



CITY OF TROUTDALE

"Gateway to the Columbia River Gorge"

AGENDA

CITY COUNCIL – REGULAR MEETING

Troutdale Police Community Center – Kellogg Room
234 SW Kendall Court
Troutdale, OR 97060-2078

Tuesday, January 28, 2020 – 7:00PM

Mayor

Casey Ryan

City Council

*David Ripma
Randy Lauer
Jamie Kranz
Glenn White
Nick Moon
Zach Hudson*

City Manager

Ray Young

City Recorder

Sarah Skroch

1. **PLEDGE OF ALLEGIANCE, ROLL CALL, AGENDA UPDATE.**
2. **PUBLIC COMMENT:** Public comment on non-agenda and consent agenda items is welcome at this time. *Public comment on agenda items will be taken at the time the item is considered. Public comments should be directed to the Presiding Officer, and limited to matters of community interest or related to matters which may, or could, come before Council. Each speaker shall be limited to 5 minutes for each agenda item unless a different amount of time is allowed by the Presiding Officer, with consent of the Council.*
3. **CONSENT AGENDA:**
 - 3.1 **MINUTES:** December 10, 2019 City Council Regular Meeting.
 - 3.2 **RESOLUTION:** A resolution approving an Intergovernmental Agreement with Multnomah County for cost sharing of the Stark Street Improvements project.
4. **RESOLUTION:** A resolution authorizing the Mayor to sign a Certified Local Government Certification Agreement and Letter of Support.
Marlee Boxler, Associate Planner
5. **MOTION:** A motion accepting the Selection Committee's recommendation for appointments to the Budget Committee, Historic Landmarks Commission, Parks Advisory Committee, and Planning Commission.
Mayor Ryan
6. **DISCUSSION:** A discussion on potential motions directing staff to prepare Charter Amendments to elections for voter approval. *Ray Young, City Manager & Ed Trompke, City Attorney*

7. **STAFF COMMUNICATIONS**
8. **COUNCIL COMMUNICATIONS**
9. **ADJOURNMENT**



Casey Ryan, Mayor
Dated: January 22, 2020

City Council Regular Meetings will be replayed on Comcast Cable Channel 30 (HD Channel 330) and Frontier Communications Channel 38 on the weekend following the meeting - Friday at 4:00pm and Sunday at 9:00pm.

Further information and copies of agenda packets are available at: Troutdale City Hall, 219 E. Historic Columbia River Hwy. Monday through Friday, 8:00 a.m. - 5:00 p.m.; on our Web Page www.troutdaleoregon.gov or call Sarah Skroch, City Recorder at 503-674-7258.

The meeting location is wheelchair accessible. A request for an interpreter for the hearing impaired or for other accommodations for persons with disabilities should be made at least 48 hours before the meeting to: Sarah Skroch, City Recorder 503-674-7258.

MINUTES
Troutdale City Council – Regular Meeting
Troutdale Police Community Center – Kellogg Room
234 SW Kendall Court
Troutdale, OR 97060

Tuesday, January 28, 2020 – 7:00PM

1. PLEDGE OF ALLEGIANCE, ROLL CALL, AGENDA UPDATE

Mayor Ryan called the meeting to order at 7:20pm.

PRESENT: Mayor Ryan, Councilor Ripma, Councilor Lauer, Councilor Kranz, Councilor White, Councilor Moon and Councilor Hudson.

ABSENT: None.

STAFF: Ray Young, City Manager; Kenda Schlaht, Deputy City Recorder; Ed Trompke, City Attorney; Chris Damgen, Community Development Director and Marlee Boxler, Associate Planner.

GUESTS: See Attached.

2. PUBLIC COMMENT: Public comment on non-agenda and consent agenda items is welcome at this time.

<0:03:04>

Saul Pompeyo, Ristorante Di Pompello, showed the Council a video and a handout (attached as Exhibit A to these minutes). He stated his customers are complaining about having to park so far away from the restaurant due to the Mayor's Square parking lot construction. The City needs a better plan for parking during construction and they need to enforce parking codes.

