



City of Tualatin

TUALATIN CITY COUNCIL

Monday, March 25, 2013

CITY COUNCIL CHAMBERS
18880 SW Martinazzi Avenue
Tualatin, OR 97062

WORK SESSION begins at 6:00 p.m.
BUSINESS MEETING begins at 7:00 p.m.

Mayor Lou Ogden

Council President Monique Beikman

Councilor Wade Brooksby Councilor Frank Bubenik

Councilor Joelle Davis Councilor Nancy Grimes

Councilor Ed Truax

Welcome! By your presence in the City Council Chambers, you are participating in the process of representative government. To encourage that participation, the City Council has specified a time for citizen comments on its agenda - *Item C*, following Announcements, at which time citizens may address the Council concerning any item not on the agenda with each speaker limited to three minutes, unless the time limit is extended by the Mayor with the consent of the Council.

Copies of staff reports or other written documentation relating to each item of business referred to on this agenda are available for review on the City website at www.tualatinoregon.gov/meetings, the Library located at 18878 SW Martinazzi Avenue, and on file in the Office of the City Manager for public inspection. Any person with a question concerning any agenda item may call Administration at 503.691.3011 to make an inquiry concerning the nature of the item described on the agenda.

In compliance with the Americans With Disabilities Act, if you need special assistance to participate in this meeting, you should contact Administration at 503.691.3011. Notification thirty-six (36) hours prior to the meeting will enable the City to make reasonable arrangements to assure accessibility to this meeting.

Council meetings are televised *live* the day of the meeting through Washington County Cable Access Channel 28. The replay schedule for Council meetings can be found at www.tvctv.org. Council meetings can also be viewed by live *streaming video* on the day of the meeting at www.tualatinoregon.gov/meetings.

Your City government welcomes your interest and hopes you will attend the City of Tualatin Council meetings often.

PROCESS FOR LEGISLATIVE PUBLIC HEARINGS

A **legislative** public hearing is typically held on matters which affect the general welfare of the entire City rather than a specific piece of property.

1. Mayor opens the public hearing and identifies the subject.
2. A staff member presents the staff report.
3. Public testimony is taken.
4. Council then asks questions of staff, the applicant, or any member of the public who testified.
5. When the Council has finished questions, the Mayor closes the public hearing.
6. When the public hearing is closed, Council will then deliberate to a decision and a motion will be made to either *approve*, *deny*, or *continue* the public hearing.

PROCESS FOR QUASI-JUDICIAL PUBLIC HEARINGS

A **quasi-judicial** public hearing is typically held for annexations, planning district changes, conditional use permits, comprehensive plan changes, and appeals from subdivisions, partitions and architectural review.

1. Mayor opens the public hearing and identifies the case to be considered.
2. A staff member presents the staff report.
3. Public testimony is taken:
 - a) In support of the application
 - b) In opposition or neutral
4. Council then asks questions of staff, the applicant, or any member of the public who testified.
5. When Council has finished its questions, the Mayor closes the public hearing.
6. When the public hearing is closed, Council will then deliberate to a decision and a motion will be made to either *approve*, *approve with conditions*, or *deny the application*, or *continue* the public hearing.

TIME LIMITS FOR PUBLIC HEARINGS

The purpose of time limits on public hearing testimony is to provide all interested persons with an adequate opportunity to present and respond to testimony. All persons providing testimony **shall be limited to 3 minutes**, subject to the right of the Mayor to amend or waive the time limits.

EXECUTIVE SESSION INFORMATION

An Executive Session is a meeting of the City Council that is closed to the public to allow the City Council to discuss certain confidential matters. An Executive Session may be conducted as a separate meeting or as a portion of the regular Council meeting. No final decisions or actions may be made in Executive Session. In many, but not all, circumstances, members of the news media may attend an Executive Session.

