



TUALATIN CITY COUNCIL WORK SESSION MINUTES OF AUGUST 10, 2009

PRESENT: Mayor Lou Ogden; Councilors Chris Barhyte, Monique Beikman, Joelle Davis, Jay Harris, Donna Maddux, and Ed Truax; Sherilyn Lombos, City Manager; Brenda Braden, City Attorney; Doug Rux, Community Development Director; Dan Boss, Operations Director; Kent Barker, Police Chief; Carina Christensen, Assistant to the City Manager; Paul Hennon, Community Services Director; Eric Underwood, Development Coordinator; Maureen Smith, Recording Secretary

ABSENT: None.

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

A. CALL TO ORDER

Mayor Ogden opened the work session at 5:00 p.m.

B. PRESENTATIONS, ANNOUNCEMENTS, SPECIAL REPORTS

1. *Tigard-Tualatin Aquatic District (TTAD) Formation*

City Manager Sherilyn Lombos noted this issue was presented at the prior Council work session regarding the efforts of a local citizen group proposal of formation of a special aquatic district (TTAD) to keep the pools located at Tigard and Tualatin High Schools from closing. The Tigard-Tualatin School District (TTSD) has proposed closure of the pools as a cost savings. The proposed resolution on formation of a special district would need approval of all four cities, Tualatin, Tigard, King City, and Durham, to be able to be placed on the ballot.

Members of the "Save the Pools" group were present, including several officials from the cities of Tigard and King City for discussion. Questions that arose by the Council at the July 27, 2009 meeting were reviewed. Councilor Beikman said she wanted to group to know she in no way wants the pools to close. The perception of the public is part of the problem not just legal issues. It was asked what could be done to change that perception. Mayor Ogden said Council may be more comfortable with a "user fee" or a utility fee concept in Tualatin.

Discussion followed on being able to meet the County election deadlines. Signature gathering will need to be done, and a prospective petition with the legal boundaries, along with an economic feasibility to be submitted to the County Elections by September.

Discussion continued on what might happen if the prospective petition moved forward without Tualatin as part of the configuration. If Tualatin implemented a pool utility fee which could provide the funding to operate the pool at Tualatin High School was mentioned.

Discussion on what it would take to implement a "utility fee". The group members said the problem remains on the issue of timing. It was asked if they could buy more time from the School District, and the group said Superintendent Rob Saxton has said that keeping the pools open equates to approximately eight teaching positions, which they cannot afford to lose.

The requirement of whether a "double majority" vote is needed was discussed and City Attorney Braden quoted the Oregon Revised Statutes, and the way it stands now a double majority vote would be needed to pass the issue on the ballot. It was asked again what would happen if Tualatin moved forward with a utility fee and the TTAD then exclude from the prospective. Discussion followed.

Discussion continued with the obstacle of the boundaries issue. The group noted they are waiting for survey results as we speak. Mayor Ogden said if the Council does not pass the resolution at this meeting, a special meeting for Wednesday, August 12, 2009 has been noticed to continue with discussion, if needed. In the next 48 hours it remains to be determined if the boundary issue can be resolved successfully. It was asked of Tigard City Manager Prosser how it might affect the vote at their upcoming Council meeting on Tuesday. Mr. Prosser said although he couldn't say for certain, it is likely their Council will vote to approve the resolution.

Councilor Truax commented that although he doesn't necessarily agree with formation of a district, he does support the group. Councilor Maddux agreed with Councilor Truax. Not certain if 48 hours is enough time to adequately look at the issues at hand. Councilor Barhyte also agreed with Councilor Truax and will be voting in support of the resolution. Discussion concluded.

2. *Tualatin / Durham Services – postponed to a future meeting.*
3. *Legislative Session Wrap-Up – postponed to a future meeting.*
4. *ODOT Intercity Passenger Rail Study – postponed to a future meeting.*

C. CITIZEN COMMENTS – N/A

D. CONSENT AGENDA

Council reviewed the Consent Agenda with no changes.