<0:07:00>

Paul Wilcox, Troutdale resident, read a prepared statement related to the consent agenda (attached as Exhibit B to these minutes).

3. CONSENT AGENDA:

3.1 MINUTES: December 10, 2019 City Council Regular Meeting

3.2 RESOLUTION: A resolution approving an Intergovernmental Agreement with Multnomah County for cost sharing of the Stark Street Improvements project.

Councilor Ripma stated he would like to pull item 3.2 off the consent agenda and have a discussion.

<0:09:49>

Councilor Hudson stated he would like to pull item 3.1 off the consent agenda. He pointed out on the December 10th minutes on page 3 near the bottom, he was worried that his statement could easily be misinterpreted without the full context. It currently reads, “Someone came in 45 minutes late to their interview because of an emergency and it was understood.” To clarify what he was saying, he would like to add the words, “Some years ago” to the beginning of that sentence.

MOTION: Councilor Hudson moved to add the words, “Some years ago” in front of the sentence, “Someone came in 45 minutes late” to the December 10th Regular Meeting minutes. Seconded by Councilor Ripma.

VOTE: Mayor Ryan - Yes; Councilor White – Yes; Councilor Moon – Yes; Councilor Hudson – Yes; Councilor Ripma – Yes; Councilor Lauer – Yes and Councilor Kranz – Yes.

Motion passed 7-0.

MOTION: Councilor Ripma moved adoption of 3.1 as amended. Seconded by Councilor Hudson.

VOTE: Mayor Ryan - Yes; Councilor White – Yes; Councilor Moon – Yes; Councilor Hudson – Yes; Councilor Ripma – Yes; Councilor Lauer – Yes and Councilor Kranz – Yes.

Motion passed 7-0.

Mayor Ryan stated the Council will discuss consent agenda item 3.2.

<0:13:48>

Councilor Ripma stated he would like to answer Paul Wilcox’s question. All Stark Street happens to be in Troutdale along that 1-mile stretch. Troutdale annexed it so the City could underground the lines eventually. Stark Street further west is half in Gresham. The reason he pulled 3.2 is the resolution is okay, but he doesn’t like the CIP wording because that 1-mile stretch of Stark Street should not be made a 5-lane slab of asphalt all the way down the hill. It is different in character and beauty from what is west of 257th. The City and County should work together to come up with an aesthetic design that has the pedestrian and bike lane separated from the roadway. He explained he doesn’t think the left turn lane needs to be continuous along there. He would like to see a median down the middle with trees or plants. That can all be done if the City staff works with the County on the design. This resolution is the first step in approving the funding of this project. He would like to have a Work Session to discuss having staff work with the County on a better design.

Ray Young stated 3.2 is appropriate for the consent agenda because the exact dollar figure and project was already approved by the Council in 2016 with a 5-2 vote. The County first gets

together a money package, which is Federal, County and City money, then they hire an engineer. They have not hired a design engineer yet.

MOTION: Councilor Ripma moved adoption of consent agenda item 3.2. Seconded by Councilor Lauer.

VOTE: Mayor Ryan - Yes; Councilor White – Yes; Councilor Moon – Yes; Councilor Hudson – Yes; Councilor Ripma – Yes; Councilor Lauer – Yes and Councilor Kranz – Yes.

Motion passed 7-0.

4. RESOLUTION: A resolution authorizing the Mayor to sign a Certified Local Government Certification Agreement and Letter of Support.

Marlee Boxler, Associate Planner, gave a brief overview of the staff report.

Councilor White expressed he has some concerns. After Council approves this then they will be asked to write a policy.

Marlee Boxler stated the City already has the code language correctly in the development code to meet standards.

Councilor White stated it is designed to protect historic and prehistoric cultural resource. He wants to make sure this is not going to create another layer of regulations for a site to be constructed.

