



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

7:00 P.M. -- October 10, 2000

Mayor


Paul Thalhofer

City Council

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

- (A) 1. **PLEDGE OF ALLEGIANCE, ROLL CALL, AGENDA UPDATE**
- (A) 2. **CONSENT AGENDA:**
 - 2.1 **Accept Minutes:** September 12, 2000 City Council meeting
 - 2.2 **Resolution:** A Resolution approving Intergovernmental Agreement No. 4600001162 between Multnomah County and the City of Troutdale for the Columbia River Highway Sidewalk Project.
- (I) 3. **PUBLIC COMMENT:** Please restrict comments to non-agenda items at this time.
- (I) 4. **Update:** Gresham Fire Department. Captain Steve Best
- (A) 5. **RESOLUTION:** Resolution supporting the Reynolds School District Bond Measure. Maxine Stannard
- (A) 6. **PUBLIC HEARING / ORDINANCE (Introduction):** An Ordinance annexing certain property in Section 24, Township 1N, Range 3E Willamette Meridian, to the City of Troutdale and amending the City's Comprehensive Plan map to assign the Industrial designation and amending the City's Zoning Map to assign the General Industrial zoning designation to the property upon annexation and repealing Ordinance No. 694. Faith
- (A) 7. **PUBLIC HEARING / ORDINANCE (Introduced 9/26/00):** An Ordinance amending Troutdale Development Code for compliance with Title 3 of the Metro Urban Growth Management Functional Plan pertaining to water quality and flood management and repealing Troutdale Municipal Code Chapter 15.24 Flood Damage Prevention. McCallum
- (A) 8. **PUBLIC HEARING / ORDINANCE (Introduced 9/26/00):** An Ordinance amending Chapter 12.10 and Chapter 12.01.020 of the Troutdale Municipal Code to establish provisions that require persons providing services for the collection and/or transportation of exempt loads of solid waste for compensation to obtain a permit through the City of Troutdale. Galloway

- (A) 9. **PUBLIC HEARING / ORDINANCE (Introduced 9/26/00):** An Ordinance accepting jurisdiction of NE Hensley Road (County Road 565), NE 262nd Avenue (County Road 565), and unnamed County right-of-way (NE Cherry Park Road Extension) from Multnomah County. Galloway
- (A) 10. **RESOLUTION:** A Resolution amending Intergovernmental Agreement No. 301755 between Multnomah County and the City of Troutdale as approved by Resolution No. 1155 pertaining to the transfer of roads. Galloway
- (I) 11. **COUNCIL CONCERNS AND INITIATIVES**
- (A) 12. **ADJOURNMENT**


Paul Thalhofer, Mayor

Dated: October 5, 2000

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

October 10, 2000 7:00pm

Meeting was called to order at 7:04 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: Smith, Ripma, Thompson, Kight, Rabe, Daoust, Thalhofer.

STAFF: Faith, Galloway, McCallum, Nelson, Williams, Kvarsten, Allen, Stickney.

GUESTS: Nick Vining, Brenda Zehner, Jeff & Kim Allen, Michelle McAfee, Caitlin Hickey, Danielle Mackay, Kayla Allen, Roselynn Ogan, Angela Banks, Savannah Mantanana, Kristiana Miller, Brittney Olden, Michelle Denley, Chris Hall, Amanda Shatto, Molli Holt, Sheila Holt, Natalie Marcotte, Amelia Ramirez, Shannon Turk, Don & Tammy Sneed, Maxine Stannard, Scott Worthington, Glenn White, Missy Runyon, Dan Johnson, Erik Eliason, Kyle Christiansen, Julie Morgan, Shadow JeBaca, Jared Guymon, Chris O'Day, Adam Graham, David Senger, Susan Senger, Christa Cresswell, H. Hoppel, Cody Knudsen, Catlin Cresswell.

2. CONSENT AGENDA:

2.1 Accept Minutes: September 12, 2000 City Council meeting

2.2 Resolution: A Resolution approving Intergovernmental Agreement No. 4600001162 between Multnomah County and the City of Troutdale for the Columbia River Highway Sidewalk Project.