The City Council may go into Executive Session for certain reasons specified by Oregon law. These reasons include, but are not limited to: ORS 192.660(2)(a) employment of personnel; ORS 192.660(2)(b) dismissal or discipline of personnel; ORS 192.660(2)(d) labor relations; ORS 192.660(2)(e) real property transactions; ORS 192.660(2)(f) information or records exempt by law from public inspection; ORS 192.660(2)(h) current litigation or litigation likely to be filed; and ORS 192.660(2)(i) employee performance of chief executive officer.



OFFICIAL AGENDA OF THE TUALATIN CITY COUNCIL MEETING FOR MARCH 25, 2013

A. CALL TO ORDER

Pledge of Allegiance

B. ANNOUNCEMENTS

1. City of Tualatin Volunteer Appreciation Week Proclamation
2. Tualatin Library Foundation Announces Vine2Wine

C. CITIZEN COMMENTS

This section of the agenda allows citizens to address the Council regarding any issue not on the agenda. The duration for each individual speaking is limited to 3 minutes. Matters requiring further investigation or detailed answers will be referred to City staff for follow-up and report at a future meeting.

D. CONSENT AGENDA

The Consent Agenda will be enacted with one vote. The Mayor will first ask staff, the public and Councilors if there is anyone who wishes to remove any item from the Consent Agenda for discussion and consideration. The matters removed from the Consent Agenda will be considered individually at the end of this Agenda under, 1) Items Removed from the Consent Agenda. The entire Consent Agenda, with the exception of items removed from the Consent Agenda to be discussed, is then voted upon by roll call under one motion.

1. Approval of the Minutes for the City Council Regular Meeting on March 11, 2013

E. SPECIAL REPORTS

1. Arbor Week Proclamation and Tree City USA Presentation

F. PUBLIC HEARINGS – Legislative or Other

G. PUBLIC HEARINGS – Quasi-Judicial

H. GENERAL BUSINESS

I. 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.

J. COMMUNICATIONS FROM COUNCILORS

K. ADJOURNMENT

City Council Meeting

B. 1.

Meeting Date: 03/25/2013

ANNOUNCEMENTS: Volunteer Appreciation Week Proclamation

ANNOUNCEMENTS

City of Tualatin Volunteer Appreciation Week Proclamation

Attachments

Volunteer Appreciation Week Proclamation

Proclamation

Proclamation Declaring March 31-April 6, 2013 as "Volunteer Appreciation Week" in the City of Tualatin

WHEREAS the foundation of a humane and just society is the people's willingness to work together for the common good; and

WHEREAS 2,370 volunteers contributed 35,430 hours of their time, in 2012, an equivalent of about 18 full time employees, to the betterment of our community; and

WHEREAS volunteers give freely of their time, energy, and ingenuity, and ask only for a thank you for their countless hours of service; and

WHEREAS it has been a 100 year tradition in our community for individuals and families to volunteer to improve our community; and

WHEREAS it is fitting to recognize our volunteers for their service;

NOW, THEREFORE, BE IT PROCLAIMED BY THE CITY COUNCIL OF THE CITY OF TUALATIN, that:

Section 1. The week of March 31-April 6, 2013, to be proclaimed "Volunteer Appreciation Week" in the City of Tualatin.

Section 2. The City of Tualatin takes great pleasure in honoring the volunteers of our community and conveying our sincere gratitude and appreciation for their dedicated, selfless, and compassionate efforts; they are the icing on the cake!

INTRODUCED AND ADOPTED this 25th day of March, 2013.

CITY OF TUALATIN, OREGON

BY _____
Mayor

ATTEST:

BY _____
City Recorder

City Council Meeting

B. 2.

Meeting Date: 03/25/2013

ANNOUNCEMENTS: Tualatin Library Foundation announces Vine2Wine

ANNOUNCEMENTS

Tualatin Library Foundation Announces Vine2Wine

SUMMARY

The Tualatin Library Foundation presents Vine2Wine on Saturday, April 20 at 7 PM. Events include wine-tasting, music and a discussion of the sustainability movement within the Oregon wine industry by Jim Bernau. Mr. Bernau is the founder and president of Willamette Valley Vineyards.

