



City of Tualatin

18880 SW Martinazzi Avenue
Tualatin, Oregon 97062-7092
Main 503.692.2000
TDD 503.692.0574

Approved By Tualatin City Council

Date 3-24-08

Recording Secretary M. Smith

TUALATIN CITY COUNCIL WORK SESSION MINUTES OF MARCH 10, 2008

PRESENT: Mayor Pro tem Truax, Councilors Chris Barhyte, Bob Boryska, Jay Harris, and Donna Maddux Truax; Sherilyn Lombos, City Manager; Brenda Braden, City Attorney; Mike McKillip, City Engineer; Doug Rux, Community Development Director; Kent Barker, Chief of Police; Don Hudson, Finance Director; Dan Boss, Operations Director; Eric Underwood, Development Coordinator; Carina Christensen, Assistant to the City Manager; Carl Switzer, Parks & Recreation Coordinator; Paul Hennon, Community Services Director; Darrel Condra, Library Manager; Ginny Kirby, Recording Secretary

ABSENT: Lou Ogden*, Monique Beikman* [*denotes excused]

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

A. CALL TO ORDER

Mayor Pro tem Truax called the meeting to order at 6:18 p.m.

B. PRESENTATIONS, ANNOUNCEMENTS, SPECIAL REPORTS

November 2008 Bond Measure Update

Paul Hennon, Community Services Director, said that the Ad Hoc Committee held their second meeting last week. He noted that Jay Wilcox had to resign from the committee due to schedule conflicts. Mr. Hennon distributed a handout regarding the bond measure feasibility study.

Ad Hoc Committee Update

Mr. Hennon noted that the "model" they are currently using is an approximately 73,500 square foot building, parking spaces for 250 vehicles, and the parcel of land is 8 to 10 acres in size. He noted the committee was interested in adding outside walking trails and covered basketball court area. Mr. Hennon then reviewed the preliminary site selection criteria.

Mr. Hennon noted the proposed agenda for Ad Hoc Committee meeting no. 3 is attached for Council's review.

Sports Fields

Mr. Hennon noted that other than Community Park, lights are not proposed for addition at any park; they are cost prohibitive at this time. He did note that a Dog Pak will be added to improvements for the north end of Community Park.

Trails

Koller pond viewing platform may be added.

Councilor Barhyte asked about the trail behind Kmart. Mr. Hennon noted calls are being made to citizens asking their opinions on potential trails to get a "read" on what the opinion is regarding funding more trails; no specifics at this time as far as locations.

Park Maintenance Fee

Mr. Hennon noted that at the last discussion with Council, the only option was just residential. Council suggested including commercial/industrial as well; City of Medford does this, and when contacted, said they are happy they have it structured as such.

April 8 Special Work Session

Mr. Hennon said they will review draft programs, capital/operation cost estimates, bond sizing/rates, park maintenance fee preliminary calculations, and Survey #2 objectives and approach will all be discussed at that meeting.

Survey #2

Sherilyn Lombos, City Manager, stated that the survey is obviously limited to the number of questions and time. She asked if Council would like the questions to be just focusing on the large "entire" project; or give options if not favorable to large project; or "ala carte" method of picking and choosing. The survey will be geared to what Council would like to see on the ballot. Discussion followed. A concern was raised that if you try to cover all options, the amount of time and calls required may be somewhat prohibitive and very expensive to accomplish. Discussion continued regarding what the focus should be for the survey questions.

C. CITIZEN COMMENTS

Not applicable.

D. CONSENT AGENDA

The Consent Agenda was reviewed by the Council.

G.1. Ordinance No. 1253-08 Renaming a Portion of SW Boones Ferry Road to SW McEwan Road

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

E. PUBLIC HEARINGS - Legislative or Other

Not applicable.

F. PUBLIC HEARINGS - Quasi-Judicial

Not applicable.

G. GENERAL BUSINESS

None.

H. ITEMS REMOVED FROM CONSENT AGENDA

Not applicable.

I. COMMUNICATIONS FROM COUNCILORS

Mayor Pro tem Truax noted there is a meeting scheduled for Thursday, March 13, 2008, 10 a.m., to discuss water rates and extension of the water agreement.

Councilor Boryska reported that WCCC met and decided TIF will not be on the ballot in May 2008; possibly on the November 2008 ballot.

Councilor Maddux said she is serving on a subcommittee looking to expand support for family resource centers.

J. EXECUTIVE SESSION

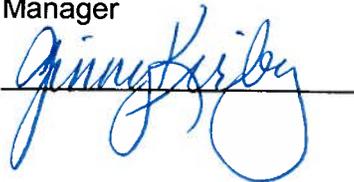
None.

K. ADJOURNMENT

Meeting adjourned at 6:59 p.m.

Sherilyn Lombos, City Manager

Recording Secretary

A handwritten signature in blue ink, appearing to read "Ginny Kirby", is written over a horizontal line. The signature is cursive and stylized.