Mayor Thalhofer called this item and read the consent agenda.

MOTION: Councilor Thompson moved adoption of the consent agenda. Councilor Kight seconded the motion.

YEAS: 7
NAYS: 0
ABSTAINED: 0

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

Mayor Thalhofer called this item.

John stated I am the coach of the Troutdale Hawkeyes football team. (the team members and cheerleaders introduced themselves). I would like to first have Chief Nelson speak about the PAL

program.

Chief Nelson stated PAL is a Police Activities League. When I was appointed Chief I also became a member of the Board of Directors for PAL. PAL is a nationwide program and their main mission is to get youth, law enforcement and the community working together. Some of the kids involved are high risk youth, this gives them an alternative program to channel their activities and energy. I was approached by Ellen Graham who is a mother to one of the players, she is trying to get some fund raising done for the Hawkeyes. They don't have a home field right now, they are in desperate need of equipment and uniforms. They are going to have a fun run, which I am helping with, on October 29th at Glenn Otto Park.

Ellen Graham stated a year ago we almost lost this program. It was a real wake up call for all of us. We are here to try to make sure that it doesn't happen again.

Kathy Ramsey stated my son is a first year player and I can't tell you the improvement that I have seen in him this year. Physically he is in the best shape that he has ever been in. He has learned teamwork and he is so excited when he comes home from the games. I really hope that we can get some support from the community to keep this going because it has been a great experience for us.

Julie Morgan stated my son is also a member of the team. My son has never been in such good physical condition as he has been with the football program. He has learned respect for his fellow teammates, for his coaches and for his teachers at school. He has developed responsibility and self pride. If this program can continue for kids like him and kids in the future, the community will be much better off. It would be great for the Hawkeyes to call Troutdale their home and have a home field and have the support of the community.

Ellen Graham stated these boys are not just learning a sport they are learning valuable things about themselves and their capabilities. In order for this program to continue we need to ensure the safety of our kids and that is where we need your help as individuals and business people. Football is a rough sport and without proper equipment and coaching it can be dangerous. Your team needs funding. The uniforms need to be replaced. Ten of the helmets will not pass the inspection next year, they are \$100 each. The pads are breaking down and need to be replaced. Our goal is to raise \$10,000. Most of this money will help keep the team safe. The brochure, that we will pass out, tells you more about the Police Activities League and information on how you can help.

John stated this is our fourth year here. These are your Troutdale Hawkeyes and we hope for your support.

Dick Buuck stated I want to give my appreciation for a job well done to Valerie Lantz in the Parks Department. She headed up a project on trail construction that takes off on SE Evans Ave. This little grassy area is the entrance to the trail head that is called Sandee Palisades IV Greenway and the trail is called the Sandee Palisades Trail. I called Valerie last Thursday and gave her my congratulations on what she has done for the community. I want to thank the Mayor and Council for making progress on these things that make it a better community here in Troutdale.

Scott Worthington stated I want to remind the viewers that there is an election coming up on November 7th. I believe that there are three council positions up and the mayor's position. I want to remind everyone that on Wednesday of next week at Mt. Hood Community College there is

going to be an open forum with all the candidates. I have been watching the meetings for the last two years and I am very familiar with all of you and I know who I like and who I don't. I already have my voting figured out, but for those of you who don't, take the time, it is important and our city depends on it.

4. Update: Gresham Fire Department.

Mayor Thalhofer called this item.

Captain Steve Best of the Gresham Fire Department stated the reason I am here is since you pay the City of Gresham Fire Department for fire and emergency services, I would like to come down at least quarterly and update you on what current things are going on, what we are doing and any changes to that as well as get your input so that we can continue to work to provide you a service that hopefully is what you want. (Captain best showed the Council a power point presentation that listed some statistical information on the number of calls they respond to and the types of calls they respond to and a video of the Comfort Inn fire.)

