



TUALATIN CITY COUNCIL WORK SESSION MINUTES OF JUNE 14, 2010

PRESENT: Mayor Lou Ogden, Councilors Chris Barhyte, Monique Beikman, Joelle Davis, Donna Maddux, and Ed Truax; Sherilyn Lombos, City Manager; Brenda Braden, City Attorney; Mike McKillip, City Engineer; Doug Rux, Community Development Director; Kent Barker, Chief of Police; Dan Boss, Operations Director; Paul Hennon, Community Services Director; Will Harper, Associate Planner; Abigail Elder, Library Manager; Carl Switzer, Parks & Recreation Coordinator; Eric Underwood, Development Coordinator; Clay Reynolds, Maintenance Services Supervisor; Carina Christensen, Assistant to the City Manager; Ginny Kirby, Recording Secretary

ABSENT: * Councilor Jay Harris [* denotes excused]

[Unless otherwise noted, MOTION CARRIED indicates all in favor.]

A. CALL TO ORDER

Mayor Ogden called the Work Session to order at 4:01 p.m. and immediately went into executive session pursuant to ORS 192.660(2)(d) to discuss labor relations.

Council continued with the regular portion of the Work Session at 4:29 p.m.

B. PRESENTATIONS, ANNOUNCEMENTS, SPECIAL REPORTS

Park Measure

City Manager Lombos began by noting that TPARK met on May 11 and June 8. During the May 11 meeting, TPARK discussed the proposed charter amendment and a list of questions that had been asked of the amendment committee. During the June 8 meeting, TPARK had further discussion regarding responses to the questions that had been asked of the committee. If Council decides to refer a measure, there are five or six areas that need to have clarification of language. City Manager Lombos said that several major definitions may need some modification. Staff is looking to Council for a decision tonight on whether to go forward and clarify language. If the decision is to move forward, then key language will be clarified/modified and will be brought back at the July 12 meeting.

Councilor Maddux stated that her position had not changed; the City should not get involved in this process. It is a citizen-based process, the citizens should go forth with their own process. Councilor Truax agreed; he feels it is bad public policy. It gives the impression that the City has been a poor steward of public parks.

Councilor Barhyte said he is in favor of crafting better language; he feels it will most likely pass and feels it could have language that will be problematic. If the City works with the group and gets clarified language in, this could help assist in getting a measure the City "likes". Mayor Ogden commented on Councilor Harris' views on this issue; his

concern is what outcomes would those not in favor like to see. Discussion continued with Community Services Director Paul Hennon and what may or may not be allowed if this amendment were to pass. He said that some of the group thought "issues" could possibly be dealt with at the back end vs. assisting with the crafting of the language.

Mayor Ogden didn't think this is in the best interest of the community. Councilor Maddux asked why we would put out something like this when some Councilors would actively campaign against it. Councilor Barhyte felt it is bad policy to not amend this; he believes it will pass. Brief discussion followed and it was decided not to work on language for a City-referred amendment at this time. Councilor Truax reiterated that the "short" timeline isn't the only timeline; that is for the November ballot; it could wait and go May 2011.

Citizen Involvement

Mayor Ogden reminded everyone that this subject has been discussed on various occasions throughout the past few years. The City has a formalized process; TPAC and other advisory committees address issues as they arise. The City is now involved with Facebook, Twitter, etc. The citizen involvement issue has now been brainstormed and researched as to what other cities are doing. Mayor Ogden stated he is interested in finding out from Council if they feel there are ways in which the City could improve the established way to communicate with neighborhoods.

Councilor Beikman feels there is an interest; but doesn't agree with forming ad hoc committees as there are processes already in place. Enough committees currently in place to gain feedback (Tualatin Tomorrow, TPAC, etc). Councilor Davis noted that there should be a method to solicit ideas from citizens who don't currently serve on a City committee to voice their opinions, such as an open house or a specific time at a City Council meeting. Councilor Maddux agreed with Councilor Beikman; we don't need to create a new committee. However, the way staff and committees currently work may need to be modified. There needs to be a mechanism for early citizen involvement on projects/issues. Mayor Ogden said he realizes how it feels from the Council's point of view; they see issues from early on, but at times the citizens do not feel they hear as early as they would wish. Council doesn't always see how things look from the citizen side.