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Approved By Y. as amended
Tualatin City Council
Date 3-24-08
Recording Secretary MSM

TUALATIN CITY COUNCIL MEETING MINUTES OF MARCH 10, 2008

PRESENT: Mayor Pro tem Truax; Councilors Chris Barhyte, Bob Boryska, Jay Harris, and Donna Maddux; Sherilyn Lombos, City Manager; Brenda Braden, City Attorney; Mike McKillip, City Engineer; Doug Rux, Community Development Director; Kent Barker, Chief of Police; Paul Hennon, Community Services Director; Dan Boss, Operations Director; Darrel Condra, Library Manager; Nancy McDonald, Human Resources Director; Don Hudson, Finance Director; Carina Christensen, Assistant to the City Manager; Ginny Kirby, Recording Secretary

ABSENT: Lou Ogden*, Monique Beikman* [* denotes excused]

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

A. CALL TO ORDER

Mayor Pro tem Truax called the meeting to order at 7:06 p.m.
Councilor Harris lead the pledge of allegiance.

B. PRESENTATIONS, ANNOUNCEMENTS, SPECIAL REPORTS

1. New Employee Introduction – *Colin Cortes, Community Development Department*
Doug Rux, Community Development Director, introduced Colin Cortes, the new Assistant Planner. Colin will be doing both current and long term projects.
2. Proclamation Declaring March 24 – 30, 2008 “*National Community Development Week*” in the City of Tualatin
Councilor Maddux read the proclamation.
3. Tigard-Tualatin Family Resource Center Update – *Catherine West, Executive Director*
Ms. Catherine West noted that the facility is located on the Tigard High School campus. She said new things happening include: addition of two half-time people; one person is with Ameri-Corp. Ms. West said that one of the volunteers redesigned their website and the invited everyone to take a look at: www.ttfrc.com. The website includes many resource guides, which are now available in Spanish, as well as English.

A survey has been taken of area citizens to find out what types of classes are needed. Available classes include: financial planning, nutrition courses, English classes, and effective parenting courses.

Ms. West noted that a “school-based” health facility is moving onto Tigard High school property, and they are hoping to partner with them health center so they can benefit each other’s clients.

Ms. West wanted to thank the City of Tualatin for the recent grant (\$5,500) and for their continued support. She noted that Peet's Coffee held a one-day fund raiser during the holidays and raised a total of \$1,368.

4. Tualatin Youth Advisory Council (YAC) Update - *Will Downey, Michelle Brecurier, and Laura Houlberg*

A YAC Green Week event is planned, the kickoff is set for April 12th. The event will be held at The Pointe at Bridgeport; there will be music, food, and themes for each day of the week, such as composting and recycling.

YAC was involved with the new Library art selection; they gave their opinions on 480 slides of potential art pieces. It was noted that YAC had a joint effort with Tigard YAC for a blanket drive; 25 blankets were collected and donated to the Caring Closet. YAC is partnering with THOT (Teens Helping Other Teens) Workshop; more than 30 middle school and high school students have been recruited to participate.

Mayor Pro tem Truax said it was great to have such a quality group of young people working hard and he thanked them for all they do.

C. CITIZEN COMMENTS

Mark Padgett, Princeton Lane, Tigard and Rob Crouch, Tualatin. Mr. Padgett stated he and Mr. Crouch were here tonight by invitation of Mayor Ogden. They are here on behalf of Rob's brother, Scott Crouch, a US serviceman. Mr. Crouch's goal is to finish fixing up his brother Scott's older model Volkswagen as a surprise for when he returns home. Scott never gets it finished as he keeps getting deployed before the work is done. A fund raiser Fun Run is set for on March 22, 2008, 1:00 p.m. at the track at Tigard High School. A number of companies have donated parts, etc. to help fix up the car. If you don't wish to participate in the Fun Run, you can donate at Wells Fargo Bank. Mr. Padgett stated you can contact him for further information at: 503-997-MARK.

Kathy Newcomb, Cheyenne Way, Tualatin. Ms. Newcomb wanted to give clarification on comments she made at the February 25th Council meeting. She had stated that the four ASR wells in Salem had 2 MGD/per well; the correct information is 2 MGD total of all four wells. She also wanted to make another correction concerning what she stated regarding the 2006/2007 cost of water – 85 cents; the correct amount is correct 85.6 cents. Ms. Newcomb noted some surrounding area water rates that will be going up and commented that Tualatin must work at reducing their water usage. She feels that Council needs to address this issue of dropping the City's peak demand.

Mayor Pro tem Truax noted that as a member of the Regional Water Consortium board (RWCB), possibly in early Spring that a representative from RWCB could be invited to speak at a Council meeting and present possible conservation ideas. Ms. Newcomb thanked everyone for their attention to this matter.

D. CONSENT AGENDA

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

1. Approval of Minutes for the Meeting of January 28, 2008, the Minutes of the Special Work Session of February 6, 2008, the Minutes of the Meeting of February 11, 2008, and the Minutes of the Meeting of February 25, 2008
 2. Approval of 2008 Liquor License Renewals – Late Submittals
 3. Resolution No. 4760-08 Regarding Membership in the City/County Insurance Services Trust
 4. Resolution No. 4761-08 Quitclaim a Storm Drain and Access Easement for the Meridian Business Park Project
 5. Resolution No. 4762-08 Authorizing A Temporary Construction Easement and a Permanent Easement for a Sanitary Sewer Pump Station at Afalati Park
 6. 2007 Annual Report of the Tualatin Parks Advisory Committee
 7. Resolution No. 4763-08 Regarding Membership in the City/County Insurance Services Trust for Ki-a-Kuts Bicycle and Pedestrian Bridge
- G.1. Ordinance No. 1253-08 Renaming a Portion of SW Boones Ferry Road to SW McEwan Road

MOTION CARRIED.