Attachments

Vine2Wine Poster

TUALATIN LIBRARY FOUNDATION PRESENTS

Time 2 Wine



Saturday April 20 @ 7:00 - 9:30pm

Tualatin Library

See

Founder and president
of the Willamette
Valley Vineyards

Jim Bernau

Discussing the
sustainability movement
within the Oregon
wine industry

Accompany us in a
celebration of wine
tasting. Enjoy wine all
from local wineries

\$40 Entrance fee

A complimentary
restaurant grade wineglass
is our gift to each attendee

Hear

The elegant sounds
of classical music by

**Con Brio
Quartet**

Performing through
the evening

WILLAMETTE VALLEY
VINEYARDS

Denison Cellars
WINES OF DISTINCTION

winderlea
vineyard and winery

TRON
VINEYARD

Carver's Feast
WINERY


WEST COAST BANK

vehrs
DOMESTIC & IMPORTED

O.L MOORE
FOUNDATION

Catering by Dalton Catering

TualatinLibraryFoundation.Org



STAFF REPORT

CITY OF TUALATIN

TO: Honorable Mayor and Members of the City Council

THROUGH: Sherilyn Lombos

FROM: Nicole Morris, Deputy City Recorder

DATE: 03/25/2013

SUBJECT: Approval of the Minutes for the City Council Regular Meeting on March 11, 2013

ISSUE BEFORE THE COUNCIL:

The issue before the Council is to approve minutes from the City Council Regular Meeting on March 11, 2013.

RECOMMENDATION:

Staff respectfully recommends that the Council adopt the attached minutes.

Attachments: [City Council Minutes March 11, 2013](#)



OFFICIAL MINUTES OF THE TUALATIN CITY COUNCIL MEETING FOR MARCH 11, 2013

Present: Councilor Wade Brooksby; Councilor Frank Bubenik; Councilor Joelle Davis; Councilor Nancy Grimes; Councilor Ed Truax

Absent: Mayor Lou Ogden; Council President Monique Beikman

Staff Present: City Manager Sherilyn Lombos; City Attorney Sean Brady; Community Development Director Alice Rouyer; Deputy City Manager Sara Singer; Deputy City Recorder Nicole Morris; Information Services Manager Lance Harris; Library Manager Abigail Elder; Engineering Manager Kaaren Hofmann; Police Captain Mark Gardner

A. CALL TO ORDER

Pledge of Allegiance

Councilor Truax called the meeting to order at 7:00 p.m.

B. ANNOUNCEMENTS

1. Youth Advisory Council Update March 11, 2013

Members of the Youth Advisory Council (YAC) presented a PowerPoint updating the Council of their current projects. YAC is currently working on Project FRIENDS an anti-bullying workshop to be held on April 19th at Byrom and Tualatin Elementary Schools. They also will be participating in Arbor Week and the Tualatin Discovery Challenge sponsored by the Tualatin Historical Society. YAC is preparing for Movies on the Commons to be held on Saturdays in July and August. They will be helping to select the films and sell concessions at the events.

2. Food for Fines Week at Tualatin Public Library

The Tualatin Public Library will be sponsoring Food for Fines this year from March 10-16. All donations will go to the Tualatin Food House Pantry. For every pound of food donated to the pantry, participants will receive a \$1 voucher good towards the forgiveness of fines at the library, up to \$10.

3. Proclamation Declaring April 1 - 6, 2013 National Community Development Week

Councilor Davis stated that the week of April 1-6, 2013 has been designated as National Community Development Week by the National Community Development Association to celebrate the Community Development Block Grant (CDBG) Program and the HOME Investment Partnerships (HOME) Program. Councilor Davis noted that these programs provide annual funding and flexibility to local communities to provide decent, safe and sanitary housing, a suitable living environment and economic opportunities to low-and moderate-income people. Since the program's inception, Tualatin has received a total of \$1,466,617 in CDBG funds to provide house rehabilitation, neighborhood revitalization and expansion of community facilities.