Councilor Truax didn't want to get lost in the semantics of what we call the group. He feels we have spent so much time and money on Tualatin Tomorrow and feels we could use that structure and build upon it. He suggested we have a staff person involved and get people from every neighborhood. Possibly the Governance portion of the Tualatin Tomorrow group could deal with this issue of citizen involvement. Mayor Ogden expressed concern about the Governance section of Tualatin Tomorrow; it is only a couple of people and that couldn't transcend into a working group. He reiterated that his thought was that you still go out and recruit from all established homeowner's groups, neighborhood associations, etc.

Councilor Barhyte had concerns about forming an ad hoc committee to deal with citizen involvement. He thought that possibly citizen involvement could be pulled back out of TPAC and have a committee that looks at citizen involvement.

It was then discussed if a working group were to be established and with the 10 goals listed, in six months they have to come up with solutions for those goals and that could be nearly impossible within that time frame. Councilor Maddux expressed her concern that we are going down the same path we've been on before. We need to stop and do a bit more empowerment of the citizens to find solutions and bring them to Council.

After further brief discussion, Council agreed they do want a working group. Councilor Truax asked what exactly the working group would do. Councilor Beikman thought the working group needs to look to other cities to see what models exist and would work; don't reinvent the wheel. Councilor Davis felt there are citizens that have experience with citizen involvement working groups and would want to be involved. Councilor Beikman feels that we need to figure out a way to overcome the potential apathetic attitude of citizens when an issue doesn't directly affect their neighborhood. Councilor Maddux said we need to make sure those who wish to be involved and informed are involved and informed. Discussion followed.

Councilors Barhyte, Truax, and Maddux volunteered to serve on the committee/working group; Councilor Davis agreed to be an alternate. Brief discussion followed on how to get citizens to serve on the committee.

Kathy Newcomb, SW Cheyenne Way, Tualatin, asked if the committee membership could be set up to represent geographic locations of the City. Ms. Newcomb asked if we are supposed to stick with existing ordinance (how neighborhood associations are formed). Mayor Ogden said for this working group, we would start with a clean slate, not following the current neighborhood association process. He said to begin with, a working group would be formed and potentially a standing committee may be established. Councilor Truax thought it could be advertised as the City does for other committees. We could solicit applications and then map out where they are in the City and recruit if needed from locations not represented after a review of locations; Councilor Maddux concurred. Mayor Ogden suggested that the solicitation message for the working group could be worked on by staff and then brought back to Council at the next meeting. The "word" can start to get out to the public that Council will be bringing this to the citizens.

[A 10 minute BREAK was taken at 5:36 p.m.]

Tualatin Planning Advisory Committee (TPAC) Discussion on a Transportation Committee

Community Development Director Doug Rux stated that he and Mike Riley, TPAC representative, are here at Council's request. Two meetings have been held regarding formation of a transportation committee. Mr. Riley said most of the discussion at the two meetings had been about how TPAC did not want to give up TSP. After lengthy discussion during the two meetings, it was recommended that TPAC would serve as a technical (not engineering) advisor. Also discussed was TPAC's historical role as outreach in the City. It was recognized that there is a mechanism to disseminate the information. It was realized that they haven't done general citizen outreach; they didn't feel it was their charge. He said the new working group could help with feedback from citizenry and feedback on how they are doing. They also had discussed how to have an emphasis on publicity. TPAC understands this is a large undertaking. They would look to other stakeholders, such as Tigard-Tualatin School District, TVF&R, etc.; those people have a role to play in most projects and need to be involved early on.

Councilor Davis asked how TPAC intended to identify additional members; Mr. Riley said that had not specifically been decided. Community Development Director Rux noted that some of the discussion had centered on how they would get more people to serve, that potentially they could draw upon people serving on existing committees. Mr. Riley commented that one of the big things they want to do differently is include those stakeholders. Councilor Truax said he felt the "average neighborhood citizen" needs to be involved from the beginning; it won't work if they are dropped into the process midway. We have to go into this being very conscious about what it takes to get through this process. You don't want to establish a transportation committee that is doubling up on existing work being done by others.