E. PUBLIC HEARINGS – Legislative or Other
N/A

F. PUBLIC HEARINGS – Quasi-Judicial
N/A

G. GENERAL BUSINESS – N/A

H. ITEMS REMOVED FROM CONSENT AGENDA – N/A

I. COMMUNICATIONS FROM COUNCILORS

None.

J. EXECUTIVE SESSION

None.

K. ADJOURNMENT

The work session adjourned at 6:58 p.m.

Sherilyn Lombos, City Manager

Recording Secretary





City of Tualatin

www.ci.tualatin.or.us

Approved By Tualatin City Council

Date Aug. 24, 2009

Recording Secretary S. Henson

For: M. Smith

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PRESENT: Mayor Lou Ogden, Councilors Chris Barhyte, Monique Beikman, Joelle Davis, Jay Harris, Donna Maddux, and Ed Truax; Sherilyn Lombos, City Manager; Brenda Braden, City Attorney; Mike McKillip, City Engineer; Doug Rux, Community Development Director; Paul Henson, Community Services Director; Kent Barker, Police Chief; Carina Christensen, Assistant to the City Manager, Maureen Smith, Recording Secretary

ABSENT: None.

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

A. CALL TO ORDER

Mayor Ogden called the meeting to order at 7:02 p.m.

Tualatin VFW Commander Ron Holland led the Pledge of Allegiance and gave a brief update on the grand opening celebration of the new VFW Hall.

B. PRESENTATIONS, ANNOUNCEMENTS, SPECIAL REPORTS

1. New Employee Introductions

Police Chief Barker introduced new employee Merab Walker, half-time Police Service Technician and present to introduce Merab Walker, and Margaret Lyman, (retired former Office Coordinator), Police Services Technician, and gave a brief background on each.

2. Tualatin Youth Advisory Council Update

Representatives from the Youth Advisory Council (YAC) gave an update on activities and events in the last month, and what is upcoming. The YAC also gave each councilor a t-shirt from the recent "Tualafest" event.

3. Volunteer Program Fiscal Year Report

Volunteer Coordinator Victoria Eggleston gave a fiscal year-end report on the volunteer program. Ms. Eggleston noted it has been one year she has been with the City and several new things have happened in the past year. Ms. Eggleston review the extensive volunteer hours and projects that were done this past year, and is looking forward to the coming year.

4. Commuter Rail Update

City Engineer Mike McKillip gave a brief update on the whistle-free zone. It is moving forward with the design and permitting process and after the next coordinating meeting staff will report back on the progress. Mayor Ogden commented if everything continues as planned and the funding is acquired, it would be 12 – 18 months away from a "quiet zone". City Manager Lombos said it could happen as early as December 2010.

5. *Recreation Programs*

Parks and Recreation Program Coordinator Carl Switzer gave an update on the community recreation program and gave a brief PowerPoint presentation. Recreational use has increased in the City and the Van Raden Center is now dedicated for youth uses. Mr. Switzer also explained the revised and expanded recreation programming, with more programs offered from toddlers to adults. The new "Get Out" recreation guide will be arriving in mail boxes soon and 47 new programs have been added. It is also available on the City's website at www.ci.tualatin.or.us. Mr. Switzer concluded his presentation and said staff looks forward to coming back before Council with successes of the new programming. Councilor Beikman commented staff has done a good job by using the resources at hand.

C. CITIZEN COMMENTS

Phil Brooks, 4805 SW Wichita, Tualatin, OR, was present to ask that the library issue with Clackamas County residents be resolved. Mayor Ogden replied the City is moving forward and looking for a May 2010 election to be on the ballot to annex into the Clackamas County Library District. A working group has been formed that is working with the Clackamas County Board, and in the meantime Tualatin residents residing in Clackamas County will have reciprocal borrowing rights with any Washington County libraries.

Linda Moholt, representing Tualatin Chamber of Commerce, and Cheryl Dorman, 2009 Crawfish Festival chairperson, gave a report on the success of the annual Crawfish Festival held this past weekend. It was a successful festival and Friday night sales were up 23% over last year. The early morning run on Saturday had 450 participants, followed by the pancake breakfast and parade, with the park opening at 10:00 a.m. Ms. Dorman also thanked the participants of the dunk tank event. They are already starting to work on 2010.