Captain Best stated we have a ride-along program where we encourage the community to go on a ride-along. I would like to invite all of you to participate in a ride-along.

5. RESOLUTION: Resolution supporting the Reynolds School District Bond Measure.

Mayor Thalhofer read the Resolution.

Maxine Stannard stated in the Troutdale area we are looking at an increase in population of 30% by 2005. We already have overcrowding at Troutdale Elementary and Sweetbriar is at capacity. We are at capacity at the high school but we are looking at other alternatives other then building another high school. We have looked for land to build other schools and there is not a lot of land out there that is available and that we can afford. We are looking at reusing the land the best way that we can. We have the site at Springdale for our natural resources and our environmental science groups. We could expand that to 250 students if we could purchase the land and use it at its capacity. We also are in a coalition with Gresham/Barlow, Centennial and Mt. Hood for the advanced learning program for our juniors and seniors. In our administration building we have our alternative program which we have about 160 students enrolled in this program. We are using that building quite efficiently but we would like to turn it into a elementary school because that is where a lot of our needs are right now. We are looking at a tax increase for this bond alone of .98¢, in combination with the bond from five years ago it would be \$1.38 per \$1,000 assessed value. On a \$150,000 house it would total \$207.00 a year.

Councilor Kight asked on the last page where it says "whereas the bond would be structured so that new homeowners that move into the Reynolds School District in the future will assist in paying for the bond over twenty years", how does that work, and does it include multi-family?

Stannard replied I don't know if it includes multi-family.

Councilor Rabe asked have you had the opportunity to approach the teachers , teachers association and parents associations for support on this?

Stannard replied yes we have and we have received pretty good support.

Councilor Daoust asked the natural resource academy in Springdale, does the bond include

purchasing that property?

Stannard replied yes.

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

Councilor Ripma stated the Reynolds School District is vital in Troutdale and to our future and our prosperity and we should always support them.

Councilor Kight stated the schools are overcrowded and over the next few years we are going to see an increase of approximately 1800 kids. The high school itself is designed for 800 students and there is now 2,400 students. It keeps increasing every year as we keep building more homes and apartment complexes. The need is critical that this bond measure pass.

Councilor Thompson stated we need to support this bond measure. Schools are important to all of us.

Mayor Thalhofer stated we keep talking about having a livable city and one of the ways to keep it livable is to make sure that our children are properly educated with the proper facilities and enough teachers and smaller classrooms. We need to support this because the students in our school system are the future leaders of this community and perhaps other communities and we need to make sure they get an excellent education and a safe place to go to school.

Councilor Rabe stated I support this bond. I have two children in this school district and I have always felt that the school district has provided them with exemplary opportunities for growth. I understand that not everybody agrees in how the money is spent but I think that the end product is still beneficial to the city. I would urge everyone to support this bond.

Councilor Daoust stated I am going to support the bond. I think the bond package we have now is good and solid. I have one daughter in elementary school, one daughter in middle school and a third daughter that graduated from Reynolds High School. I have physically been in every school in the Reynolds School District and I have seen first hand the need for the capital repairs that are needed to the infrastructure. I really think that we owe our kids some top notch schools so I am going to support this bond.

Councilor Smith stated I feel we should support our schools but by the same token I feel that this is why we should be very discriminating about our over building, high density building because our school system is overloaded and we do need to upgrade it and we are running out of room. I feel they go hand in hand. I do believe that we need the money in the schools, I am not doubting that.

YEAS: 7
NAYS: 0
ABSTAINED: 0

6. PUBLIC HEARING / ORDINANCE (Introduction): An Ordinance annexing certain property in Section 24, Township 1N, Range 3E Willamette Meridian, to the City of Troutdale and amending the City's Comprehensive Plan map to assign the Industrial designation and amending the City's Zoning Map

to assign the General Industrial zoning designation to the property upon annexation and repealing Ordinance No. 674.

Mayor Thalhoffer read the Ordinance title and opened the public hearing at 9:05pm.

Faith reviewed the staff report contained in the packet.

Council had no questions.