City Manager Lombos commented that the Council is, ultimately, the steering committee for this process. Mayor Ogden wanted to know how we can involve enough people with a high concern for the entire process; not just at the very beginning or at the very end. There needs to be specific "touch back" points along the way, not just at the end. Discussion followed.

Councilor Barhyte suggested that not every member would need to be at each and every meeting; but you need to make sure the appropriate members are in attendance. Councilor Maddux reiterated that TPAC would be the "core" that handles the TSP through a transportation/technical committee. That information would then get to the citizen involvement committee to disseminate to the public, then gather opinions/ideas and bring that information back to TPAC. Mayor Ogden asked how TPAC would constitute that group; it was noted that TPAC will discuss and come back to Council with that information. Community Development Director Rux stated that there would be a presentation for Council on August 9.

Storm Water Management (SWM) Audit

City Engineer Mike McKillip gave a PowerPoint presentation that covered the SWM history, status, rule changes, etc. He stated there are a few issues that have come up; staff is looking for concurrence from Council. We have gone through our billing system for SWM fees (monthly fee) and updated all impervious surface accounts (non residential). The City has not taken a comprehensive look at the SWM information in the utility data base since this program was started in 1990. At that time, a number of people came back and disputed the areas the City had calculated; the City would review on a case-by-case basis and correct if necessary. Since that time, people have not been coming in with disputes. This was chosen as the time to make reviews because the Engineering and Building Department is updating storm drain data so that the Storm Water Master Plan can be updated; water quality is an important piece of the Master Plan. Also, the City is now setting its own rates on the local portion of the monthly SWM fee, and Clean Water Services (CWS) is currently reviewing the SWM program (rates, methodology, etc.).

Over the years, CWS made changes to the rules. This is the first time the City has revisited the data base to implement the changes. There are approximately 700 accounts with impervious surface. Categories were established: \$0-\$2.99 change/month, \$3-\$99.99/month increase, Over \$100/month increase, and \$3-over \$100/month decrease.

City Engineer recommendation \$0-\$2.99 change/month:

- Leave everything in the past alone,
- Notify the customers of the changes by letter, and
- Change account information for the next bill.

City Engineer recommendation \$3-\$99.99/month increase is to leave everything in the past alone and set a new start date for the changes to take effect:

- Send a letter to each customers explaining the audit,
- Explain current billing amount and the new billing amount,
- Let them know changes will take effect in 60 days, and
- Work with customers to phase-in increases if they request it.

City Engineer recommendation Over \$100/month increase is to leave everything in the past alone and set a new start date for the changes to take effect:

- Make personal contact with the customers explaining the audit and findings for their property,
- Explain the current billing amount and the new billing amount,
- Work with the customers to phase-in increases if they request it, and
- Set a date 6 months in the future for increases to be complete.

City Engineer recommendation \$3-over \$100 month decrease is to leave everything in the past alone and set a new start date for the changes to take effect:

- Send a letter to each customer explaining audit,
- Explain the current billing amount and the new billing amount, and
- Tell them changes will take effect on the next billing.

City Engineer McKillip stated we have instituted a process wherein new water quality permit applications are submitted and these will provide impervious surface area information that can be used.

The next steps in the process are:

- Get Council endorsement of methods for notifying customers of changes and handling credits/refunds/back bills,
- Send notices to affected customers,
- Establish an internal process to handle customer questions,
- Train staff that would be receiving phone calls about the billing changes,
- Continue system audits:
 - SWM – single family residential properties for ESU and billing accuracy
 - Road UtilityFee – for building square footage and ITE code accuracy
 - Water – for meter sizes and fire service line sizes

Council / Commission Meeting Agenda Review, Communications & Roundtable

Councilor Truax asked about one of the ordinances and its reference to property downtown; do the rules going away change how the real estate is zoned or affected. Community Development Director Rux said urban renewal projects are still in existence; when projects are completed there will have to be some discussion.

