



**OFFICIAL MINUTES OF TUALATIN CITY COUNCIL WORK SESSION
FOR MARCH 12, 2012**

APPROVED BY TUALATIN CITY COUNCIL

Date 4-9-12

Recording Secretary M. Smith

Present: Council President Monique Beikman; Councilor Wade Brooksby; Councilor Frank Bubenik; Councilor Joelle Davis; Councilor Nancy Grimes; Councilor Ed Truax

Absent: Mayor Lou Ogden

Staff Present: City Manager Sherilyn Lombos; City Attorney Brenda Braden; Police Chief Kent Barker; Community Development Director Alice Rouyer; Operations Director Dan Boss; Community Services Director Paul Hennon; Planning Manager Aquilla Hurd-Ravich; Assistant to the City Manager Sara Singer; Associate Planner Cindy Hahn; Management Analyst Ben Bryant; Executive Assistant Maureen Smith

1. CALL TO ORDER

Mayor Pro tem Beikman called the work session to order at 5:45 p.m.

2. Review and Recommendation on the Goals and Objectives and Existing Conditions Reports for the Tualatin Transportation System Plan and Linking Tualatin Projects

Associate Planner Cindy Hahn presented a PowerPoint overview of the Transportation System Plan and Linking Tualatin projects. Council is asked to consider if the goals and objectives presented for the projects provides a framework and direction. Associate Planner Hahn continued with review of the goals and objectives of each project, including existing pedestrian, bicycle and transit conditions. A timeline of meetings and events that have taken place in the past months was shown. Existing focus area conditions were discussed including review of the key transit connections map.

Associate Planner Hahn reviewed the next steps for both projects and displayed a calendar with the second round of upcoming working groups and task force discussions in April. Discussion followed. It was asked and explained that Linking Tualatin and the Transportation System Plan will be presented to the Planning Commission in April and May respectively. It was also asked about follow up on the need for better lighting at some intersections, which was discussed at the Working Groups. Tualatin's major arterials and road classifications and whether potential changes could be made was also discussed.

Consensus of all Council present were in agreement with the information as presented on the goals and objectives and existing conditions report of both projects.

3. Amicus Brief in Arizona v. United States Immigration Case

City Attorney Brenda Braden presented information on an Amicus Brief, drafted by California Santa Clara County Counsel, that will support the United States position in opposition to the Arizona v United States immigration case, which has been delayed from taking effect pending the resolution of this case by the U.S. Supreme Court.

Tualatin can take part in the Amicus Brief as a show of support. City Attorney Braden went on to explain the definition of an "amicus curiae" and reviewed the points of Arizona's immigration law. A number of counties and cities, including Portland, and the United States Conference of Mayors, have already signed on as a show of support. The Arizona law is raising national concern as it is seen as anti-immigration and several other states are considering adopting similar legislation if the Arizona law is upheld. There are four sections of law being challenged by the federal government.

The federal government's arguments will focus on the Ninth Circuit Court findings that Congress has preempted the challenged provisions by enacting the federal immigration laws and that the Arizona law provides no guidelines to avoid racial profiling in applying the "reasonable suspicion" standard and that it significantly expands officers arrest authority by not requiring a warrant. While the amicus brief will restate that immigration enforcement is the role of the federal government, it will take a different tact and argue the impact of these laws on local law enforcement and public safety.

Discussion followed. Councilor Davis, vice-chair of the Washington County Human Rights Council (HRC), said Mayor Ogden passed on the amicus brief to take to the HRC, where they ultimately voted to support. Discussion continued and Council questioned this being an "Arizona" issue and what part Tualatin would play. City Attorney Braden said it was brought to attention at the National League of Cities conference, and there is also some concern about the Arizona law spreading to other states/jurisdictions. There is also concern it would be a drain on local law enforcement. It was asked and Police Chief Kent Barker explained that Tualatin Police enforce criminal and traffic laws and any action involving illegal immigrant issues is determined at the county detention level. Council said it would be helpful to get feedback from the community to get a barometer of the feeling on the issue.

City Attorney Braden explained the brief is talking about the issue and the impact it could have on cities, it is not "joining" but rather just part of the explanation of the impact the law will have on local governments. Discussion continued. Council asked to review the brief before making a decision whether or not to support, with a phone call follow up from staff.

4. Council Meeting Agenda Review, Communications & Roundtable

CONSENT AGENDA

Council reviewed the Consent Agenda with no comments or changes.

COUNCIL COMMUNICATIONS

Councilor Bubenik distributed information regarding the Washington County Commission on Children and Families proposed changes on how services are going to be delivered to children and at-risk youth. Councilor Bubenik said there has been some talk about the usefulness of Children and Families County Commissions and went on to explain the 2013 Legislature will have to figure out how to implement these changes. Councilor Bubenik wanted Council to be aware of what is happening.

Planning Manager Aquilla Hurd-Ravich gave a brief update on the Stafford area S & H Logging Company application to allow construction of a new composting facility and surface mining operation that was initially approved by a Clackamas County land use hearings officer. The final decision was issued by Clackamas County in December 2011. The application has been appealed to the State Land Use Board of Appeals (LUBA) and with the timelines associated with an appeals process, the earliest a decision could be made is in June.

Councilor Davis proposed to take a look at Council rules and procedures and evaluate them based on identified best practices. This evaluation would be in line with the upcoming budget process. It was suggested to wait before any further discussion until Mayor Ogden is present to allow for all Council to decide on specifics and what information Council will need staff to provide.

5. ADJOURNMENT

Mayor Pro tem Beikman adjourned the work session at 6:34 p.m.

Sherilyn Lombos, City Manager



Maureen Smith, Recording Secretary