Marlee Boxler explained that for the prehistoric ones, she doesn't believe there will be added regulations. The staff knows to let an applicant know if they would be subject to that sort of testing. With the historic landmarks, staff has a current existing inventory of historic landmarks that the Historic Landmarks Commission has approved. Any applications on those properties could be subject to additional permitting requirements but if they're not currently listed on the national or local register there wouldn't necessarily be additional review.

Councilor Kranz asked if a person has not designated their own home or site, you would not have any other additional layers unless you decided to join, and this will be supportive of that transition.

Marlee Boxler replied correct. There are State laws in place that require property owners to consent to their property being placed on local registers.

MOTION: Councilor Ripma moved adoption of a resolution authorizing the Mayor to sign a Certified Local Government Certification Agreement and Letter of Support. Seconded by Councilor Kranz.

VOTE: Mayor Ryan - Yes; Councilor White – Yes; Councilor Moon – Yes; Councilor Hudson – Yes; Councilor Ripma – Yes; Councilor Lauer – Yes and Councilor Kranz – Yes.

Motion passed 7-0.

5. MOTION: A motion accepting the Selection Committee’s recommendation for appointments to the Budget Committee, Historic Landmarks Commission, Parks Advisory Committee and Planning Commission.

<0:26:11>

Mayor Ryan gave a brief overview of the staff report.

Kenda Schlaht, Deputy City Recorder, read the Selection Committee’s recommendations for appointments to the Budget Committee, Historic Landmarks Commission, Parks Advisory Committee and the Planning Commission.

Budget Committee

Position #4 – Tanney Staffenson

Position #5 – Sandy Glantz

Alternate #1 – Paul Wilcox

Alternate #2 – Timothy Erich

Historic Landmarks Commission

Position #1 – John Leamy

Position #6 – Jean Ice

Alternate – Norman Thomas

Parks Advisory Committee

Position #7 – Jeff Hutchinson

Alternate #1 – Brett Erwin

Alternate #2 – Diana Robledo

Planning Commission

Position #1 – Jordan Wittren

Alternate #1 – Gian Paolo Mammone

Alternate #2 – Rich Allen

<0:28:18>

Mayor Ryan opened public comment.

Paul Wilcox read a prepared statement (attached as Exhibit C to these minutes). He stated as far as the appointments this evening, he’s glad Council has a 2nd Alternate for the Budget Committee because he intends to decline the offer of 1st Alternate.

Councilor White stated cronyism has been brought up before. He thinks it's a good reminder that the entire Council and the Committee Chairs make the selections. In his experience they've always been unanimous.

Mayor Ryan stated he didn't like the process at all. It was clunky and it was not fair or transparent. He was not in favor completely of how the process went down but he's in favor of how it is moving forward. He's very much aware of people serving on committees forever and very much aware of people serving as committee chairs forever on various committees. He doesn't think it's healthy for the City. It's healthy to have people rise and be able to lead.

MOTION: Councilor Ripma moved the appointments as read by Kenda. Seconded by Councilor White.

Councilor Lauer stated he stands by what he said in his written statement from the last time Council met regarding the selection process. He stated the Council and Selection Committee did a great disservice to Councilor (Robert) Canfield by treating him the way they did and not allowing him on a committee because his application was late. Then allowing Mr. Staffenson onto the committee after he applied late.

Councilor Ripma apologized for the messy committee process from the last Selection Committee meeting.

VOTE: Mayor Ryan - Yes; Councilor White – Yes; Councilor Moon – Yes; Councilor Hudson – Yes; Councilor Ripma – Yes; Councilor Lauer – No and Councilor Kranz – No.

Motion passed 5-2.

6. DISCUSSION: A discussion on potential motions directing staff to prepare Charter Amendments to elections for voter approval.