City Manager Lombos noted that D.10 had been added to the Consent Agenda and D.9 had been moved from Public Hearings to the Consent Agenda.

D. CITIZEN COMMENTS

None.

E. PUBLIC HEARINGS - *Legislative or Other*

Not applicable.

F. PUBLIC HEARINGS - Quasi-Judicial

Not applicable.

G. GENERAL BUSINESS

2. Ordinance No. 1303-10 Adopting the 2010 Edition of the Oregon Structural Specialty Code, the 2010 Oregon Mechanical Specialty Code, the 2010 Oregon Fire Code, and the 2010 Oregon Manufactured Dwelling Installation Specialty Code

MOTION by Councilor Maddux, **SECONDED** by Councilor Barhyte for a first reading by title only. MOTION by Councilor Maddux, **SECONDED** by Councilor Beikman for a second reading by title only. **MOTION CARRIED**. The poll was unanimous (Harris absent). MOTION by Councilor Maddux, **SECONDED** by Councilor Beikman to place adoption of the ordinance on the Consent Agenda. **MOTION CARRIED**.

3. Ordinance No. 1304-10 Increasing Land Use Public Notification Requirements; And Amending Tualatin Development Code (TDC) 1.031, 31.063, 31.067, 31.071, 31.072, 31.074, 31.076, 31.077, 32.060, 33.010, 33.024, 33.030, 34.013, 34.185, 34.186, 34.200, 34.210, 34.260, 34.310, 36.120, 36.140, 36.220, 36.340, 37.020, 68.020, 68.050, 68.080, 68.090, and Adding TDC 31.064 (PTA 09-07)

MOTION by Councilor Maddux, **SECONDED** by Councilor Beikman for first reading by title only. MOTION by Councilor Maddux, **SECONDED** by Councilor Beikman for a second reading by title only. **MOTION CARRIED**. The poll was unanimous (Harris absent). MOTION by Councilor Maddux, **SECONDED** by Councilor Beikman to place adoption of the ordinance on the Consent Agenda. **MOTION CARRIED**.

H. ITEMS REMOVED FROM CONSENT AGENDA

None.

I. COMMUNICATIONS FROM COUNCILORS

Councilor Beikman stated that "Fit Kids" was held last Thursday evening; their next meeting is scheduled for July 13.

Councilor Davis noted she had attended the Community Involvement Committee meeting.

Councilor Maddux said she will be attending the Lake Forest Homeowners annual meeting tomorrow night.

Councilors Maddux and Davis will be attending a High Speed Rail meeting Wednesday evening; brief discussion followed.

Councilor Beikman commented that the issue of chickens in the City limits was brought up at the Fit Kids meeting. The residential issue of chickens will go to TPAC in the near future.

J. EXECUTIVE SESSION

Mayor Ogden noted an executive session pursuant to ORS 192.660(2)(d) to discuss labor relations was held at the beginning of the Work Session.

K. ADJOURNMENT

The meeting adjourned at 6:47 p.m.

Sherilyn Lombos, City Manager

Recording Secretary

A handwritten signature in blue ink, reading "Ginny Kirby", is written over a horizontal line.



TUALATIN CITY COUNCIL MEETING MINUTES OF JUNE 14, 2010

PRESENT: Mayor Lou Ogden, Councilors Chris Barhyte, Monique Beikman, Joelle Davis, , Donna Maddux, and Ed Truax; Sherilyn Lombos, City Manager; Brenda Braden, City Attorney; Mike McKillip, City Engineer; Doug Rux, Community Development Director; Kent Barker, Chief of Police; Dan Boss, Operations Director; Paul Hennon, Community Services Director; Will Harper, Associate Planner; Carl Switzer, Parks & Recreation Coordinator; Eric Underwood, Development Coordinator; Clay Reynolds, Maintenance Services Supervisor; Carina Christensen, Assistant to the City Manager; Ginny Kirby, Recording Secretary

ABSENT: * Councilor Jay Harris [* denotes excused]

[Unless otherwise noted, MOTION CARRIED indicates all in favor.]

A. CALL TO ORDER

Mayor Ogden called the meeting to order at 7:05 p.m.
Councilor Beikman led the Pledge of Allegiance.

