



OFFICIAL MINUTES OF THE TUALATIN CITY COUNCIL MEETING FOR MAY 28, 2013

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

Staff Present: City Manager Sherilyn Lombos; City Attorney Sean Brady; Police Chief Kent Barker; Assistant City Manager Alice Rouyer; Community Services Director Paul Hennon; Finance Director Don Hudson; Deputy City Manager Sara Singer; Planning Manager Aquilla Hurd-Ravich; Deputy City Recorder Nicole Morris; Information Services Manager Lance Harris; Parks and Recreation Manager Carl Switzer; Library Manager Abigail Elder; Management Analyst Ben Bryant; Public Works Director Jerry Postema

A. CALL TO ORDER

Pledge of Allegiance

Mayor Ogden called the meeting to order at 7:06 p.m.

B. ANNOUNCEMENTS

1. Introduction of Republic Service General Manager Derek Ruckman

Republic Services Operations Manager Frank Lonergan introduced the new Recycling Coordinator Elizabeth Start and new General Manager Derek Ruckman. Ruckman thanked the City for its continued partnership in managing the municipal garbage service contract.

2. New Employee Introduction: Jerry Postema, Public Works Director

City Manager Lombos introduced new Public Works Director, Jerry Postema. The City Council welcomed Mr. Postema to the staff.

3. Summer Activities Update

Parks and Recreation Manager Carl Switzer and Library Manager Abigail Elder presented the City of Tualatin 2013 Summer Programs. Programs included the Gang Resistance Education and Training (GREAT) Summer Program, TEAM Tualatin, Art Walks, Concerts on the Commons, ArtSplash Art Show, Tualatin Crawfish Festival, and the Tualatin Farmers Market. There will also be many ongoing activities at the Juanita Pohl Center, Tualatin Heritage Center, and the Library.

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.

David Allcroft addressed issues with the current noise ordinance and the impact of a neighbor abusing the current ordinance. He requested that the current ordinance be re-evaluated to include provisions regarding unreasonable and excessive noise. Mayor Ogden asked for Council consensus on moving forward with directing staff to pursue this issue. Consensus was reached from the Council and this topic will be discussed at a future work session.

Paul Wheatcraft spoke to concerns regarding the noise ordinance and suggested looking further into other cities noise ordinances regarding excessive noise.

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 Council President Monique Beikman, SECONDED by Councilor Nancy Grimes to approve the consent agenda.

Vote: 7 - 0 MOTION CARRIED

1. Consideration of Approval of the Minutes for the City Council Work Session and Regular Meeting on May 13, 2013.
2. Consideration of Resolution No. 5141-13 Amending the City of Tualatin Fee Schedule and Rescinding Resolution No. 5118-12
3. Consideration of Resolution 5144-13 Adopting a Citywide Records Request Policy and Rescinding Resolution No. 4797-08.
4. Consideration of a New Liquor License Application for Grochan Cellars.
5. Consideration of Resolution No. 5138-13 to Grant a Conditional Use Permit to Tualatin Animal Clinic to Allow a Veterinary Clinic with Practice Limited to Small Animals in the Central Commercial (CC) Planning District at 8700 SW Cherokee Street (Tax Map 2S1 23AA, Tax Lot 01000) (CUP-13-02).
6. Consideration of Resolution 5145-13 Directing the Architectural Review Board to review and comment on the proposed Nyberg Rivers Master Plan MP-13-01

E. GENERAL BUSINESS

1. Review and Discuss Input about Chickens in Single-Family Areas

Mayor Ogden recapped the discussion held at the work session in regards to chickens in single-family areas. He noted that the Council had directed staff to research further items for a draft ordinance. Staff will return at the next Council work session with a time line and process for moving forward.

Mayor Ogden opened the floor for input.

Cathy Holland spoke in support of chickens in single-family areas and in favor of the draft ordinance.

Endre Richards stated that she feels there is overwhelming support from Citizen Involvement Organizations (CIO) and would like to see the draft ordinance move forward.

Jeff Scott spoke in favor of the draft ordinance and expressed that there was overwhelming support from his CIO.

Barbara and Mike Lafgren asked that the Council focus on the positive aspects of having chickens and that the Council provide them with a firm date for the ordinance moving forward. Mayor Ogden stated that a time line for the ordinance would be brought back at a future Council work session.

Rachel Engstrom stated that she believes that the current draft ordinance does address the oppositions concerns and urged the Council to proceed.

Kip Christensen spoke to decreased waste of households from composting and chickens and asked the Council to proceed with the draft ordinance.

Anna Christensen submitted a list of complaints for different types of animals within the county noting that chickens have been less of a disturbance than other types of animals.

Tamara Baldry spoke to compostable waste issues and how citizens do act responsibly now and will continue to with chickens in the future.

Dena Dwyer stated that she felt the oppositions' concerns could be easily addressed and asked that the council proceed forward with the draft ordinance.

Mike Wright stated that he felt all the CIO's, including CIO 2, are in favor of the ordinance as presented. He asked that the Council exercise judgment when attending the CIO meetings in a leadership capacity. Mr. Wright asked that the Council proceed with the draft ordinance.

Heather Havens stated that she is recognized as a Urban Chicken expert in the field and offered suggestions of ordinances to review from other cities. She spoke in favor of the ordinance as drafted.

Scott Alvey asked the Council to provide a time line for proceeding. Mayor Ogden stated that it would be brought back at the next work session.

Cindy Phillips offered suggestions to the current draft. Suggestions included language related to enclosure standards, setbacks, slaughter, nuisance provisions, enforcement, and the appeals process.

Chad Darby thanked the Council for their participation in the CIO meetings and asked that they move forward with the draft ordinance.

Allie Chapman showed a video about how kids and teens want chickens.

Anna Lisa Chapman urged the Council to proceed with the ordinance.

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 Bubenik thanked the Veterans of Foreign Wars (VFW) for another great Memorial Day service. He also thanked the Men's Auxiliary for hosting a great picnic following the event. Mayor Ogden thanks the Operations staff who provided a shelter for the service due to the rain.

H. ADJOURNMENT

MOTION by Council President Monique Beikman, SECONDED by Councilor Joelle Davis to adjourn the meeting at 8:37 p.m.

Vote: 7 - 0 MOTION CARRIED

Sherilyn Lombos, City Manager

Nicole Morris

/ Nicole Morris, Recording Secretary



/ Lou Ogden, Mayor