E. PUBLIC HEARINGS - Legislative or Other**1. RJ's Wichita Pub Liquor License Renewal**

Kent Barker, Police Chief, noted he is speaking on behalf of the City Manager this evening. Chief Barker stated this is the first time in the four years he has been with the City that he has recommended a denial of a liquor license renewal. Chief Barker gave a PowerPoint presentation (see attached).

Chief Barker asked Sgt. Nate Cooper to speak to what a self-initiated call for service is. Sgt. Cooper said these types of calls do not come from dispatch, instead they are when driving through a parking lot, alongside a roadway, etc. It was noted that in the past year there were 92 total calls to Wichita Pub, which include 53 self-initiated calls. Chief Barker noted the listed behaviors for grounds for cancellation of a liquor license.

Chief Barker went on to review particulars on several specific calls at Wichita Pub. He noted that he and Capt. Brad King met with OLCC on Dec 23, 2007. Also in attendance at that December meeting were two OLCC representatives and Mr. Kleinsmith, the owner of Wichita Pub. After that meeting, Mr. Kleinsmith said the atmosphere would change – no more Ladies Night, no Ladies Night drink specials, different music format,

no hats, and no gang type garb allowed, among other changes. Chief Barker continued reviewing police calls statistics.

In summary, Chief Barker said the denial of the liquor license renewal is based upon:

- * Total of 92 calls, nearly twice as many as other establishments; 53 being self-initiated.
- * The problems are serious and significant; people have been injured.
- * The number of officers required to send to calls like these; the balance of the City is not being served.

Chief Barker said Council has three things they can recommend to OLCC, as OLCC makes the final decision:

- * Recommend Approval
- * Recommend Denial
- * Recommend Approval with conditions

Randy Kleinsmith, Nyberg Road, Tualatin. Mr. Kleinsmith, owner of RJ Wichita Pub, noted the December meeting with the OLCC and the Tualatin Police was "educational" for him, there were things he was not aware of. He said approximately 80-85% of the calls came on Thursday nights, which was "Ladies Night". Mr. Kleinsmith noted that over the past few years the crowd has grown in percentage of the "undesirable" element. Also, music was a large factor playing into people's behavior. He noted gangster rap has been eliminated. He did say that after stopping Ladies Night, capacity crowds of 199 have reduced to an average of 65 people on Thursday evenings. There has been a significant drop in business. Mr. Kleinsmith reiterated he takes this very seriously, this effects not only him, but his 30+ employees.

Councilor Maddux asked how long Mr. Kleinsmith has owned the business; he stated he has been the owner since June 1991. Councilor Maddux asked, how much time does he spends at the establishment, an average amount of hours over the past three years. Mr. Kleinsmith said maybe only 4 to 5 hours in the evening per week; most of his time there is during the day.

Councilor Barhyte asked about the security cameras not functioning; Chief Barker had mentioned this was a factor in several police calls/reports. Mr. Kleinsmith said the equipment is old and they are currently trying to update it. Councilor Barhyte asked how, if not there in the evening, is he kept aware of problem situations. Mr. Kleinsmith said they do have a "call" log book, so if an employee makes a call, that is logged; the self-initiated calls are not. Mr. Kleinsmith stated that he wished he had a better "open door" relationship with the Tualatin Police. He feels he didn't know about a lot of the calls. He did say that may partially be due to the process, in that the police file a report, it goes to OLCC, then comes to him.

Councilor Barhyte asked about the "undesirable" crowd. Mr. Kleinsmith stated by eliminating Ladies Night, which drew crowds not only from Tualatin, but surrounding communities as well, has helped lessen that element. Councilor Maddux asked about the serving of underage and visibly intoxicated customers. Mr. Kleinsmith noted how difficult that can be for servers to judge. As far as underage customers being served, he noted there is such a problem with good quality fake identification that it can be impossible to determine at the door as the ID is checked. It was asked if servers were trained to recognize intoxicated customers. Mr. Kleinsmith said the State has training that employees must attend. Councilor Boryska asked if a liquor license could be suspended for 30-days; Chief Barker wasn't sure.

Mr. Kleinsmith noted that another change they've made is that they now stop serving at 1:30 a.m.; they used to stop serving at 2:00 a.m. He said the Manager has the discretion to close earlier, if the establishment isn't busy. Also, they have closed off 1200 square feet of the Pub that used to be family dining area.

Councilor Boryska asked if the manager was a new employee; Mr. Kleinsmith said no, that the current manager has been there several years. Councilor Maddux asked if OLCC has fined the Pub in the past; Mr. Kleinsmith said fines have been levied regarding serving underage (fake ID) customers and for serving intoxicated customer. Mr. Kleinsmith said they have been fined two times in the last five years.

Councilor Harris asked if the City could modify the renewal, maybe for six months vs. one year. Brenda Braden, City Attorney, noted that Council can only recommend to OLCC, so yes, you can recommend a six month renewal vs. one year.