B. PRESENTATIONS, ANNOUNCEMENTS, SPECIAL REPORTS

1. *Youth Advisory Council Annual Report and Year End Award Ceremony*

Members of the Youth Advisory Council (YAC) gave a PowerPoint presentation that covered their Annual 2009-2010 Report. It was noted that nine seniors on YAC had just graduated. Activities during the past year included: Project Friends, Movies on the Commons, TualaFest, the Haunted House at Halloween. Also, YAC sent four of their members to the National League of Cities in San Antonio, Texas. YAC members thanks the Mayor and Councilors for all their support during the past year.

Mayor Ogden then presented the YAC members with certificates of appreciation and praised them for all their hard work and community involvement.

2. *Tualatin Tomorrow – Governance, Leadership, & Community Engagement – Ed Casey*

Mr. Casey, Tualatin Tomorrow representative, stated that the Governance, Leadership, & Community Engagement portion of Tualatin Tomorrow strives to find ways to foster involvement with local government and to engage with citizens. He said since their last report, many sources of engagement have taken place. Tualatin Tomorrow understands the City is working on furthering its communication with citizens. A new calendar is available for use that allows for better event planning and helps prevent conflicts between various groups. A special focus is aimed at the Hispanic population and to include them in the visioning process via the Latino Outreach Committee (see attached handouts).

Mr. Casey reminded everyone about the June 25th ribbon cutting for the new Tualatin Farmers Market.

Councilor Beikman thanked Mr. Casey for all his time working with Tualatin Tomorrow. Mayor Ogden noted a new Tigard/Tualatin School Board member (from Tualatin) is very enthusiastic about changing the involvement with Latino members of the community.

3. *Supplemental Nutrition Assistance Program (SNAP) – Judith Auslancer, Oregon Hunger Task Force, “Partners for a Hunger-free Oregon”*

Ms. Auslancer stated that this program specifically targets seniors. Her PowerPoint presentation covered questions and answers regarding different nutritional issues too many seniors face daily.

This program was previously known as Food Stamps. The program has changed; recipients now receive a card (much like a debit card) that can be used with a PIN number. This is a Federally funded program; there are sufficient benefits for all who qualify. For more information, please call 1-800-SafeNet.

4. *Commuter Rail Update / High Speed Rail Update – Michael McKillip*

City Engineer McKillip began by addressing commuter rail. Crossing orders for all crossings are being reviewed and sent back; this entire process should be done by the end of July. Construction should start soon thereafter. The schedule still shows completion towards the end of the year. He noted that Project Engineer Dayna Webb and Assistant to the City Manager Carina Christensen are working on a public information effort that should begin in the Fall. They will be working with school districts to make sure that both parents and children are made aware that trains will be coming through without using horns at the crossings.

City Engineer McKillip went on to discuss High Speed Rail (HSR). Open Houses have already been held in Wilsonville; future Open Houses are scheduled for June 16, 4:30-6:30 p.m., in Tualatin (at the Police Department) and on June 17, 4:30-6:30 p.m. in Milwaukie. Mr. McKillip said he is giving HSR presentations to all City standing committees; this will be completed by this time next month.

Both City Engineer McKillip and Councilor Davis attended a recent meeting in Salem regarding high speed rail. Cascadia HSR is a group that has been formed with the idea of using existing rail lines. The interest in HSR is increasing; more updates will be brought to Council in the future.

C. CITIZEN COMMENTS

Mayor Ogden recognized members of Boy Scout Troop 530 who were in attendance; they are working on their communication merit badge.

Rob Cornilles, SW Choctaw, Tualatin. Mr. Cornilles stated he is a candidate running for US Congress, Congressional District #1, competing against Congressman David Wu. He simply wanted to introduce himself to everyone this evening. He thanked Council for

their involvement in the community and the sacrifice they make; also thanking staff for all they do.

Delores Hurtado, SW Chinook Street, Tualatin, thanked Councilor Davis for getting the recent Open House for HSR scheduled in Tualatin. Ms. Hurtado said she was impressed with the level of questions asked by participants at the Open House.