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

No public comment received.

Mayor Thalhoffer closed the public hearing and stated that there will be a second public hearing on October 24th.

7. PUBLIC HEARING / ORDINANCE (Introduced 9/26/00): An Ordinance amending Troutdale Development Code for compliance with Title 3 of the Metro Urban Growth Management Functional Plan pertaining to water quality and flood management and repealing Troutdale Municipal Code Chapter 15.24 Flood Damage Prevention.

Mayor Thalhoffer read the Ordinance title and opened the public hearing at 9:09pm.

Councilor Kight stated I have a conflict of interest and will not be participating in this discussion or decision.

Councilor Ripma stated I have a conflict of interest and will not be participating in this discussion or decision.

McCallum reviewed the staff report contained in the packet.

Mayor Thalhoffer asked could briefly go over the amendments that we have made.

McCallum replied since the Planning Commission made their recommendation to you this version of the ordinance eliminates any reference to the Troutdale Comprehensive Land Use Plan Goal 5 and does not include a 75' setback from the top of the bank of the Sandy River, those have been completely removed in this new version of the ordinance. Other text revisions that were recommended by staff included: prescribed conditions for the rebuilding of homes or businesses that are in the vegetation corridor or flood management area that are destroyed. One of the prescribed conditions is that the structure must be in existence at the effective date of this ordinance. There were revisions to the proposed chapter 5.800 pertaining to the storm water quality facilities that were recommended by the Public Works Department and they included referencing the Columbia River itself because we had not included that in the text. Currently no properties that are in the city limits abut the Columbia River but that is in our area of interest. There were revisions with respect to the language about when you can remove nuisance or invasive plants within the vegetation corridor, there was clarification that that could occur provided that there was a re-vegetation plan. Also we revised the prohibited uses in the vegetation corridor, it originally said vegetation removal was prohibited. We wanted to continue to allow for removal of noxious weeds and invasive plants

so we added the phrase "except as allowed for in another portion of this chapter". We also wanted provisions for emergency bank stabilization, so we have added language for permitted uses in the vegetation corridor, engineered retaining wall and other emergency uses. There were some administrative and clerical changes made. The question was also raised about whether a water quality facility could be built within the vegetation corridor. There is a provision where we have adopted the language that Metro allows us to allow a water quality facility within the first 25' of the vegetation corridor provided that there is no other place on the property to do it and that there is some mitigation involved. That summarizes the proposed amendments that staff has brought to you since the Planning Commission's recommendation.

Mayor Thalhoffer asked the soil saturation within the upper twelve inches of the surface, this is what we are adding?

McCallum replied yes. That is one of the four means of determining where the bankfull stage is.

Mayor Thalhoffer asked then number two is water marks on fixed objects, that is like the high water mark isn't it?

McCallum replied according to Metro it isn't. In Metro's letter it says even for ordinary high waterline and ordinary low waterline there is no clear way of determining their boundaries, and then they quote from the Oregon Revised Statutes "determination of ordinary high and low water for purpose of this chapter, when the lines of ordinary high or low water can not be determined by survey or inspection then such lines shall be determined by use of the annual mean high or mean low water for the succeeding year". Metro then states that the different sections of the water course may present different circumstances as stated in the definition of bankfull stage, which is the proposed language up to the point of the additions this evening, in the absence of physical evidence for determining bankfull stage, the two year recurrent flood elevation may be used. Also in their letter they are saying that ordinary low and high waterlines are delineations within the water body for governing other purposes. Metro advised me that these terms are found in the Oregon Administrative Rules for the Leasing and Registration of Structures on, and uses of State-owned submerged and submersible lands. The purpose and applicability of that rule is to: 1) govern the management of state-owned submerged and submersible land for a wide variety of commercial and non-commercial uses and structures, such as marine service facilities, floating homes and floating home moorages, boat houses and moorages, marinas, boat ramps, etc.; 2) establish procedures for authorizing structures on, and uses of state-owned submerged and submersible land by lease, registration, temporary use permit or public facility license. What Metro is saying is the definition of bankfull stage comes from Oregon Administrative Rules which governs the administration, enforcement and control of the removal of material from the beds and banks and are to be used in conjunction with the rules governing estuarine resource replacement and management of the Lower Willamette River where applicable. There is a lot of science in here that I am not capable of explaining the true difference. The four indicators, some of that does appear to be like ordinary high water, the instruction that we have adopted with that is that the most restrictive would rule. In other words, if you can find a real evident drift line of woody debris on a bank, it might be quite a ways away from where a waterline might be on that same piece of property. Based on Metro's advice, it would be where that woody debris line is, that is where you would start the measurement. If there is a evident mark, the evident mark would be the least restrictive and they want us to use the most restrictive of the four that we might find. One of them might be synonymous with the ordinary high water mark but we don't have data for every portion of the

