



OFFICIAL MINUTES OF THE TUALATIN CITY COUNCIL MEETING FOR MAY 14, 2018

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

Absent: Councilor Nancy Grimes

Staff City Manager Sherilyn Lombos; City Attorney Sean Brady; Police Chief Bill Steele;

Present: Community Services Director Paul Hennon; Finance Director Don Hudson; Planning Manager Aquilla Hurd-Ravich; Deputy City Recorder Nicole Morris; Teen Program Specialist Julie Ludemann; Maintenance Services Division Manager Clayton Reynolds; Library Manager Jerianne Thompson; Parks and Recreation Manager Rich Mueller; Associate Planner Erin Engman; City Engineer Jeff Fuchs; IS Director Bates Russell

A. CALL TO ORDER

Pledge of Allegiance

Council President Davis called the meeting to order at 7:09 p.m.

B. ANNOUNCEMENTS

1. Tualatin Youth Advisory Council Update for May 2018

Members of the Youth Advisory Committee (YAC) presented a PowerPoint on their latest activities and upcoming events. YAC is preparing for Project FRIENDS to be held on April 20. They are expecting 300 5th graders from Byrom, Bridgeport, Deer Creek and Tualatin Elementary. On Monday 21 YAC will be holding a Youth Summit with the City Council and other youth to discuss important topics affecting the community. YAC will hold their annual Blender Dash on June 2 for kids ages 6-15 at Tualatin Community Park. The YAC will be participating in the Movies on the Commons events this summer. Movies are shown every Saturday starting in July through the end of the summer.

2. Proclamation Declaring May 13-19, 2018 as National Police Week in the City of Tualatin

Councilor Bubenik read the proclamation declaring May 13-19, 2018 as National Police Week in the City of Tualatin.

3. New Employee Introduction - Taylor Nopson, Police Officer

Police Chief Bill Steel introduced Police Officer Taylor Nopson. The Council welcomed her.

4. New Employee Introduction- Onnie Neumann, Permit Technician

Community Development Director Aquilla Hurd-Ravich introduced Permit Technician Onnie Neumann. The Council welcomed her.

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.

M.E.Ch.A.De Tualatin High School Students announced they have partnered with Unite Oregon on an Immigrant Support Project. They asked the Council to support the project through promotion, waived fees, table space at special events, and allowing the group to make quarterly City Council reports. The groups fundraising goal is \$6,000 and to date they have raised \$3,800 for the fund.

Dale Potts announced the Memorial Day Observance and Community Picnic to be held at Winona Cemetery on May 28, 10:45 a.m.

Judy Nix and Carol Difono from Family Promise of Tualatin Valley asked the Council for support of their program through the upcoming grant funding process. They also announce their "Drive-In, Sleep Out" fundraiser.

Amanda Guile-Hinman spoke in opposition of the proposed parking permit zone behind the high school.

Cathy Holland, Warren Harnew, and Charles Blatt requested a portion of Jurgen's Park be committed to an off leash dog facility during the Parks and Recreation Master Plan process.

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 Frank Bubenik, SECONDED by Councilor Jeff DeHaan to adopt the consent agenda.

Aye: Councilor Frank Bubenik, Council President Joelle Davis, Councilor Jeff DeHaan, Councilor Paul Morrison, Councilor Robert Kellogg

Other: Mayor Lou Ogden (Absent), Councilor Nancy Grimes (Absent)

MOTION CARRIED

1. Consideration of Approval of the Minutes for the Special Work Session of April 12, 2018 and Regular Meeting of April 23, 2018
2. Consideration of Approval of a New Liquor License Application for Wine and Design

3. Consideration of **Resolution 5364-18** Awarding the Bid for the Construction of the 2018 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. Tualatin Interceptor and Syphon Improvement Project Update

Community Development Director Paul Hennon introduced Wade Denny from Clean Water Services. Mr. Denny presented information on the upper Tualatin interceptor and syphon improvement project. The existing sanitary sewer infrastructure for the planned area was reviewed. A study was done in 2016 with the goal to optimize existing infrastructure capacity and effectively transport flows while meeting the future needs. One of those projects that came from the study was the Tualatin Interceptor Project. Design for the project started in October 2017. The first phase of the project will start June 2018. The project is estimated to cost \$30 million to complete and will be the largest project the district has completed. Project impacts will include truck traffic into and out of the area. Construction will be happening in Cook and Jurgen's Park. Outreach has included attending citizen advisory group meetings, outreach to city leadership, and localized mailers. After the project is completed there will be enhancements and restoration of all disturbed wetlands.