Rosemary Liniger, 22380 SW 102nd, Tualatin, was present, along with Mark Eiman, and Jim Vance, to express their concerns about a dangerous area of roadway along Grahams Ferry Road. They noted a recent fatal car accident that happened in the area, that include damage to some of the homes in the area. They are looking to get proper signage to prevent something like this in the future. Ms. Liniger said there have been accidents reported over a number of years, and although it is a County road, that piece has become well traveled. The County is looking at making changes, but Ms. Liniger believes this is something the county and city should address together. The road is dangerous and something needs to be done. Mr. Eiman distributed some information on the street and area.

Mayor Ogden said he recognized the problem at that location, and staff can look into what could be done there. City Manager Lombos said the citizens present at this meeting will be part of the conversation on this issue.

D. CONSENT CALENDAR

Councilor Truax noted since he was not at the July 27, 2009 meeting will not be voting on the minutes portion of the consent agenda. MOTION by Councilor Barhyte, SECONDED by Councilor Beikman to adopt the Consent Agenda as read:

1. Approval of the Work Sessions and Meetings of July 13, 2009 and July 27, 2009
2. Approval of a New Liquor License Application for Sushiville Tualatin
3. Approval of a New Liquor License Application for Tualatin VFW Post 3452
4. Approval of a New Liquor License Application for Union Wine Company

5. Approval of a Change of Ownership Liquor License Application for Baja Fresh Mexican Grill
6. Resolution No. 4915-09 To Quitclaim a Utility Easement for the Shoppes at Bridgeport Project
7. Resolution No. 4916-09 Authorizing a Revocable Permit to Allow Construction Staging on SW Seneca Street

MOTION CARRIED. [Truax abstained from Item No. 1]

E. PUBLIC HEARINGS – Legislative or Other
None.

F. PUBLIC HEARINGS – Quasi-Judicial
None.

G. GENERAL BUSINESS

1. Resolution No. 4917-09 Approving Proposed Formation of a Special Aquatic District (Tigard-Tualatin Aquatic District)

Mayor Ogden noted this issue is before the Council again after it was presented at the last meeting, of a local citizen group proposal of formation of a special district to keep the pools located at Tigard and Tualatin High Schools from closing. Discussion was held during the work session portion of the meeting with representatives from "Save the Pools".

COUNCIL DELIBERATION

MOTION by Councilor Maddux, SECONDED by Councilor Truax, to approve the resolution supporting placement of the proposal on the May, 2010 ballot.

Discussion on Motion

Councilor Truax noted that although he supports the pools, he personally does not support the formation of a special district. He intends to vote to approve the resolution, but expressed concern that the issue hasn't been fully vetted and happened too quickly. Council Truax said he hope the group will engage the cities involved to continue working together and look and some other alternatives.

Councilor Harris said he also supports keeping the pools open, but he will be voting not to support this. He believes this is a short term fix and is concerned about future competing districts, and said there is still time available to solve this issue a different way.

Councilor Beikman said she agreed with Councilor Harris and will also not be supporting the resolution. Councilor Beikman restated her concerns about the boundaries issue and further fragmenting the city, and could have future implications on availability for future parks districts, and if given more time, could have perhaps come up with something other than this proposal.

Mayor Ogden commented on the group of people and their dedication on putting this together, and although he does have consternation about the mechanism, said we are here tonight because of all this group has done to make this happen.

MOTION CARRIED. [Vote: 5-2; YES – Ogden, Barhyte, Davis, Maddux, Truax; NO – Harris, Beikman].

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. EXECUTIVE SESSION

None.

J. COMMUNICATIONS FROM COUNCILORS

Councilor Maddux thanked the community and everyone that participated in the recent "National Night Out" and noted there were eight different block parties in the city. It was a great city event, and is held annually the first Tuesday in August.

K. ADJOURNMENT

MOTION by Councilor Harris, SECONDED by Councilor Davis to adjourn the meeting at 8:14 p.m. MOTION CARRIED.

Sherilyn Lombos, City Manager

Recording Secretary