She expressed concern about the possibility of a bridge over the park as a way to deal with transportation issues in Tualatin; granted, ODOT has said we need better connectivity. Ms. Hurtado was interest in knowing where traffic originates; outside the City, inside the City, and are they travelling internally or going outside the city limits. She feels the citizens would like to have a voice in the concept of what we want for the City.

Kathy Newcomb, SW Cheyenne Way, Tualatin, stated that she thinks if people are not aware of HSR, they need to be. She said at the Open Houses, the formal presentations are typically given at the beginning. Open houses have been advertised as a time to decide if folks want the trains faster, or on time, etc. They need to decide if this is what they want for their City. These comments can be written on comment cards at the Open House. Also, she wanted folks to know they can enter comments on the HSR website.

Ms. Newcomb went on to ask about the possible Park amendment and citizen involvement; she was curious how big the City was projected to eventually grow. Community Development Director Rux stated the population projections estimate 40,000 in the next 25 to 30 years.

D. CONSENT AGENDA

Items G.2 and G.3 were adopted and added to the Consent Agenda at Work Session.

MOTION by Councilor Maddux, SECONDED by Councilor Beikman to adopt the Consent Agenda as read and amended:

1. Approval of the Minutes of the Work Session and Meetings of April 12, 2010, May 10, 2010, and May 24, 2010
2. Resolution No. 4978-10 Approving and Authorizing the Provision of Workers Compensation Insurance Coverage to Volunteers and Repealing Resolution No. 4902-09
3. Resolution No. 4979-10 Amending Sewer and Surface Water Management Rates Inside the City of Tualatin and Rescinding Resolution No. 4888-09
4. Resolution No. 4980-10 Certifying City of Tualatin Municipal Services
5. Resolution No. 4981-10 Amending an Intergovernmental Agreement between Clean Water Services and the City of Tualatin to Clarify Maintenance Responsibilities in Association with Construction of a Pump Station and Park Improvements in Tualatin Community Park

6. Resolution No. 4982-10 Accepting Public Improvements for Construction of Phase 1 Park Improvements Associated with the Lower Tualatin Pump Station
7. Resolution No. 4983-10 Modifying Establishment of Regular Meetings of the City Council and Advisory Committees of the City and Repealing Resolution No. 4950-10
8. Resolution No. 4984-10 Canvassing Results of the Authorization to Annex into The Clackamas County Library District to the Voters of The Primary Election in the City of Tualatin, Washington And Clackamas Counties on May 18, 2010
9. Resolution No. 4985-10 Authorizing Changes to the Adopted 2009-2010 Budget
10. Committee Involvement Committee Appointments
Dawn Upton – Arts Advisory Committee, partial term ending 03/31/2013
Dennis Wells – Parks Advisory Committee, partial term ending 2/28/2011
- G.2. Ordinance No. 1303-10 Adopting the 2010 Edition of the Oregon Structural Specialty Code, the 2010 Oregon Mechanical Specialty Code, the 2010 Oregon Fire Code, and the 2010 Oregon Manufactured Dwelling Installation Specialty Code
- G.3. Ordinance No. 1304-10 Increasing Land Use Public Notification Requirements; And Amending Tualatin Development Code (TDC) 1.031, 31.063, 31.067, 31.071, 31.072, 31.074, 31.076, 31.077, 32.060, 33.010, 33.024, 33.030, 34.013, 34.185, 34.186, 34.200, 34.210, 34.260, 34.310, 36.120, 36.140, 36.220, 36.340, 37.020, 68.020, 68.050, 68.080, 68,090, and Adding TDC 31.064 (PTA 09-07)

MOTION CARRIED.

E. PUBLIC HEARINGS - *Legislative or Other*

1. Resolution No. 4986-10 Declaring the City's Election to Receive State Revenue Sharing Funds During Fiscal Year 2010-2011

Mayor Ogden opened the public hearing.

Finance Director Don Hudson presented the staff report. This is on the portion of the liquor tax that is a formula-based piece for the upcoming year. These funds are not restricted by the State.

PROPONENT(S) - None.

OPPONENT(S) - None.