Councilor Davis read the proclamation declaring April 1-6, 2013 "National Community Development Week" in the City of Tualatin.

4. Proclamation Declaring March 21, 2013 Breast Restoration AdVocacy Education (BRAVE) Day

Councilor Grimes read the proclamation declaring March 21, 2013 as "Breast Restoration AdVocacy Education (BRAVE) Day" in the City of Tualatin.

C. CITIZEN COMMENTS

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D. CONSENT AGENDA

The Consent Agenda will be enacted with one vote. The Mayor will first ask staff, the public and Councilors if there is anyone who wishes to remove any item from the Consent Agenda for discussion and consideration. The matters removed from the Consent Agenda will be considered individually at the end of this Agenda under, 1) Items Removed from the Consent Agenda. The entire Consent Agenda, with the exception of items removed from the Consent Agenda to be discussed, is then voted upon by roll call under one motion.

MOTION by Councilor Wade Brooksby, SECONDED by Councilor Joelle Davis to approve the consent agenda.

Vote: 5 - 0 MOTION CARRIED

Other: Mayor Lou Ogden (Absent)

Council President Monique Beikman (Absent)

1. Approval of the Minutes for the City Council Work Session and Regular Meeting on February 25, 2013
2. Approval of a New Liquor License Application for Thai Cuisine Restuarant.
3. Approval of 2013 Liquor License Renewals Late Submittals

E. SPECIAL REPORTS

1. Private Water Quality Facility Management Program Overview

Engineering Technician Matt Scheidegger and Engineering Manager Kaaren Hofmann presented an update on the Private Water Quality Facility Management Program. The purpose of this program is to improve water quality in the Tualatin River Watershed by bringing existing water quality facilities into compliance and establishing a formal inspection program. This program was implemented as a requirement of Clean Water Services. The program has a five year implementation plan and the City is currently in year four. Engineering Technician Scheidegger noted that they are on track to meet their inspection goals for the year and that he has been receiving a good response rate in regards to compliance from businesses in the community.

Councilor Truax asked how many sites needed remediation. Scheidegger stated that 50% need remediation and have been brought back to a functioning state.

2. Announcement of SW 124th Street Open House

Engineer Manager Kaaren Hofmann announced the open house for the SW 124th Avenue Alignment Options to be held on March 20th from 5:00-7:30 p.m. at the Tualatin Valley Fire and Rescue Training Center. The purpose of the open house is to gather alignment options from Tualatin Sherwood Road to Grahams Ferry Road and to solicit feedback from residents. The County will be at the April 8th work session to brief the Council on the open house.

Councilor Truax asked if this would be the only local open house. Hofmann stated that this would be the only scheduled event. City Manger Lombos noted that all interested parties including directly affected property owners have been invited to be on the Interested Party Committee by the County. Councilor Truax encouraged everyone interested to attend and voice their opinions on the matter.

F. PUBLIC HEARINGS – Legislative or Other

G. PUBLIC HEARINGS – Quasi-Judicial

H. GENERAL BUSINESS

1. Acceptance of the 2013 Water Master Plan Document

Engineering Manager Kaaren Hofmann and Community Development Director Alice Rouyer presented the Water Master Plan Update. Engineering Manager Hofmann stated that the master plan identifies deficiencies, determines future system supply requirements, and recommends improvements that correct existing deficiencies and provide for future expansion. The supply needs for water in the City will continue to be adequate until 2030 if conservation continues and economic growth continues to be slow. The proposed plan addresses potential supply issues by recommending revisiting the water demand projections in three years. The majority of the proposed projects totaling \$20.5 million are associated with growth in the area and will be funded by a combination of water rates and System Development Charges (SDC's). Ms. Hofmann noted that the plan has been before the Tualatin Planning Commission and they presented no concerns. It has also been been available on the City's website and they have received no comments from the public.

