPLETE THE FOLLOWING

| NAME  (please print)  | ADDRESS | PHONE # |
|---|------------------------------------|--------------|
| Jim Galloway | City Hall | 665-5175 |
| Christa Morrow | " " | " " |
| JAMES GROCE | 1860 SW KINGS BYWAY | 665-8242 |
| Rich Fauth | City Hall | |
| MIKE FIRST | 455 SW 18 TH ST. | 492-2183 |
| Jeanne Benecke | 3500 SW Bond Ave. | 605-4984 |
| DAN WALSH | 1650 NW SUNDIAL RD | 667-1912 |
| CORBIN SHANN | 2123 SE 12 TH AVE, W.P. | 777-9567 |
| Michelle Meyer | Oregonian | 503-294-5937 |
| Bahara Kyle | Troutdale | 661-6298 |
| ANTON LURU | 2634 SE EVANS TROUTDALE | 669-8682 |
| Scott Worthington | 4351 SE 43 Place (TD) | 492-3899 |
| | | |
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CITY OF TROUTDALE PUBLIC COMMENT SIGN-IN SHEET

January 11, 2000
CITY COUNCIL REGULAR MEETING

PLEASE COMPLETE THE FOLLOWING

| PRINT NAME <small>☞ ☞ (please print) ☞ ☞</small> | ADDRESS | PHONE # |
|---|-------------------------------------|-----------------|
| <i>Jeanne Benecke</i> | <i>At Ft 3500 SW Bond Ave. #100</i> | <i>605-4984</i> |
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