Mr. Kleinsmith stated he feels the business is starting to make a turnaround for the better with the new policies that have been put in place.

PROPOSERS - None.

OPPOSERS -

Gareth Grandon, SW Sagert, Tualatin, Wichita pub employee. Mr. Grandon agreed with what Mr. Kleinsmith said about problems that go to Police and then to OLCC; he wished they would be informed of issues at the time they happen, too. He reiterated that they have been making a real effort to change.

Madeline McAffrey, Tualatin, Wichita pub employee. Ms. McAffrey noted that the OLCC has good training and the employees take their training very seriously. She said that Mr. Kleinsmith has held meetings with the employees to make sure they are doing their best to follow those rules.

Stephen Wheatley, Sherwood, head of security at Wichita Pub. Mr. Wheatley said he has been an employee at the pub for 3 years. He noted that he regularly has to cut customers off from further drinking. All employees work hard and strive to follow the rules. He voiced his frustration over the situation with problem customers; as there is only so much they, as employees, can do.

Dustin Betzer, West Linn. Mr. Betzer stated that he is not an employee, but is a fairly regular customer at Wichita Pub. He said that he has acted as designated driver for both friends and strangers in the pub, when needed. He has watched the business fall off recently.

Travis Small, Sherwood. Mr. Small stated he rarely drinks, but is a customer. He has seen what happens in the pub; he feels the employees do a good job. He noted that he, too, has acted as a designated driver on many occasions.

Mayor Pro tem Truax said he has now heard several comments that the Police are here to protect and serve, and wants to point out that it is a problem if they are always "serving" just one establishment in the City. They are here to protect and serve the entire community.

COUNCIL DISCUSSION

Councilor Barhyte wanted to make it very clear that the Police are not on a "witch hunt" for Wichita Pub; they were directed by Council to research the issue and bring a report to Council. Councilor Harris said he did not want any establishment to not call the Police when needed out of fear that it will be a black mark against them.

Councilor Barhyte suggested that certain things need to be addressed quickly, such as the security camera not functioning, maybe look at some "best practices" of other similar businesses in other cities.

Councilor Maddux said she echoed Councilor Barhyte's concerns. Also, she is concerned that Mr. Kleinsmith hadn't been more proactive in going to the Police to find out what problems they are finding at his establishment. She also voiced concerns about how many Police hours are taken up with calls to the Pub.

Councilor Boryska said he is hearing that employees and customers have an honest wish that the incidents drop in frequency. He feels either Mr. Kleinsmith, or the management staff, need to be more in control of the situations. He is glad they have had some success after eliminating the Ladies Night, but that they need to continue being diligent in getting the situation under better control. Mayor Pro tem Truax stated he is concerned that even after eliminating Ladies Night and making some other modifications in operations, the Police calls have not dropped off.

Councilor Harris made some suggestions that might help the situation: additional training for staff, security system upgrade, and a properly trained manager there at all times. He suggested a 3 or 4 month trial to see, if given time, the new procedures result in a reduction of problems and police calls.

Chief Barker said, in response to Councilor Maddux asking Chief Barker's opinion now, he would still recommend denial.

MOTION by Councilor Maddux to accept staff report and recommend to OLCC to deny the renewal of the liquor license of Wichita Pub. MOTION DIED for lack of a SECOND.

MOTION by Councilor Harris to put the liquor license renewal on 3-month provisional renewal; after 3-month trial, staff come back to Council and give progress of DUll's, etc.; SECONDED by Councilor Barhyte. MOTION CARRIED.

Discussion –

Chief Barker said OLCC will make a decision within the next 30 days, so modifications can be made tonight. It will not come back before the City even if a 3-month provisional period is recommended. Councilor Maddux reiterated that even if the City puts a 3-month provisional period, it does not come back before Council until the following year during renewal time.

Ms. Lombos asked Chief Barker to come back before Council in 90 days to give an update on the situation.

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

G. GENERAL BUSINESS

1. Ordinance No. 1253-08 Renaming a Portion of SW Boones Ferry Road to SW McEwan Road
(item moved to Consent during work session)

[A five minute break was taken at 9:21 p.m.]

2. I-5 / 99W Connector Update

Ms. Lombos noted Mr. McKillip's presentation would be in two parts; first will be a 7-minute video and the second is a PowerPoint presentation. Mike McKillip, City Engineer, played the video, which he said is also available on the Connector website, www.i5to99w.org.

Mr. McKillip reviewed the corridor development steps. He then reviewed the subjects studied in the comparative alternative analysis. Items accomplished in 2007 included: selection of an alternative to be evaluated and adoption of "evaluation criteria".

Councilor Harris asked for clarification on whether truck traffic has been addressed or was all this really aimed at commuter traffic. Mr. McKillip said it was aimed at commuter traffic, which includes trucks. If there are options given to commuters that truck traffic cannot make use of, it will free up roadways for truck traffic with less congestion of commuter traffic.

He then described the Enhanced Existing System Alternative (EESA). This includes some improvements to Tualatin-Sherwood Road, Tualatin Road, Avery Street, Sagert Street. Tualatin-Sherwood Road would then eventually be improved to a 5-lane roadway. Discussion followed.