Sandy River or Beaver Creek or other affected protected waters.

Councilor Rabe asked as I understand it, of the four options that are presented in this document, Metro would prefer that we use that which is most restrictive, is that right?

McCallum replied yes.

Councilor Rabe asked if we were to make that determination, are we liable for that determination. In other words if we make a delineation and we say this is where we think it is based on the evidence and this is what we consider to be the most restrictive. How are we being held accountable for these decisions. What is Metro's recourse? Are they going to want us to submit a report on these decisions or are they just allowing us to be the judge and jury on these?

McCallum replied as I understand it the cities are the administrators of these codes. Metro will not even be given land use proposals to review.

Councilor Rabe stated so there will be to some degree some dialog between those that would be affected and the city with respect to these various conditions. We have allowed ourselves, in some respects, a little bit less of a restrictive definition because we can take a look at the situation and see what works best but still stay within what has been approved by them.

McCallum stated as meeting there understanding and intention of bankfull stage, yes.

Councilor Rabe stated so that puts everyone on the same page but allows us to do some interpretation without an outside influence, is that how you read it?

McCallum replied yes.

Glenn White stated I am asking for an extension. With all the recent revisions to Title 3 and the recent clarification to the definition of bankfull stage only being explained to the City as recently as October 3rd. This is not adequate time for myself to meet with my land use attorney to review the recent revisions to Title 3. I have also asked Metro's real estate negotiator for a written explanation for why they were not interested in acquiring my property, which has two water features on it. I requested this letter over four weeks ago. I feel Metro's explanation for not wanting to acquire this property would greatly support my request, which was made at the August 13th City Council meeting, to create a special district under 4.315 of the Development Code, which would grandfather existing setbacks for a much needed future development in Troutdale's limited commercial property.

Mayor Thalhofer asked are you asking for another two weeks?

White replied I think you should follow suit with what the City of Portland is doing. All this work and effort we are putting into this is going to be overruled when Goal 5 happens. Goal 5 will affect the whole state, not just Troutdale. I feel like Metro is putting pressure on us, Gresham hasn't even started to address Title 3. Fairview is just getting started on the inventory process. Why is there so much pressure on Troutdale? I will tell you why, it is because we have the Sandy River. It is the cleanest water in the state, we don't have a problem with clean water in the Sandy River. We are going to have a problem if we pass this of not being able to use the Sandy River at all. I would like to see this tabled until Goal 5 happens.

Mayor Thalhfer stated that can't happen. Metro is not willing to do that , we have tried.

White stated Portland is not going to be compliant with Title 3 and nothing is going to happen to them. Lake Oswego has told Metro that they are not going to declare the lake as a natural feature and they have a zero setback. There are exceptions.

Mayor Thalhfer asked if we continued this for two weeks, would that give you sufficient time to get your questions answered?

White replied if that is the minimum that we can extend it, then I would accept that. I am looking for more.

Mayor Thalhfer asked you understand that on the Sandy River we are going from a 75' setback to a 50' setback?

White replied no. In my opinion, and I have had professionals on my property explain this to me. We are still at a 75' setback just simply by changing the starting point. For decades the starting point has been ordinary high water mark and there is no confusion there. Just now we are finding out that we are changing the starting point and no staff from the City can tell me where that starting point is.