<0:37:45>

Ray Young stated the Council has discussed over the last 6 months several different variations and changes to election process. Based upon the Council's discussion in November and December, it was decided that the discussions should be brought forward. STAR Voting and PAL voting have both been discussed. It's an opportunity now to give a thumbs up or thumbs down on whether the citizens should be asked for a Charter amendment on a future election to change the process on how Mayor and Councilors are elected.

<0:29:41>

Councilor Hudson stated there are two proposals on the agenda for tonight. One is phrased as Plurality at Large (PAL) but he would like to change it to Top 3. The other proposal is STAR voting. Top 3 voting will work with or without STAR voting. STAR voting will work with or without Top 3 voting. Both can work together, or the citizens might adopt neither. They would not be placed in contradiction to each other. The Council could choose to forward one to the voters or forward the other or choose to forward both to the voters. When it's time for the voters to

choose, if both options are before them, they both appear on the ballot and there isn't any need for a pick one of the two options. They are independent of each other.

Councilor Ripma stated the Council has another choice, which is not to refer something to the voters. He is in favor of not referring the options to the voters. He believes a change should come from circulating petitions and getting the voters to put it on the ballot. It isn't something he is comfortable having Council endorse or recommend. These options solve a problem that Troutdale does not have. The problem of ranking voters carries with it the potential for voter confusion and voter exhaustion. Benton County, Oregon is going to experiment with something like Top 3 or a variation and the legislature is providing \$200,000 toward the cost of doing it in November. Let's not put it on the ballot for May or November in Troutdale and see how it works out in Benton County.

Councilor Kranz asked about cost.

Ray Young explained he spoke with the Director of the Multnomah County Elections Division and was told nobody has asked about it in Multnomah County yet. There would need to be a software update and the ballot format would need to be changed. Multnomah County hasn't figured the cost for the changes and there are no contingency plans to do it yet.

<0:44:12>

Councilor Lauer stated he agrees with Councilor Ripma. He feels like this would be throwing a solution to a problem that doesn't exist.

Councilor Hudson stated the impetus for the Top 3 voting, the problem with calling it PAL is that the candidates are all elected at large, even by position, and all elected as a plurality vote. He stated that himself and Paul Wilcox brought the idea of Top 3 voting to the Citizens Advisory Committee (CAC) and the committee recommended it unanimously. It was then sent to the City Council where it was never talked about and it died. The citizens were asking for it. Sitting candidates all too frequently get a free pass almost every single election. The current system is a problem because it forces candidates to pick their own opponent instead of letting the voters pick from a field.

Councilor Kranz stated she didn't like having to choose who she was going to run against or which seat she was going to look for. She would be a proponent for putting it to the voters to see if they like Top 3.

Councilor Ripma explained the purpose of the change should not be for the comfort of the people running for Council so they don't have to feel awkward running against somebody. It's what makes candidates accountable to the voters. A candidate that does not have an opponent, one could conclude, doesn't have an opponent because nobody wanted to oppose them because they're doing a good job.

Councilor Hudson stated the decision over whether a candidate is doing a good job should be up to voters and not to a challenger.

Councilor Kranz stated she personally would not campaign very hard. She would put her name in the ring for the top 3. Potentially you might not have some people who don't have the energy to campaign.

Councilor Hudson stated he disagrees with point C on page 3 of 4 of the staff report that says that Top 3 voting generally produces a high ratio of wasted votes. The first concern is that voters might 'no' vote for everyone if they don't recognize a name. This is not unique to the proposed system. This is true of vote by position as well. Bullet voting would not aid any candidates. If someone voted for only one candidate instead of 3 candidates, that doesn't add extra support to that one candidate.

Mayor Ryan stated this is just a discussion tonight.

Ed Trompke explained Council is going to direct staff to prepare something to bring back if it's voted in favor.

Mayor Ryan stated he's not a fan of the STAR voting. He can see how PAL has some good things and some bad things. Top 3 has some benefits too. He would like to see Top 3 vetted through the CAC again and he would like to see a presentation from them on Top 3.