H. ITEMS REMOVED FROM CONSENT AGENDA

No items were requested for removal from the Consent Agenda.

I. COMMUNICATIONS FROM COUNCILORS

None.

J. EXECUTIVE SESSION

Not applicable.

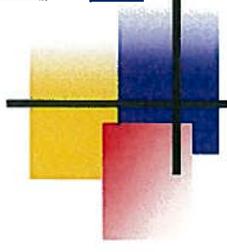
K. ADJOURNMENT

The meeting adjourned at 9:50 p.m.

Sherilyn Lombos, City Manager

Recording Secretary





Public Hearing

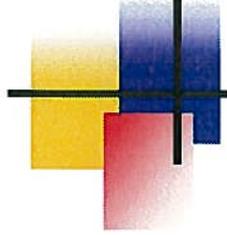
RJ's Wichita Pub Liquor License Renewal

Staff Presentation by:

**Kent Barker,
Chief of Police**

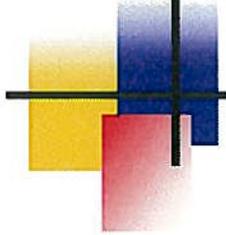


March 10, 2008



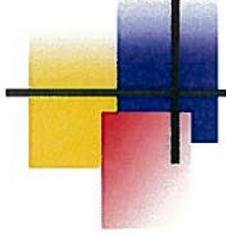
2008 Incidents (through February 7th)

	Wichita Pub	Hot-Seat	Bush-Whackers	Country Inn	Lee's Kitchen	Wong's
OLCC Warnings-Violations	Not Available					
Police Calls	8	6	2	2	2	0
Self-Initiated Calls	5	4	2	1	1	0
DUII Arrests	1	2	0	0	0	0



2007 Incidents

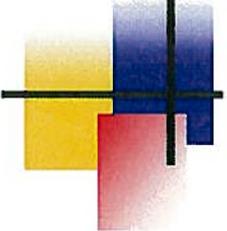
	Wichita Pub	Hot-Seat	Bush-Whackers	Country Inn	Lee's Kitchen	Wong's
OLCC Warnings-Violations	19	4	2	4	0	3
Police Calls	92	44	31	9	11	38
Self-Initiated Calls	53	25	15	2	4	22
DUII Arrests	16	7	2	5	2	3



Serious and Persistent Problems

Behaviors which are grounds for cancellation or suspension of a license

- Disturbances
- Lewd or Unlawful Activities
- Obtrusive or Excessive Noise
- Music or Sound Vibrations
- Public Drunkenness
- Fights
- Altercations
- Harassment
- Unlawful Drug Sales



Serious and Persistent Problems

2007 Incidents

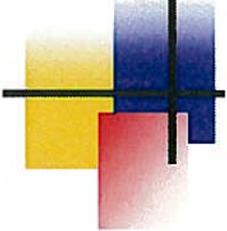
Date/Time: Feb. 2nd @ 0129 > Thursday Night/Friday Morning

Type of Call: Civil Detox.

Person was so impaired that they were unable to care for themselves and/or posed an immediate danger to themselves or others

- Officer Drove by
- Flagged Down by Security
- Subject crying & Screaming
- Subject Visibly Intoxicated
- Admitted to 3 Beers and 3 Shots of Alcohol
- Officer Transport to "Hooper's" Detox. Center
- Began Foaming at mouth
- Meridian Park Hospital

2 Tualatin Officers



Serious and Persistent Problems

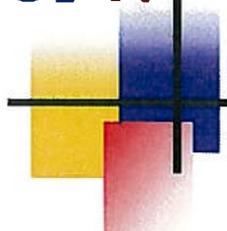
2007 Incidents

Date/Time: Feb. 10th @ 0026 > Friday Night/Saturday Morning

Type of Call: Disturbance

- Report of large crowd in parking lot
- Six victims had their vehicles damaged
- Subject was intoxicated and kicked out of the bar
- Subject upset and screaming in parking lot
- Subject kicking side mirrors off vehicles
- Subject described as very drunk and out of control

3 Tualatin Officers & 2 Sherwood Officers



Serious and Persistent Problems

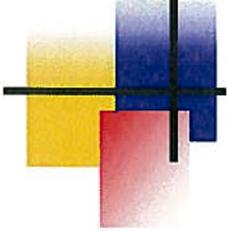
2007 Incidents

Date/Time: March 4th @ 0205 > Friday Night/Saturday Morning

Type of Call: Disturbance

- **Officer driving through parking lot**
- **Witnesses who came forward were described as "very intoxicated"**
- **Large Crowd at Entrance**
- **Subject hit in face**
- **Learned a fight had just occurred**
- **Mutual Combat**
- **Both subjects involved described as "very intoxicated"**

3 Tualatin Officers & 2 Sherwood Officers



Serious and Persistent Problems

2007 Incidents

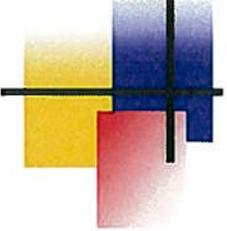
Date/Time: June 9th @ 0137 > Friday Night/Saturday Morning

Type of Call: Civil Detox.