Councilor Rabe stated there are some points that you make that I agree with and some that I don't agree with. The one that I don't agree with is I think in terms of how we are going to define where that line has been made, I think we have done everything possible to do that. I am familiar with the Sandy River and high water, these four different options pull us out of a corner in my opinion. They allow the City the liberty to be able to make the determination of where a point is but not commit us to any one specific definition. Here we have four different indicators that we can use, we do have to use whichever is more restrictive but that is something we can work with. I would hate to see us go backwards and commit to a specific definition that may in fact be different then the one that we have been using. What we have done is taken what was a comfort zone and put us into another zone where we now have even more liberty in terms of defining where that line is going to be at. It may in fact not have damaged your position, in may in some cases lessen your liability in terms of how much land you might lose with regards to the setbacks. So I am not clear when we talk about a 50' setback, which you kind of spearheaded and we went ahead and went less restrictive on that, I don't see that as being a liability to you, I see it as being an asset. I am not advocating that we push this through, but I just want you to see that. I realize you need time to process this, but also bear in mind that I think most of these changes were made to be land owner friendly not Metro friendly, not City friendly.

White stated I don't think you understand Metro's definition.

Councilor Rabe stated Metro has accepted this edited version of our Ordinance.

Councilor Daoust stated I agree with Councilor Rabe. When I read the definition of bankfull stage I thought that this would be something that Glenn would like. It talks about water marks on objects, which is what you talked about. You mentioned having the Town Center District grandfathered in. When you make a statement like that, first what are you thinking that we would grandfather in, what specific thing and secondly how do you think the private land owners would look at the City if the

City took exception on its own property?

White replied I am not talking about the City property, I am talking about the very limited property that has not been developed. My property has been planned for development since I owned it. I purchased sewer hook-ups from the city, it has been filled with native soils and prepped for development with 50' setbacks on each end of my property.

Councilor Daoust asked when you say grandfather the Town Center, then what do you mean by that?

White replied it would only affect properties that fall within the Town Center overlay, so it limits the affected area. I don't know the name of the firm that drew up the Town Center overlay plan, but they suggest that the city do the ESEE analysis on those properties. It recognizes the problem that Troutdale has very limited commercial space left.

Councilor Daoust asked so in your mind what would that entail, a zero setback?

White replied no, it would just grandfather the current language we have.

Mayor Thalhofer asked we are hearing that other cities are not even starting this or aren't going to comply by any certain time, do you have any knowledge of other cities that are considering this and how far along they are?

Faith replied I inquired of Metro about that, unfortunately I don't have the paper with me that shows the status of all the cities but I recall that the majority of the 26 jurisdictions have already complied with the Title 3 requirements. There are a number that are still working on some aspects of it for example, Portland is already fully compliant with Title 3 with respect to Flood Management and Storm Water Management, they in fact have written the storm water manual that is being used throughout the region in which we have referenced in our ordinance. The one area where they are seeking an extension has to do with the vegetation corridor or water quality aspect. It is true that they are looking at variations in what that vegetation corridor will be. The latest word from Metro is that no decision has been made yet to grant an extension, it is being negotiated at the highest level. There are other communities that are not in compliance that are currently working on it, they have received extensions until the end of the year, Gresham is one of those I believe.

Mayor Thalhofer asked would there be any possibility of a Town Center overlay that Mr. White was talking about?

Faith replied what he is referring to, I believe is an option that has been discussed under the Metro Goal 5 program, but that option is not allowed under Title 3.

Councilor Daoust asked so we could go ahead and implement this ordinance under Title 3, with the changes we have made, but when it came to addressing Goal 5 we could choose to do a riparian corridor plan for just the Town Center area?

Faith replied as it is laid out in its preliminary stage, that would be an option available to us assuming that the Goal 5 program contains that. It is still being worked on.

Mayor Thalhoffer asked is there any objection to setting this over for two weeks to give Mr. White and perhaps others time to digest the changes that have been made?

