



## OFFICIAL MINUTES OF THE TUALATIN CITY COUNCIL MEETING FOR AUGUST 22, 2016

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Present: Mayor Lou Ogden; Councilor Frank Bubenik; Councilor Joelle Davis; Councilor Nancy Grimes; Councilor Ed Truax

Absent: Council President Monique Beikman; Councilor Wade Brooksby

Staff Present: City Manager Sherilyn Lombos; City Attorney Sean Brady; Police Chief Bill Steepe; Community Services Director Paul Hennon; Planning Manager Aquilla Hurd-Ravich; Deputy City Recorder Nicole Morris; Assistant to the City Manager Tanya Williams; Library Manager Jerianne Thompson; Management Analyst II Zoe Monahan; Public Works Director Jerry Postema

### A. CALL TO ORDER

Pledge of Allegiance

Mayor Ogden called the meeting to order at 7:00 p.m.

### B. ANNOUNCEMENTS

#### 1. 2016 Tualatin Community Survey

Assistant to the City Manager Tanya Williams announced the City is conducting a community survey. She stated paper surveys had already been distributed to citizens. The online survey is now available and she encouraged all citizens to participate and provide feedback. The survey will close on September 5.

### C. CITIZEN COMMENTS

*This section of the agenda allows anyone to address the Council regarding any issue not on the agenda, or to request to have an item removed from the consent 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.*

Susan Novak, on behalf of the Tualatin Aging Task Force, provided a update to the Council on their petition efforts regarding the relocation of the Post Office. She stated around 339 letters opposing the relocation had been mailed. A final decision from the Post Office regarding the relocation will take place on September 26.

#### D. CONSENT AGENDA

*The Consent Agenda will be enacted with one vote. The Mayor will ask Councilors if there is anyone who wishes to remove any item from the Consent Agenda for discussion and consideration. If you wish to request an item to be removed from the consent agenda you should do so during the Citizen Comment section of the agenda. The matters removed from the Consent Agenda will be considered individually at the end of this Agenda under, 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 Nancy Grimes, SECONDED by Councilor Joelle Davis to adopt the consent agenda.

Aye: Mayor Lou Ogden, Councilor Frank Bubenik, Councilor Joelle Davis, Councilor Nancy Grimes, Councilor Ed Truax

Other: Council President Monique Beikman (Absent), Councilor Wade Brooksby (Absent)

MOTION CARRIED

1. Consideration of Approval of the Minutes for the Regular Meeting of August 8, 2016
2. Consideration of Recommendations from the Council Committee on Advisory Appointments
3. Consider **Resolution No. 5294-16** Authorizing the City Manager to Execute an Intergovernmental Agreement to Participate in the Emergency Management Cooperative of Washington County

#### E. SPECIAL REPORTS

1. 2015-16 Annual Report of the Tualatin Arts Advisory Committee

Tualatin Arts Advisory Committee (TAAC) Vice-Chair Dawn Upton and Committee Member Brett Hamilton presented the annual report. Vice-Chair Upton stated the role of the committee is to stimulate private and public support for programs and activities in the arts, encourage greater opportunities for recognition of arts in Tualatin, and to strive to ensure excellence in the public arts collection. The committee produces four primary art programs a year including ArtSplash, Concerts on the Commons, ArtWalk, and the Visual Chronicle. Member Hamilton stated TAAC provides greater opportunities for recognition of local artists by providing a Living Room Gallery wall in the Library and honoring artists with the Community Enhancement Award. TAAC action plan for the next year includes continuing to produce art events and programs, improve the Lazy River Sculpture, support gateway artwork, and incorporate the Public Art Plan into the Parks and Recreation Master Plan Update.

Mayor Ogden complimented the committee on another successful year of work.

2. Soil and Water Conservation District Presentation

Chairman of the Board for the Soil and Water Conservation District John McDonald presented and update on the districts activities. Mr. McDonald spoke to the upcoming levy they have proposed. They levy would allow the District to expand its services to urban residents, forests, and farms throughout the County. Specific activities include technical assistance for private lands, restoration and conservation, outreach and education, and local leverage opportunities. The levy rate would be 9 cents per \$1,000 assessed value and may not levy the full amount for the first three to five years.

**F. GENERAL BUSINESS**

*If you wish to speak on a general business item please fill out a Speaker Request Form and you will be called forward during the appropriate item. 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.*

**1. Consideration of a Request from the Tualatin Chamber of Commerce to Adopt a Resolution Opposing the Passage of Initiative Petition 28**

Tualatin Chamber of Commerce Director Linda Moholt spoke in opposition of the passage of Initiative Petition 28. She stated the Chamber would like to continue to create a business friendly environment for businesses to create jobs. The proposed tax will hurt local businesses with the potential job lose in the State of Oregon around 38,000.

President of the Tigard-Tualatin Education Association John Webber spoke in favor of Initiative Petition 28. He stated the tax will support schools and senior programs throughout Oregon. He noted it is important for citizens to fully educate themselves on the measure before making a decision as this will affect education, health care, and senior services.

**COUNCIL DISCUSSION**

Councilor Bubenik stated he would like to see the Council not take a position on the measure so citizens can make their own decision.

Councilor Davis is in opposition of the resolution and does not want to see the Council make a decision for citizens on a state wide measure.

Councilor Grimes stated the Council should not take a stand on the measure.

Councilor Truax stated he is opposed to the measure but concurred with the sentiments of his fellow Councilors.

Mayor Ogden stated he is opposition of the measure due to the long term tax impacts it will have on Tualatin.