Person was so impaired that they were unable to care for themselves and/or posed an immediate danger to themselves or others

- **Subject called the police requesting assistance**
- **Subject described as "extremely intoxicated"**
- **Subject admitted to having 5-6 shots of Vodka**
- **Subject was vomiting**
- **Unable to keep balance**
- **Transported to "Hooper's Detox. Center"**

1 Officer 1- 1/2 hours, 1 Officer 1/2 hour



Serious and Persistent Problems

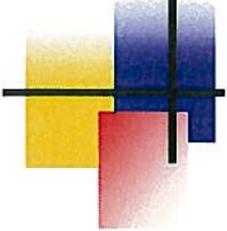
2007 Incidents

Date/Time: June 24th @ 0127 > Saturday Night/Sunday Morning

Type of Call: Fight – Assault II

- **Call to police 20 minutes after the incident occurred**
- **Victim of fight transported to hospital by friends prior to police arrival**
- **Security had suspect detained, but released the suspect prior to police arrival**
- **Victim suffered from Concussion and required six stitches**
- **Surveillance Tape at Pub was not in working order and unavailable to detectives**

3 Tualatin Officers & 2 Tualatin Detectives



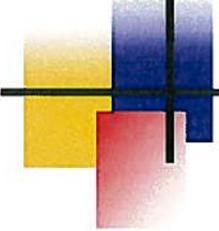
Serious and Persistent Problems

2007 Incidents

Date/Time: July 20th @ 0150 > Thursday Night/Friday Morning

Type of Call: Disorderly Conduct – Civil Detox.

- Officer on Foot patrol checking the area
- Finds subject urinating on the pavement in the parking lot
- Visibly Intoxicated
- Stopped serving subject due to being visibly intoxicated
- Subject had been asked to leave the Pub due to “out of control” behavior
- Subject resisted arrest and was very violent



Serious and Persistent Problems

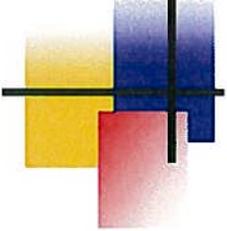
2007 Incidents

Date/Time: August 3rd @ 0001 > Thursday Night/Friday Morning

Type of Call: Fight – Assault IV

- Report of a fight at the Pub
- Fight involved two women
- Security broke up the fight, but allowed subjects to leave prior to police arrival
- Victim went to hospital via private vehicle
- Victim suffered from a mild concussion and required stitches for a laceration above her eye

2 Tualatin Officers & 1 Tualatin CRU Officer



Serious and Persistent Problems

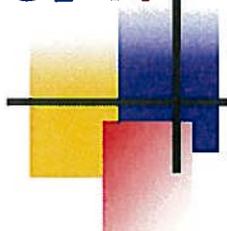
2007 Incidents

Date/Time: August 9th @ 2330 > Thursday Night

Type of Call: Robbery-3

- Victim admitted to officer that he and the suspect were intoxicated in the Pub
- Victim Walked out of Pub and was followed by suspect
- Suspect "sucker-punched" him and knocked him out
- Victim had wallet and pocket-knife stolen
- Victim had his lip split open
- Officer described victim as "visibly intoxicated"
- Incident was not reported until following day

1 Tualatin Officer & 1 Tualatin Detective



Serious and Persistent Problems

2007 Incidents

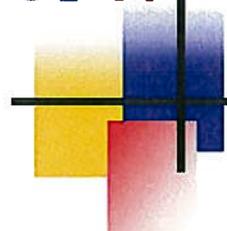
Date/Time: September 7th @ 0241 > Thursday Night/Friday Morning

Type of Call: Civil Detox.

Person was so impaired that they were unable to care for themselves and/or posed an immediate danger to themselves or others

- Officer Patrolling through the parking lot
- Found female "passed out" in a car parked in the parking lot
- Subject told officer she had too much to drink at the Pub
 - Subject transported to "Hooper's Detox. Center"

2 Tualatin Officers



Serious and Persistent Problems

2007 Incidents

Date/Time: September 14th @ 0228 > Thursday Night/Friday Morning

Type of Call: Civil Detox.

Person was so impaired that they were unable to care for themselves and/or posed an immediate danger to themselves or others

- **Officer Patrolling through the parking lot**
- **Found male subject staggering through parking lot**
- **Subject told officer he had been drinking at the Pub and described himself as being "drunk"**
- **Subject became angry and was screaming profanities at the officer**
- **Subject transported to "Hooper's Detox. Center"**

2 Tualatin Officers



Serious and Persistent Problems

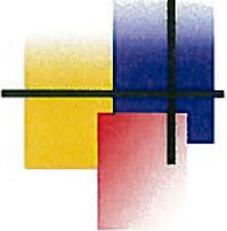
2007 Incidents

Date/Time: September 21st @ 2050 > Friday Night

Type of Call: Disturbance

- **Officers responded to a report of a disturbance involving a large group of people**
- **Large Crowd in parking lot**
- **Learned a vehicle had just been "keyed" and suspects were inside Pub**
- **Suspects contacted inside and questioned**
- **No Criminal charges filed**