COUNCIL DISCUSSION - None.

Mayor Ogden closed the oral testimony of the public hearing.

COUNCIL DELIBERATIONS - None.

MOTION by Councilor Truax, SECONDED by Councilor Beikman, to adopt the resolution declaring the City's election to receive state revenue sharing funds.

MOTION CARRIED. [Vote: 6-0-1 Yes – Ogden, Barhyte, Beikman, Davis, Truax; Absent – Harris]

2. Public Hearing to Consider a Resolution Adopting the City of Tualatin Budget for the Fiscal Year Commencing July 1, 2010, Making Appropriations, Levying Ad-Valorem Taxes and Categorizing the Levies

Resolution No. 4987-10 Adopting the City of Tualatin Budget for the Fiscal Year Commencing July 1, 2010, Making Appropriations, Levying Ad-Valorem Taxes and Categorizing the Levies

Mayor Ogden opened the public hearing.

Finance Director Don Hudson presented the staff report. Staff recommends adoption of this resolution, includes FY 2010-2011. This year City departments were asked to hold budgets. This budget also includes some one-time capital improvements; reserves have been increased; PERS reserve was set aside last year (\$500,000), that increase will be a 4.2% increase instead of the expected 6%, so it has been reduced to \$400,000. There are a few changes programmed into this budget. Additionally, last week some "retro" monies will be received (\$251,000) and some switches made totalling \$65,000. Finance Director Hudson further reviewed changes in the proposed budget.

PROPONENTS

Kathy Newcomb, SW Cheyenne Way, Tualatin, spoke in favor. She said it was a pleasure to see that the budget is being held down carefully and that staff is working to keep costs down. Anything in the way of providing food, barbeques, or luncheons should be removed and replaced with paper certificates as a "thank you". However, this does not refer to Council dinners, as they are working through the dinner hour. Ms. Newcomb would prefer to see those "extras" cut out during these budget times. She did ask that the City please continue what has already been done with holding the line and doing less, at least in little ways that make a difference.

OPPONENTS - None.COUNCIL DISCUSSION - None.

Mayor Ogden closed the oral testimony of the public hearing.

COUNCIL DELIBERATIONS - None.

MOTION by Councilor Truax, SECONDED by Councilor Maddux to amend the budget to include a Senior Recreation Leader effective January 2011.

Discussion on the Motion

Councilor Barhyte said he would vote NO on this due to prior discussions. He is more concerned about having a youth program, concerned that it needs to be a broader spectrum.

Councilor Maddux said that the creation of this position, even in light of budget cuts, is critically important. The feeling is that programs will not move forward without help from the City. She would be in support, in large, that it would bring discussion on how this type of position could be funded. Councilor Beikman concurred with Councilor Maddux; stating that it is a timing issue. She believes we should wait until we have those discussions; so will vote NO on this motion.

Mayor Ogden is very much interested in increasing staff support for the great work done at the Pohl Center. He is not convinced we have exhausted all avenues for funding this type of staff person. He expressed concern about having it broader based. Mayor Ogden stated he doesn't feel we should vote to add 1.0 FTE at this point in time.

MOTION FAILED. [Vote: 3-3-1 YES – Truax, Maddux, Davis; NO – Ogden, Beikman, Barhyte; Absent – Harris]

Discussion on Failed Motion

Councilor Barhyte wanted to clarify that during previous budget discussions, it was decided to speak to this in the future; that is why he voted NO at this time.

MOTION by Councilor Barhyte, SECONDED by Councilor Maddux, to adopt the budget as presented. MOTION CARRIED.

3. Public Hearing to Consider an Ordinance Amending the General Commercial (CG) Planning District to Allow "Doggie Day Care" and Amending TDC 31.060; 54.020, and 54.030 (PTA-10-01) [Continued from May 24, 2010]

Ordinance No. 1305-10 Amending the General Commercial (CG) Planning District to Allow "Doggie Day Care" and Amending TDC 31.060, 54.020, and 54.030 (PTA-10-01)

Mayor Ogden opened the public hearing and noted it is a legislative hearing.

