



OFFICIAL MINUTES OF THE TUALATIN CITY COUNCIL MEETING FOR MAY 22, 2017

Present: Mayor Lou Ogden; Councilor Frank Bubenik; Council President Joelle Davis; Councilor Nancy Grimes; Councilor Paul Morrison; Councilor Jeff DeHaan; Councilor Robert Kellogg

Staff Present: City Manager Sherilyn Lombos; City Attorney Sean Brady; Police Chief Bill Steele; Deputy City Recorder Nicole Morris; Teen Program Specialist Julie Ludemann; Assistant to the City Manager Tanya Williams; Assistant City Manager Alice Cannon; Library Manager Jerianne Thompson; Project Engineer Dominique Huffman; Community Services Director Paul Hennon

A. CALL TO ORDER

Pledge of Allegiance

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

B. ANNOUNCEMENTS

1. Proclamation Declaring the week of May 21-27, 2017 as Emergency Medical Services Week in the City of Tualatin

Mayor Ogden read the proclamation declaring the week of May 21-27, 2017 as Emergency Medical Services Week in the City of Tualatin.

2. New Employee Introduction- Engineering Associate Shawn Strasser

Public Works Director Jeff Fuchs introduced Engineering Associate Shawn Strasser. The Council welcomed him.

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.

Herb Koss asked how the Council plans on reaching a resolution with the City of Wilsonville regarding the Basalt Creek Area. He stated the study Wilsonville conducted is not feasible and he does not want to see the study hold up the process any further.

Dale Potts invited everyone to attend the Memorial Day Observance and Free

Picnic to be held on May 29, 10:45 a.m., at the Winona Cemetery.

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 Council President Joelle Davis, SECONDED by Councilor Nancy Grimes to adopt the consent agenda.

Aye: Mayor Lou Ogden, Councilor Frank Bubenik, Council President Joelle Davis, Councilor Nancy Grimes, Councilor Jeff DeHaan, Councilor Paul Morrison, Councilor Robert Kellogg

MOTION CARRIED

1. Adoption of **Resolution No. 5320-17** authorizing the City Manager to sign the contracts for the 2016/17 Pavement Maintenance Program.

E. 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 **Resolution No. 5319-17** Declaring the City of Tualatin a Sanctuary City

Mayor Ogden introduced the resolution and provided a brief background on the proposal provided at the last meeting.

Caroline Hay spoke in support of the Inclusive City resolution.

Mackenzie Hampel spoke in support of the Inclusive City resolution.

Cassie Cohen, of Unite Oregon, spoke in support of the Inclusive City resolution. She added she looks forward to working with the City to help bridge the divides in the community.

Mae Heidi stated she felt encouraged the Council updated the resolution to an Inclusive City instead of a Sanctuary City. She added she feels there are already statements in place that do the same thing as the resolution, so she doesn't feel it is necessary.

Bailey Langley spoke in support of the Inclusive City resolution.

Nancy Munoz Garcia shared a story from her classmate. She spoke in support of the Inclusive City resolution.

Caroline Blackledge spoke in support of the Inclusive City resolution.

Cristina Marquez spoke in support of the Inclusive City resolution.

Yanely Rivas, of Unite Oregon, shared stories and spoke in support of the Inclusive City resolution.

Mark Taft spoke in opposition of the Inclusive City resolution.

Walt Drysdale reminded the Council they are a nonpartisan body and encouraged them to operate in that manner. He spoke in opposition to the Inclusive City resolution.

Roger Law spoke in opposition of the Inclusive City resolution.

Ricardo Olguin shared a story from his classmate and spoke in support of the Inclusive City resolution.

Samantha Ramos shared a story and spoke in support of the Inclusive City resolution.

Mary Petrides spoke in support of the Inclusive City resolution.

Nayeli Narino-Rooles spoke in support of the Inclusive City resolution.

Naomi Bonner spoke in support of the Inclusive City resolution.

Don Carl spoke in support of the Inclusive City resolution.

Councilor Morrison thanked all the students for attending and speaking at tonight's meeting.