Faith stated the only thing I would ask is that if we are going to take two more weeks to allow Mr. White to look at this, I hope they will use that time and if they have changes that they want to see that they will come back with specific language to propose to us so that we are not left struggling with a question that we will need to take another couple of weeks to address. This is the sixth hearing on this matter dating back to October of last year when we held our first hearing.

Mayor Thalhoffer asked if there were any objections?

No objections.

Mayor Thalhoffer closed the Public Hearing at 10:12pm and stated we will hold an additional hearing in two weeks and asked Mr. White to bring back some specific proposals to the staff in the Planning Department prior to the next meeting.

8. PUBLIC HEARING / ORDINANCE (Introduced 9/26/00): An Ordinance amending Chapter 12.10 and Chapter 12.01.020 of the Troutdale Municipal Code to establish provisions that require persons providing services for the collection and/or transportation of exempt loads of solid waste for compensation to obtain a permit through the City of Troutdale.

Mayor Thalhoffer read the Ordinance title and opened the Public Hearing at 10:15pm.

Galloway reviewed the staff report contained in the packet.

Council had no questions.

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

No public testimony received.

Mayor Thalhoffer closed the Public Hearing at 10:20pm.

MOTION: Councilor Kight moved to adopt the Ordinance amending Chapter 12.10 and Chapter 12.01.020 of the Troutdale Municipal Code to establish provisions that require persons providing services for the collection and/or transportation of exempt loads of solid waste for compensation to obtain a permit through the City of Troutdale. Seconded by Councilor Daoust.

Councilor Kight stated this is a protective measure for the city and tax payers.

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

9. PUBLIC HEARING / ORDINANCE (Introduced 9/26/00): An Ordinance accepting jurisdiction of NE Hensley Road (County Road 565), NE 262nd Avenue (County Road 565), and unnamed County right-of-way (NE Cherry Park Road Extension) from Multnomah County.

Mayor Thalhoffer read the Ordinance title and opened the Public Hearing at 10:22pm.

Galloway reviewed the staff report contained in the packet.

Councilor Kight asked Hensley is unimproved, do we currently have enough money in our SDC funds to make improvements to that street?

Galloway replied I don't want to make a commitment now. We have a substantial balance, I have not went through and worked numbers to see. We could add it to the list of projects that would be eligible for those funds and if we don't have enough we change adjust the rate.

Councilor Kight stated I understand there is a shortfall in the County Transportation, in the transfer of these roads has there been any indication that they would participate in doing a cost sharing for improving them.

Galloway replied no, just the opposite. Basically the indication was that they were so low on the County priority list that to get those improvements made in our lifetime, the only way that would happen is if we fronted the money to the County anyway.

Councilor Daoust stated I have talked to a couple of the people that live on Hensley Road this weekend and they expressed a desire not to have sidewalks on their side of the street at least.

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

No public testimony received.

Mayor Thalhoffer closed the Public Hearing at 10:27pm.

MOTION: Councilor Thompson moved to adopt the Ordinance accepting jurisdiction of NE Hensley Road (County Road 565), NE 262nd Avenue (County Road 565), and unnamed County right-of-way (NE Cherry Park Road Extension) from Multnomah County. Seconded by Councilor Kight.

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

10. RESOLUTION: A Resolution amending Intergovernmental Agreement No. 301755 between Multnomah County and the City of Troutdale as approved by Resolution No. 1155 pertaining to the transfer of roads.

Mayor Thalhofers read the Resolution title.

Galloway reviewed the staff report contained in the packet.

Mayor Thalhofers asked would we then just turn around and pay Multnomah County to maintain the roads?

Galloway replied it would probably be our intent that most of the maintenance work we would do ourselves. If it were an overlay where we typically go to the County and include our overlay projects onto there contract to get a better price, we would probably continue to do that.

Councilor Rabe asked would we also be responsible for snow removal and things along that line?

Galloway replied yes.