**MOTION by Mayor Lou Ogden, SECONDED by Councilor Ed Truax to adopt a resolution opposing the passage of Initiative Petition 28.**

**Aye:** Mayor Lou Ogden, Councilor Ed Truax

**Nay:** Councilor Frank Bubenik, Councilor Joelle Davis, Councilor Nancy Grimes

Other: Council President Monique Beikman (Absent), Councilor Wade Brooksby (Absent)

MOTION Failed

2. Consideration of **Resolution No. 5296-16** Supporting the Clackamas County Ballot Measure Requesting Voter Approval for a County-Wide Motor Vehicle Fuel Tax

Mayor Ogden stated the Clackamas County Board of Commissioners had proposed an IGA for a fuel tax. Within the IGA it stated City's who did not support the IGA via a resolution would not be able to participate in revenue distribution. Local cities pushed back against and the Board of Commissioners removed the language. Mayor Ogden urged the Council to support the proposed resolution tonight in support of the fuel tax.

Councilor Truax stated he was offended by the original demands of the IGA. He is concerned with Tualatin receiving their fair share of the tax. Overall he is not opposed to the proposed fuel tax.

MOTION by Councilor Ed Truax, SECONDED by Councilor Nancy Grimes to adopt Resolution No. 5296-16 Supporting the Clackamas County Ballot Measure Requesting Voter Approval for a County-Wide Motor Vehicle Fuel Tax.

Aye: Mayor Lou Ogden, Councilor Frank Bubenik, Councilor Joelle Davis, Councilor Nancy Grimes, Councilor Ed Truax

Other: Council President Monique Beikman (Absent), Councilor Wade Brooksby (Absent)

MOTION CARRIED

3. Consideration of **Resolution No. 5293-16** Authorizing the City Manager to Apply for and Accept Regional Flexible Fund Allocation (RFFA) Grant Funds to Complete Project Design for the Herman Road Active Transportation Project

City Engineer Jeff Fuchs and Management Analyst Zoe Monahan presented a resolution to apply for and accept Regional Flexible Fund Allocation (RFFA) grant funds to complete project design for the Herman Road Active Transportation Project. Analyst Monahan spoke to the total breakdown of funds for the RFFA. Engineer Fuchs stated the proposal is for the design development phase of the Herman Road project. The phase would include public outreach, identify preferred alternatives, and the development of construction documents. The completed project would include buffered bicycle lanes, pedestrian facilities, upgraded lighting, and other safety improvements along the roadway. He stated the total RFFA request will be \$571,000. Analyst Monahan stated grant applications are due Friday with the technical evaluation of the proposals occurring over the rest of the summer. A final project list for funding will be available in the winter of 2017.

Management Analyst Monahan stated in addition to seeking Council support for the Herman Road project the County is requesting a letter of support for RFFA funding on the Basalt Creek Parkway project.

Councilor Davis asked if this is for the bridge project. Engineer Fuchs stated it is.

Mayor Ogden asked where the additional funding for the City project would come from. Engineer Fuchs stated funding will come in three cycles: design, development, and construction.

Mayor Ogden asked how much funding was available. Analyst Monahan stated \$25.81 million.

Mayor Ogden asked if other funding sources were being considered. Engineer Fuchs stated RFFA is the only considered source at this time.

MOTION by Councilor Ed Truax, SECONDED by Councilor Frank Bubenik to adopt Resolution No. 5293-16 Authorizing the City Manager to Apply for and Accept Regional Flexible Fund Allocation (RFFA) Grant Funds to Complete Project Design for the Herman Road Active Transportation Project.

Aye: Mayor Lou Ogden, Councilor Frank Bubenik, Councilor Joelle Davis, Councilor Nancy Grimes, Councilor Ed Truax

Other: Council President Monique Beikman (Absent), Councilor Wade Brooksby (Absent)

MOTION CARRIED

MOTION by Councilor Ed Truax, SECONDED by Councilor Frank Bubenik to issue a letter of support for the Basalt Creek Parkway grant submission.

Aye: Mayor Lou Ogden, Councilor Frank Bubenik, Councilor Nancy Grimes, Councilor Ed Truax

Nay: Councilor Joelle Davis

Other: Council President Monique Beikman (Absent), Councilor Wade Brooksby (Absent)

MOTION CARRIED

4. Consideration of **Resolution No. 5295-16** Supporting the Endorsement of the Cities of Tigard and Tualatin to be Designated as the Demonstration Community by the Blue Zones Project

Mayor Ogden stated this is a community driven proposal. To date over thirty entities had signed endorsement letters of support. The Tigard City Council passed the same resolution at their last Council meeting.

MOTION by Councilor Ed Truax, SECONDED by Councilor Joelle Davis to adopt Resolution No. 5295-16 Supporting The Endorsement of the Cities of Tigard And Tualatin to be Designated as the Demonstration Community by the Blue Zones Project.

Aye: Mayor Lou Ogden, Councilor Frank Bubenik, Councilor Joelle Davis, Councilor Nancy Grimes, Councilor Ed Truax

Other: Council President Monique Beikman (Absent), Councilor Wade Brooksby  
(Absent)

MOTION CARRIED

**G. 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.*

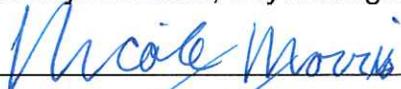
**H. COMMUNICATIONS FROM COUNCILORS**

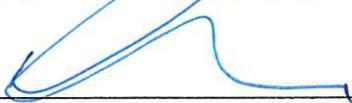
None.

**I. ADJOURNMENT**

Mayor Ogden adjourned the meeting at 8:25 p.m.

Sherilyn Lombos, City Manager

 / Nicole Morris, Recording Secretary

 / Lou Ogden, Mayor