Associate Planner Will Harper presented the public hearing and entered the entire staff report into the record. At the April 12th hearing, staff proposed an alternate from the applicant's original proposal. Council heard the information from staff and TPAC at that time and asked about keeping separation from facility and restaurants in the area; also regarding waste disposal and odor. The public hearing was continued at that time. At the May 13th TPAC meeting, revised standards and language was presented and accepted. Associate Planner Harper then reviewed the proposed changes.

APPLICANT

Joseph Schaefer, 1211 SW 5th Avenue, Portland, applicant representative, stated that he is happy with this process thus far.

Phil Blatzell, 10225 SW Casteel Court, Tualatin, owner/tenant of Invisible Fence, said he didn't have a problem with the proposed doggie daycare facility.

PROPOSERS - None.

OPPOSERS - None.

COUNCIL DISCUSSION - None.

Mayor Ogden closed the oral testimony of the public hearing.

COUNCIL DELIBERATIONS - None.

MOTION by Councilor Barhyte, SECONDED by Councilor Beikman to adopt the ordinance, version D.2, amending the General Commercial Planning District to allow "Doggie Day Care" and amending the Tualatin Development Code.

MOTION by Councilor Davis, SECONDED by Councilor Barhyte for a first reading by title only. MOTION by Councilor Davis, SECONDED by Councilor Maddux for a second reading by title only. MOTION CARRIED. The poll was unanimous. MOTION by Councilor Davis, SECONDED by Councilor Beikman to adopt the ordinance. MOTION CARRIED.

F. PUBLIC HEARINGS - *Quasi-Judicial*
None.

G. GENERAL BUSINESS

1. Authorizing the Use of City Resources and Facilities by the Chamber of Commerce for the Annual Crawfish Festival

Carl Switzer, Parks & Recreation Manager, presented the staff report. He noted that the Chamber of Commerce's proposal has been submitted. It is typically placed on the Consent Agenda; however, this year they are asking to charge for use of the Green Lot and White Lot on the Saturday of the Crawfish Festival.

Councilor Maddux noticed Core Area Parking recommended denial of this request. Councilor Beikman spoke to the issue, stating that the Core Area Parking Board felt you shouldn't charge for parking in a public lot for a special event.

Councilor Davis stated we need to strike the language regarding paying for parking in public lots.

MOTION by Councilor Beikman; SECONDED by Councilor Davis to adopt the amended version of the proposal. MOTION CARRIED.

Items G.2 and G.3 had first and second readings and were placed on the Consent Agenda at Work Session.

2. Ordinance No. 1303-10 Adopting the 2010 Edition of the Oregon Structural Specialty Code, the 2010 Oregon Mechanical Specialty Code, the 2010 Oregon Fire Code, and the 2010 Oregon Manufactured Dwelling Installation Specialty Code
3. Ordinance No. 1304-10 Increasing Land use Public Notification Requirements; and Amending Tualatin Development Code (TDC) 1.031, 31.063, 31.067, 31.071, 31.072, 31.074, 31.076, 31.077, 32.060, 33.010, 33.024, 33.030, 34.013, 34.185, 34.186, 34.200, 34.210, 34.260, 34.310, 36.120, 36.140, 36.220, 36.340, 37.020, 68.020, 68.050, 68.080, 68.090, and Adding TDC 31.064 (PTA-09-07)

H. ITEMS REMOVED FROM CONSENT AGENDA

Items removed from the Consent Agenda will be discussed individually at this time. The Mayor may impose a time limit on speakers addressing these issues.

I. COMMUNICATIONS FROM COUNCILORS

It was noted that there will be a fundraiser for the Juanita Pohl Center at Chevy's Restaurant, Wednesday, June 16th, at both lunch and dinner. A percentage of the proceeds will be donated to the Pohl Center; you **MUST** bring the flyer with you.

J. EXECUTIVE SESSION

Mayor Ogden noted an executive session pursuant to ORS 192.660(2)(d) to discuss labor relations was held at the beginning of the Work Session.

K. ADJOURNMENT

The meeting adjourned at 8:42 p.m.

Sherilyn Lombos, City Manager

Recording Secretary