Councilor Bubenik asked about construction location in phase 2A. Mr. Denny stated it will be along the south side of the river.

Councilor Bubenik asked about the construction impacts during school hours. Mr. Denny stated construction will be during the summer so there will be minimal impact.

Council President Davis asked how deep they would be digging. Mr. Denny stated they will dig between 14-28 feet. Council President Davis asked if there is an archeologist attached to the project. Mr. Denny stated there has been surveys done and they have an archeologist on standby if issues arise.

Councilor Bubenik asked where construction vehicles will be staged. Mr. Denny stated they will be staged onsite. They have acquired the appropriate temporary construction easements to do so.

Councilor Bubenik asked about the wild life protections that have been put in place. Mr. Denny stated bird surveys are being conducted and other necessary precautions are being taken.

2. Consideration of **Resolution No. 5365-18** to adopt Solid Waste and Recycling Rate Adjustment and Interim Surcharge

Information Services Director Bates Russell introduced staff from Republic Services who presented proposed solid waste and recycling rate adjustments. Republic Services Municipal Manager Therese McClain gave a brief national overview of Republic Services. Republic Services Operations Manager Frank Lonergan spoke to services in Tualatin noting there are 14 drivers that service Tualatin, they pick up 130,000 containers every year which amounts to 36,162 tons of materials. He spoke to their community involvement, noting the company has donated close to \$20,000 in 2017.

Republic Services General Manager Jason Jordan spoke to the proposed 2018 rate adjustments. He stated the franchise agreement states that Republic will come to council bi-annually to address rate adjustments. Mr. Jordan spoke to contributing factors in price including disposal costs, different types of materials that are processed, labor, and maintenance costs. He noted Tualatin's rates compare to other surrounding cities.

Councilor Bubenik asked how much of Republic's fees go to Metro. Mr. Jordan stated 30% of their fee's go directly to Metro.

Councilor Kellogg asked why labor and medical costs went up 30%. Mr. Jordan stated they went through labor negotiations this year and the increases are due to the new contract.

Mr. Jordan spoke to the recycling market and the new regulations that are impacting the local recycling market. He stated due to these changes Republic is proposing an interim recycling charge to match what Washington County has implemented.

Councilor Bubenik asked if paper or plastic are the issues with recycling. Mr. Jordan stated both are the issues. Councilor Bubenik asked what the surcharge would cover. Mr. Jordan stated it recovers the direct cost to Republic of the market commodity value.

Council President Davis about public education regarding recycling. Ms. McClain stated they are working on some new handouts in conjunction with the City and County.

Councilor Morrison asked how the base rate will be affected by the recycling surcharge. Mr. Jordan stated the surcharge will be separated so that it can be better analyzed. He noted it is a \$2.00 surcharge for residential homes and a 4% charge on commercial rates.

Councilor Bubenik asked about customer outreach regarding the surcharge. Mr. Jordan stated they have conducted some outreach but were waiting to solidify the rate before moving forward.

Councilor Kellogg asked what would make the surcharge go away in the future. Mr. Jordan stated the recycling market would need to take a turn by finding an alternative market to mitigate the cost. He noted Republic will do a semi-annual review of the surcharge.

Councilor DeHaan asked when the last time this franchise contract has went to bid.

Manager Russell stated every five years the contract comes up for renewal.

MOTION by Councilor Robert Kellogg, SECONDED by Councilor Paul Morrison to adopt Resolution No. 5365-18 to adopt Solid Waste and Recycling Rate Adjustment and adding an interim recycling surcharge with an effective date of June 1, 2018, while rescinding Resolution No. 5273-16.

DELIBERATION ON THE MOTION

Councilor DeHaan stated he has concerns with the overall cost of the service.

Councilor Morrison stated he is impressed with the service they provide.

Aye: Councilor Frank Bubenik, Council President Joelle Davis, Councilor Paul Morrison, Councilor Robert Kellogg

Nay: Councilor Jeff DeHaan

Other: Mayor Lou Ogden (Abstain), Councilor Nancy Grimes (Absent)

MOTION CARRIED

3. Parks and Recreation Master Plan Project Update

Community Development Director Paul Hennon, Parks and Recreation Manager Rich Mueller, and Consultant Cindy Mendoza, MIG presented an update on the Parks and Recreation Master Plan. Manager Mueller reviewed the project phases and noted they are currently in phase four and five. It was noted community outreach themes have been based on public involvement and engagement and include trail connections, trail activities, improved facilities and expanded capacity for sports, inclusive communications, and a greater variety of activities and programs.