Council President Davis stated the Inclusive City resolution does not include references to sexual orientation and disability status and by no means trumps the Unity Statement the Council has issued.

Councilor Kellogg stated the resolution does not condone illegal immigration and is not in violation of federal law.

MOTION by Councilor Robert Kellogg, SECONDED by Council President Joelle Davis to adopt Resolution No. 5319-17 declaring the City of Tualatin an Inclusive City.

Aye: Mayor Lou Ogden, Councilor Frank Bubenik, Council President Joelle Davis, Councilor Nancy Grimes, Councilor Jeff DeHaan, Councilor Paul Morrison, Councilor Robert Kellogg

MOTION CARRIED

2. Consideration of **Ordinance No. 1399-17** Relating To Utility Facilities In The Rights-Of-Way; Adding New Tualatin Municipal Code Chapter 3-6 And Repealing Tualatin Municipal Code Chapter 10-1 (Telecommunications)

Public Works Director Jeff Fuchs introduced the proposed rights of way ordinance. Management Analyst Carrie Severson stated the draft ordinance was prepared using the current telecommunications ordinance, existing franchise agreements, regionally adopted ordinance, and Council direction. She noted the draft ordinance was provided to franchises for comment and consideration. Feedback based changes included eliminating the registration component, a longer remittance period, and a delayed construction coordination schedule. Major draft ordinance components were reviewed. Analyst Severson stated next steps included developing forms, setting up databases, policy decision from Council, and stakeholder involvement.

COUNCIL DISCUSSION

Councilor Bubenik asked about the decision to eliminate the registration component. Analyst Severson stated the ordinance would refer to the business license process which allows the City to maintain current contact information through that avenue.

Mayor Ogden stated he would like to see the ordinance be inclusive of all providers and handle individual provider fees in the fee schedule.

Councilor Kellogg asked how this would be enforced or if it would be voluntary compliance. Analyst Severson stated there are several different avenues the City can take for enforcement.

MOTION by Council President Joelle Davis, SECONDED by Councilor Frank Bubenik for first reading by title only.

Aye: Mayor Lou Ogden, Councilor Frank Bubenik, Council President Joelle Davis, Councilor Nancy Grimes, Councilor Jeff DeHaan, Councilor Paul Morrison, Councilor Robert Kellogg

MOTION CARRIED

MOTION by Council President Joelle Davis, SECONDED by Councilor Frank Bubenik for second reading by title only.

Aye: Mayor Lou Ogden, Councilor Frank Bubenik, Council President Joelle Davis, Councilor Nancy Grimes, Councilor Jeff DeHaan, Councilor Paul Morrison, Councilor Robert Kellogg

MOTION CARRIED

MOTION by Council President Joelle Davis, SECONDED by Councilor Frank Bubenik to adopt Ordinance No. 1399-17 relating to utility facilities in the rights-of-way; adding new Tualatin Municipal Code Chapter 3-6 and repealing Tualatin Municipal Code Chapter 10-1 (Telecommunications).

Aye: Mayor Lou Ogden, Councilor Frank Bubenik, Council President Joëlle Davis,
Councilor Nancy Grimes, Councilor Jeff DeHaan, Councilor Paul Morrison,
Councilor Robert Kellogg

MOTION CARRIED

F. 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.

G. COMMUNICATIONS FROM COUNCILORS


Councilor Kellogg stated he attended the CERT Team drill on Saturday, he noted it was a success.

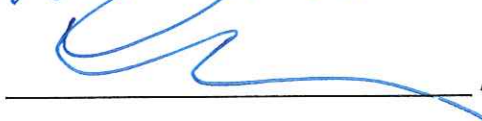
Councilor Davis thanked the citizens for attending the meeting tonight and voicing their concerns. She stated she looks forward to more community unification in the future.

H. ADJOURNMENT

Mayor Ogden adjourned the meeting at 8:44 p.m.

Sherilyn Lombos, City Manager

 / Nicole Morris, Recording Secretary

 / Lou Ogden, Mayor