MOTION: Councilor Kight moved to adopt the Resolution amending Intergovernmental Agreement No. 301755 between Multnomah County and the City of Troutdale as approved by Resolution No. 1155 pertaining to the transfer of roads. Seconded by Councilor Rabe.

YEAS: 7
NAYS: 0
ABSTAINED: 0

11. COUNCIL CONCERNS AND INITIATIVES

Mayor Thalhofers called this item.

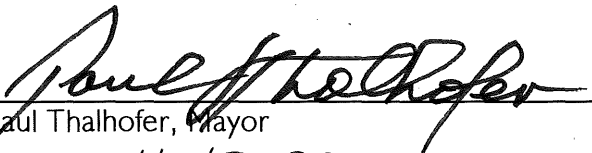
None.

12. ADJOURNMENT

MOTION: Councilor Thompson moved to adjourn the meeting. Councilor Kight seconded the motion.

YEAS: 7
NAYS: 0
ABSTAINED: 0

Meeting was adjourned at 10:31 pm.


Paul Thalhofers, Mayor
Dated: 11-17-00

ATTEST:


Debbie Stickney, City Recorder

CITY OF TROUTDALE PUBLIC ATTENDANCE RECORD

October 10, 2000
CITY COUNCIL REGULAR MEETING

PLEASE COMPLETE THE FOLLOWING

NAME <small>(please print)</small>	ADDRESS	PHONE #
Nick Vining	3604 SE Stott St	667-0489
Brenda Zehner	2839 SW Howitt Pl #1	492-0111
JEFF & KIM ALLEN	730 SW SUNSET WAY	661-3881
Nichelle McAfee	674 SW Burlington Cir	667-4569
Caitlin Hickey	15911 NE Rose Prwy	503-257-9817
Danielle Mackay	2454 NE 146th Dr	503-252-1837
Kayla Allen	730 SW SUNSET WAY	503-661-3881
Broselynn Ogan	1512 NE 153rd PL	503-251-8728
Angele Banks	935 N.E. 177 th Portland, OR 97230	503-252-6802
Savannah Mantarona	471 SE 17 th St Portland OR	503-667-0301
Kristiana Miller	773 NE 239th PL	503-665-2999
Brittney Olden	17617 SE Pine St	503-262-0912
Nichelle Stanley & Chris Hill	1614 SE Power Cr. N.	503-492-9759
Almanda Shatto	18835 NE Holladay	503-674-8052
Melli Holt	1451 SE Chapman	667-2354
Sheila Holt	1431 SE Chapman	667-2354
Natalie Marcotte	19343 N.E. Halsey	666-7376
Amelia Ramirez	2202 N.E. 203 rd Ave	618-0418
Shannon Turk	705 SE 10th	669-2091
Dou & Tammy Sued	PDX 97230	751 0552

-- PLEASE COMPLETE THE FOLLOWING --

NAME <small>(please print)</small>	ADDRESS	PHONE #
M. Stannard	3475 SE Elizabeth Pt	665-1959
Jocelyn Kelly	4351 SE 43 Pl	503-492-3899
Glen White	1225 E Historic Col. Riv. Hwy	669-9759
Mary Runyon	16239 NE Wasco St	255 5773
Dan Johnson	2301 NE Corbett Hill Rd	695-5688
Erik Ehasz	3904 SE 56th Ave	618-9569
Kyle Christianson	2521 SE Clark Ct	661-8717
Julie Morgan	3097 SW Emerald Lane	661-8740
Shadow Cole Baca	16425 N.E. Russel	256-6878
Tared Grayman	_____	491-5099
Chris Gray	_____	492-5868
ADA M Graham	_____	665-5508
David Senger ^(Susan) (Senger)	2419 S.W. 823 rd St.	(503) 661-5672
Christalresswell ^(Michelle) (Hoppel)	4823 SE Powell butte pkwy	(503) 667-7738
Casper Knudsen	531 NE 182	(503) 669-4151
Catlin Crosswell	4823 SE Powell butte pkwy	667-7738

DATE _____

PAGE # _____