Councilor White stated counting tonight, since 2016, this is the 9th time the PAL voting has come up without it going anywhere. There was also a petition that failed to collect enough signatures.

Councilor Hudson explained every time it comes up the Council says, let's talk about it at the next meeting. It keeps coming up because it never gets voted on. If it never gets voted on, then it's going to keep coming up.

Councilor Ripma stated people can petition for it if they want it. That is what should happen.

Councilor Hudson explained the reason Multnomah County isn't set up for STAR voting is because no one has asked to get setup for it. The argument that Multnomah County isn't ready for it will always be true until somebody says, let's get ready for it and then they will. Lane County is hoping to institute STAR voting but it's going to go up before the voters and the results will be up this November. On page 3 of 4, point E, should Troutdale be the first or should other larger jurisdictions be the guinea pig? He stated he would like to change guinea pig to trailblazer or pioneer or visionary. Framing it as guinea pig makes it seem very negative. If this is a good idea, why not be the first? To be timid seems to lack a vision.

Councilor Lauer stated he doesn't feel anyone is being timid about it. He doesn't appreciate it and he doesn't like it. He likes the way the voting system works now. He doesn't think having multiple choices will help anything.

Councilor Hudson stated he doesn't mean people using their vote frivolously.

Councilor Ripma stated no one has accepted STAR voting anywhere. Troutdale should not be the guinea pig. There are plenty of arguments on the internet as to why it wouldn't work well or didn't endorse well. He strongly recommends that Troutdale not be the first to adopt it in the United States. He's willing to refer the Top 3 voting to the CAC.

Mayor Ryan opened public comment.

Rich Allen, Troutdale resident, stated he thinks it's important to note that Troutdale is a non-partisan election. Things like STAR voting and Top 3, the effect is different in a non-partisan election than it is a partisan. It's also important to note that the average voter isn't paying close attention to what's going on. If Council doesn't recommend it, he suggests not putting it to the voters.

Diane Castillo-White, Troutdale resident, stated she would like to remind everybody that the only one in Multnomah County that does PAL is Maywood. Maywood is a small community who had trouble getting enough councilors. It isn't broke, what are we trying to fix? The CAC could do more intensive research and give some direction.

Paul Wilcox stated he would like to counter one of Councilor Ripma's arguments about the unopposed candidates. He seems to be arguing that if somebody is doing such a great job that they shouldn't have to campaign or spend money campaigning. They should just get a free ride. That would work for an incumbent but in Councilor Kranz's case, she kind of came out of nowhere replacing Larry who decided not to run. As far as challenging incumbents, himself and Councilor Moon were out to unseat Councilor Allen then they found out after the deadline that he wasn't running. In the 2018 race, there weren't enough candidates to cover all the positions.

Mayor Ryan stated we're going to do an up and down vote on STAR voting and Top 3 voting to forward to the CAC for recommendation.

MOTION: Councilor Hudson moved that Council refer the question of whether STAR Voting should appear on the November ballot for Troutdale to the Citizens Advisory Committee for comments and recommendation. Seconded by Councilor Lauer.

VOTE: Mayor Ryan - No; Councilor White - No; Councilor Moon - No; Councilor Hudson - Yes; Councilor Ripma - No; Councilor Lauer - No and Councilor Kranz - Yes.

Motion failed 2-5.

MOTION: Councilor Hudson moved that Council refer the question of whether Top 3 voting should appear on the November ballot for Troutdale to the Citizens Advisory Committee for comments and recommendation. Seconded by Councilor Lauer.

VOTE: Mayor Ryan - Yes; Councilor White – No; Councilor Moon – Yes; Councilor Hudson – Yes; Councilor Ripma – No; Councilor Lauer – Yes and Councilor Kranz – Yes.

Motion passed 5-2.