3 Tualatin Officers



Serious and Persistent Problems

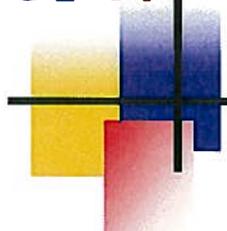
2007 Incidents

Date/Time: October 26 @ 0154 > Thursday Night/Friday Morning

Type of Call: Shooting – Assault I

- Officer Patrolling through parking lot
- Large crowd of people in the parking lot
- Witnesses told officer that someone had just been shot inside
- Victim and Suspect had already left in private vehicles
- Another subject was also armed with gun
- Found an “Air-Soft” gun in waistband (wanted person)
- One Security person was dealing with 2 other intoxicated females
- Surveillance Video system broke down
- Victim Very Intoxicated

4 Tualatin Officers, 2 Sherwood Officers, 2 WCSO Deputies



Serious and Persistent Problems

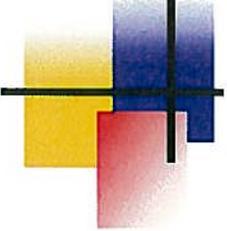
2007 Incidents

Date/Time: December 7th @ 0010 > Thursday Night/Friday Morning

Type of Call: Fight – Assault IV

- Security escorting “drunk” patrol out of Pub
- Subject had been “cut off” earlier, but was served another drink
- Subject punched Security person two times in the face
- Victim went to hospital
- Victim suffered from two lacerations on face requiring 36 stitches
- Suspect described as “very intoxicated”

3 Tualatin Officers & 1 Tualatin Detective



Serious and Persistent Problems

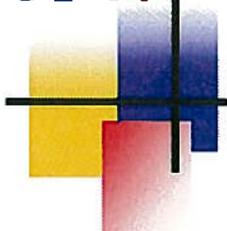
2007 Incidents

Date/Time: December 12th @ 0104 > Tuesday Night/Wednesday Morning

Type of Call: Disturbance-Fight

- Officers responded to a report of a disturbance involving a large group of people fighting in "Wong's" Parking lot
- Large Crowd in parking lot
- Subjects involved described as very intoxicated
- Two of the subjects involved were off-duty employees at Wichita Pub
- One of them was a Security Officer and was extremely agitated/aggressive towards police

3 Tualatin Officers, 2 Tigard Officers, 2 WCSO Deputies, 1 Sherwood Officer



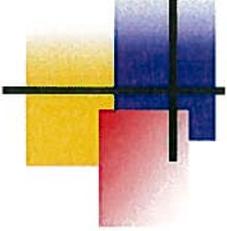
Serious and Persistent Problems

2007 Incidents

Date/Time: December 18th

Meeting with OLCC & Wichita Pub

- Tualatin PD represented by Chief Barker and Capt. King
- OLCC represented by Lt. Kindrick and Inv. Rosenow
- Wichita Pub represented by Owner and General Manager
- Control Plan suggestions given to Wichita
- Wichita would take under consideration and respond back



Serious and Persistent Problems

2007 Incidents

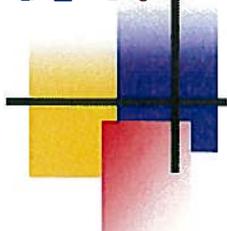
Date/Time: January 2, 2008

Letter from Wichita Pub

“Changes to our Thursday Night Business policy”

- No Ladies Night
- No Ladies Night Drink specials
- No Hats (this is a temporary change)
- Change of Music –No gangster Hip-hop
Playing more top 40 music

“We will be determining other changes in the future”



Serious and Persistent Problems

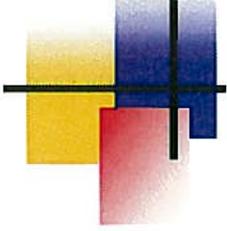
2007-08 Incidents Since Meeting on December 18th

Date/Time: December 30th @ 0053 > Saturday Night/Sunday Morning

Type of Call: DUII Arrest

- **Officers makes Traffic Stop**
- **Driver was visibly intoxicated**
- **Failed Sobriety Tests**
- **Arrested for DUII**
- **Officer out of service for 2-1/2 hours + report time**
- **Driver admitted he was drinking at Pub**
- **BAC .11%**

1 Tualatin Officer



Serious and Persistent Problems

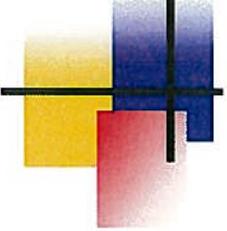
2007-08 Incidents Since Meeting on December 18th

Date/Time: January 4th @ 2342 > Friday Night

Type of Call: DUII - ATL

- **Caller from Wichita reporting a very intoxicated person leaving Pub**
- **Vehicles description given to officers, but vehicle was not located**

1 Tualatin Officer



Serious and Persistent Problems

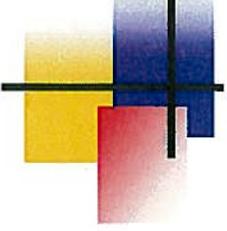
2007-08 Incidents Since Meeting on December 18th

Date/Time: January 9th @ 0104 > Tuesday Night/Wednesday Morning

Type of Call: DUII Arrest

- Officers makes Traffic Stop
- Driver was visibly intoxicated
- Driver so intoxicated, she did not know where she was
- Failed Sobriety Tests
- Arrested for DUII
- Officer out of service for 2-1/2 hours + report time
- Driver admitted she was drinking at Pub
- BAC .18%