Councilor Truax is happy with the recommendation to revisit the plan every 2-3 years and would like to see this continued in the future. He does not want to lose sight of the conversation regarding water rates either. Engineering Manager Hofmann stated that the fee schedule will go into place this June and has been factored into the budget at the 4.5% rate as proposed in the plan.

Community Development Director Rouyer stated that the next steps for the plan are possible acceptance tonight and then incorporation in to the Tualatin Development Code. The plan would then come back to Council in the Spring for acceptance of the amendments to the code.

MOTION by Councilor Nancy Grimes, SECONDED by Councilor Frank Bubenik to accept the Water Master Plan document and direct staff to prepare plan text amendments and ordinance amendments to incorporate the master plan work into the Tualatin Development Code.

Vote: 5 - 0 MOTION CARRIED

Other: Mayor Lou Ogden (Absent)

Council President Monique Beikman (Absent)

I. 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.

J. COMMUNICATIONS FROM COUNCILORS

Councilor Grimes complimented the staff and Councilor Truax on their leadership in completing the Water Master Plan. She noted how well it was planned. Councilor Truax stated that the City of Tualatin has done a great job in maintaining the water supply system and have a regular program in place for ongoing maintenance.

Councilor Truax thanked those who participated in the CIO 2 traffic forum last weekend. He stated that it was well attended and appreciated everyone's efforts.

K. ADJOURNMENT

Councilor Truax adjourned the meeting at 7:33 p.m.

Sherilyn Lombos, City Manager

Nicole Morris

/ Nicole Morris, Recording Secretary

_____ / Lou Ogden, Mayor

City Council Meeting

E. 1.

Meeting Date: 03/25/2013

SPECIAL REPORTS: Arbor Week Proclamation and Tree City USA Presentation

SPECIAL REPORTS

Arbor Week Proclamation and Tree City USA Presentation

SUMMARY

Council will consider a proclamation declaring April 7 - 13, 2013 Arbor Week in Tualatin and receive a presentation on Tualatin being named a Tree City USA for the 26th time. Winners of the 5th Grade Arbor Week Poster Contest will be recognized.

Attachments

2013 Arbor Week Proclamation

Proclamation

Proclamation Declaring April 7 - April 13, 2013 Arbor Week in the City of Tualatin

WHEREAS Arbor Day is a celebration observed throughout the nation and the world in which individuals and groups are encouraged to plant, care for, and celebrate the many values of trees, and Arbor Day is observed in the State of Oregon during the first full week of April, which this year will be April 7 - 13, 2013; and

WHEREAS healthy trees reduce the erosion of topsoil by wind and water, moderate the temperature, calm traffic, clean the air, produce oxygen, provide habitat for wildlife, and are a renewable resource giving us paper and countless other wood products; and

WHEREAS trees beautify our community, increase property values, and enhance the economic vitality of business areas in Tualatin, and thousands of trees and shrubs are planted by volunteers on Tualatin's parklands every year; and

WHEREAS 2013 marks the 26th consecutive time the City of Tualatin has been certified as a Tree City USA by the National Arbor Day Foundation for following best-practices in urban forestry management and Tualatin has received the Tree City USA Growth Award 12 times for outstanding achievement in strengthening its tree care program.

BE IT PROCLAIMED BY THE CITY COUNCIL OF THE CITY OF TUALATIN, that:

Section 1. All citizens are urged to support efforts to protect and plant trees to gladden the hearts and promote the well being of present and future generations.

Section 2. The citizens of the City of Tualatin support the Oregon Department of Forestry and the National Arbor Day Foundation in their recognition of the value of trees and forests by proclaiming April 7 - 13, 2013, as Arbor Week in Tualatin.

INTRODUCED AND ADOPTED this 25th day of March, 2013.

CITY OF TUALATIN, OREGON

BY _____
Mayor

ATTEST:

BY _____
City Recorder