7. STAFF COMMUNICATIONS

Ray Young provided the following staff communications:

- City Council Goal Setting session on February 4th at 6:30pm at Troutdale Elementary School cafeteria
- TriMet's Line 81 will soon be providing shuttle service to Amazon on evenings and weekends
- Housing Needs Analysis meeting on February 18 at 6:30pm in the Kellogg Room
- Community Branding meeting on February 26th at 7:00pm in the Kellogg Room
- Mayor's Square parking lot construction has started

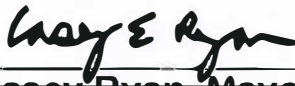
8. COUNCIL COMMUNICATIONS

Councilor Kranz stated she watched a car pull up with a passenger with limited mobility to the bump out by Celebrate Me Home and put their hazards on and let the person walk out. She suggested a passenger loading/unloading scenario for patrons would be good.

9. ADJOURNMENT

MOTION: Councilor Ripma moved to adjourn. Seconded by Councilor Kranz. Motion passed unanimously.

Meeting adjourned at 8:49pm.



Casey Ryan, Mayor
Dated: February 26, 2020

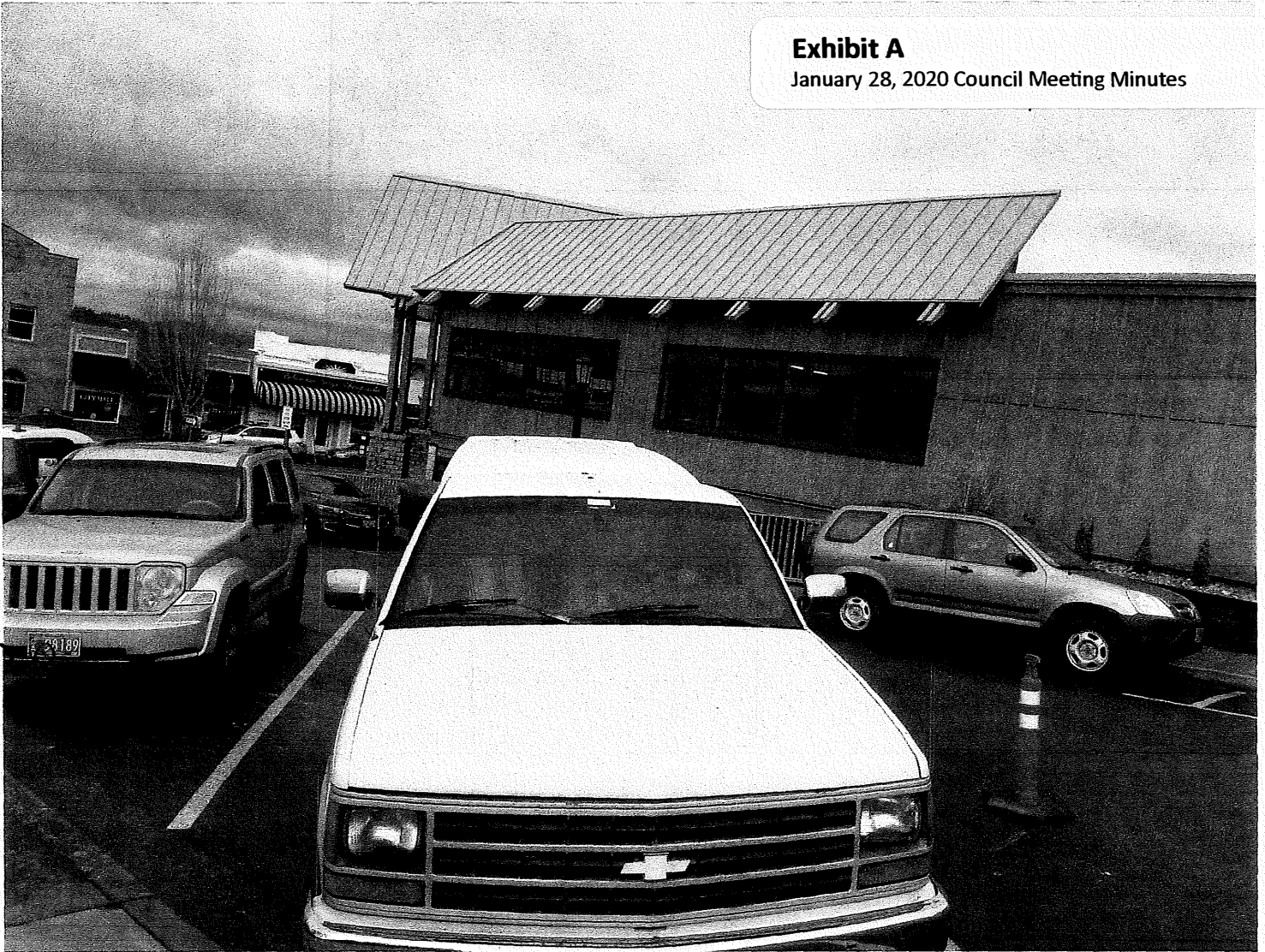
ATTEST:



Kenda Schlaht, Deputy City Recorder

Exhibit A

January 28, 2020 Council Meeting Minutes













2.08.110 - Consent agenda.

In order to make more efficient use of meeting time, all ordinances, resolutions and requests which are routine in nature and not likely to be controversial are placed on the consent agenda. To clarify the consent agenda for people watching the meeting, the mayor reads item titles and explains the items.

There are two key phrases here, "explains the items" and "routine in nature".

The resolution description is inadequate to inform the public of approximately what all is involved in the IGA, and I wouldn't consider an expenditure of \$369,000 "routine in nature".

The project proposal is to widen Stark St. to five lanes between 257th and Troutdale Rd. at a project cost in excess of \$3 million.

Questions:

1. Where is that \$369,000 coming from within the Troutdale City Budget?
2. Since there is no mention of Gresham being involved funding the project, is that stretch of Stark St. entirely within the city limits of Troutdale?
3. How is street responsibility and authority determined for borderline streets such as Stark and 238th and 242nd?
4. Will the county be expecting Troutdale to contribute to the cost of widening 238th below Safeway?

Submitted by:

Paul Wilcox

1/28/20

The bottom line result of the protracted process of selecting Budget Committee appointees is that an applicant who was late has been allowed a “do-over”, or “reset” of the deadline date, the direct result of which has been that he has displaced an on-time applicant for no apparent reason other than preferential treatment. I can't think of a more blatant example of favoritism than creating a new deadline date for the benefit of a late applicant. We've heard next to nothing as to why this is being permitted. The original argument was that the late applicant had been allowed to interview, and in turn be “auto-renewed”, as is the practice, because there had not been enough applicants to cover all the pending vacancies compared to the year before. That comparison was in fact a false comparison. A serious lack of leadership and oversight was also on display by those Councilors who facilitated this abuse of guidelines which weren't that difficult to understand, and also not really that open to alternative interpretations.

I'm going to go out on a very solid limb here, and predict that Mr. Staffenson will also serve as Budget Committee Chairperson in April based on the fact that staff has “baked in” the election results in the last four years' agenda notices, with Mr. Staffenson listed as the “default” winner of the election.

In addition, as chairperson of the Selection Committee for Budget, he chose to engage in cronyism, defined as “the appointment of friends and associates to positions of authority, without proper regard to their qualifications.” I'm referring to Mr. Staffenson's recommendation of Sandy Glantz over me for a full-term Budget position. I have attended every Budget meeting for at least the last three years, while Ms. Glantz had not attended a single one, and hadn't shown any interest in Budget in the past. I suspect she applied at the urging of Mr. Staffenson. This is not the first time that the issue of cronyism has been raised regarding Mr. Staffenson's practices. Former Councilor John Wilson made a similar observation in early 2017, following the Selection Committee meeting.

Submitted by:

Paul Wilcox

1/28/20