1 Tualatin Officer



Serious and Persistent Problems

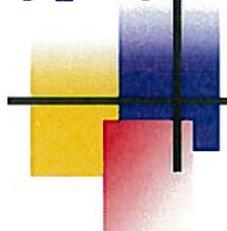
2007-08 Incidents Since Meeting on December 18th

Date/Time: January 10th @ 2155 > Thursday Night

Type of Call: DUII - ATL

- **Security from Wichita reporting a very intoxicated person who had been "cut-off"**
- **Security trying to call him a cab**
- **Subject snuck out of Pub and drove away in a vehicle**
- **Officers were unable to locate the vehicle**

1 Tualatin Officer



Serious and Persistent Problems

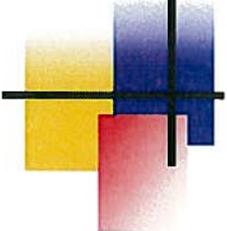
2007-08 Incidents Since Meeting on December 18th

Date/Time: February 1st @ 0014 > Thursday Night/Friday Morning

Type of Call: Fight – Assault IV

- **Officers responded to a report of a fight in the Pub**
- **One subject left prior to the police arrival**
- **Other subject involved in the fight was described as “very drunk”**
- **Subject did not want to press charges**
- **Subject told to leave premises**

3 Tualatin Officers



Serious and Persistent Problems

2007-08 Incidents Since Meeting on December 18th

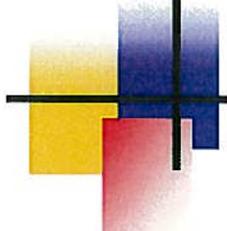
Date/Time: February 1st @ 0038 > Thursday Night/Friday Morning

Type of Call: “Unwanted” - Civil Detox.

Person was so impaired that they were unable to care for themselves and/or posed an immediate danger to themselves or others

- Security reported an “unwanted” subject in the Pub
- Security described to call-taker that subject was threatening security and other patrons
- Security said subject did not appear to be drunk or on drugs
- Officers arrived and contacted subject
- Subject was aggressive and combative with police
- Subject described as “very intoxicated”
- Taken to “Hooper’s Detox. Center”

2 Tualatin Officers



Serious and Persistent Problems

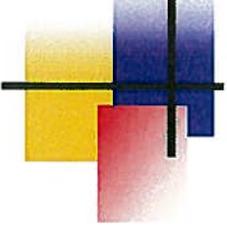
2007-08 Incidents Since Meeting on December 18th

Date/Time: February 1st @ 0151 > Thursday Night/Friday Morning

Type of Call: Disturbance - Menacing

- **Officer patrolling through parking lot**
- **Sees Security chasing two men out of Pub**
- **Subjects has been causing problems inside and trying to start fights**
- **One subject threatened security he was going to get gun from car**
- **Both subjects described as "very intoxicated"**
- **One subject only 20 Years old**
- **Admitted to drinking 3 vodka mixed drinks**
- **Arrested for Disorderly Conduct, Felon in Possession of Weapon, Menacing, & Harassment**

3 Tualatin Officers



Serious and Persistent Problems

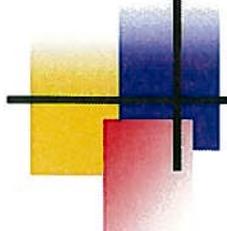
2007-08 Incidents Since Meeting on December 18th

Date/Time: February 22nd @ 0126 > Thursday Night/Friday Morning

Type of Call: Disturbance - Menacing

- **Security reported a subject inside Pub armed with handgun**
- **Police responded and contacted subject**
- **Subject was not actually armed**
- **Subject was described as "visibly intoxicated"**
- **Subject had a warrant for his arrest**
- **Subject transported to County jail**

3 Tualatin Officers & 2 WCSO Deputies

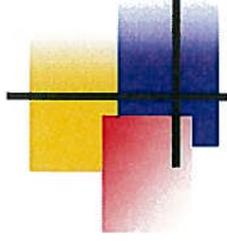


Serious and Persistent Problems

Summary of Concerns

- **92 Calls for Service in 2007 – 53 of these were self-initiated**
- **Other types of Calls include theft, vehicle damage, suspicious incidents, etc.**
- **Significant and Serious disturbances with reported injuries**
- **Weapons were involved**
- **Visibly and Extremely Intoxicated Persons**
- **Security is inadequate inside and outside of establishment**
- **Required number of officers to respond**
- **Time spent by officers v. patrol time in remainder of city**

Serious and Persistent Problems

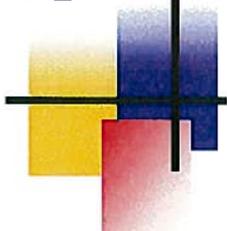


City Council Options

Options for Recommendations:

- **Approval of License**
- **Denial of License**
- **Modification of License**

Staff Recommendation: "Denial of License"



Serious and Persistent Problems

Next Step

The Oregon Liquor Control Commission (OLCC) will take your recommendation seriously before making a final decision

OLCC Makes the Final Decision

Questions?