Consultant Mendoza spoke to the elements of the framework for the core values, vision, and mission. The framework for all the elements was based on the Council vision, the Tualatin Tomorrow vision, Community Outreach, and the project advisory committee. She spoke to the core values including health and wellness, conservation and stewardship, inclusiveness and equity, diversity, economic vitality, accessibility and connectivity, community engagement, social cohesion, community vibrancy and livability, and family-friendliness. The vision and mission for the project were reviewed. Seven goals and objectives have been established. Consultant Mendoza reviewed each goal and identified objectives for each.

Manager Mueller stated next steps included reviewing recommendations and capital project lists in the spring and summer. Plan adoption is proposed for this upcoming winter.

Councilor DeHaan asked about the Hispanic communities use of facilities. Manager Mueller stated they specifically reached out to the Hispanic community during outreach and received great feedback.

Mayor Ogden asked about how projects will be prioritized. Consultant Mendoza stated the next step is to begin the prioritization process. Director Hennon stated projects will get vetted through the project advisory committee and then come

before the Council.

F. PUBLIC HEARINGS – Quasi-Judicial

1. Continued Hearing for Request for Review of MAR17-0041, Tualatin Professional Center Parking Lot Improvement Land Use Decision located at 6464 SW Borland Road

The Council took a break from 9:34 p.m. to 9:45 p.m.

Mayor Ogden reopened the hearing from the April 23, 2018 Council meeting.

Associate Planner Erin Engman entered the staff report and attachments into the record. Planner Engman stated the staff report contains new evidence from the variance hearing held before the Tualatin Planning Commission. She stated the applicant has requested the Council modify conditions five and six in relation to the drive aisle length. The applicant has submitted a revised proposal that includes revised site plans and project scope. Planner Engman reviewed the staff recommendations for the conditions of approval. Modification to conditions five and six were made per the granted variance.

APPLICANT

Dorothy Cofield, Attorney for the Tualatin Professional Center, stated they are in agreement with the staff. They accept the conditions and the modifications as proposed.

PUBLIC COMMENT

None.

COUNCIL QUESTION/DELIBERATIONS

None.

MOTION by Council President Joelle Davis, **SECONDED** by Councilor Frank Bubenik to approve MAR17-0041, Tualatin Professional Center Parking Lot Improvement Land Use Decision located at 6464 SW Borland Road.

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

Other: Councilor Nancy Grimes (Absent)

MOTION CARRIED

2. Continued Hearing for the Request for Review (Appeal) of a Planning Commission Decision Approving a Variance (VAR17-0001) to the Separation Requirements of Wireless Communication Facilities

Community Development Director Aquilla Hurd-Ravich stated the applicant applied for a variance that was approved by the Tualatin Planning Commission and then appealed and forwarded to the Council. The Council held a hearing where the appellant requested the record be kept open for seven days. The record has been closed and this is a continuation from that hearing.

Council President Davis asked if there was any new materials submitted that changed staff recommendations. Director Hurd-Ravich stated staff's recommendation has remained the same.

COUNCIL DELIBERATIONS

None.

MOTION by Councilor Paul Morrison, SECONDED by Councilor Jeff DeHaan to approve Variance (VAR17-0001) to locate a Wireless Communication Facility (WCF) at 10290 SW Tualatin Road.

Aye: Mayor Lou Ogden, Council President Joelle Davis, Councilor Jeff DeHaan, Councilor Paul Morrison

Nay: Councilor Frank Bubenik, Councilor Robert Kellogg

Other: Councilor Nancy Grimes (Absent)

MOTION CARRIED

G. COMMUNICATIONS FROM COUNCILORS

Councilor Kellogg would like to have the Council review the language associated with the monopole language in the development code. City Attorney Brady stated the entire code is being reviewed and updated at this time.

Councilor Bubenik reminded all citizens to vote at the May 15 election.

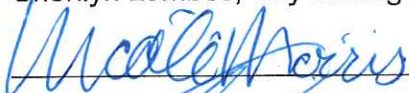
Councilor Bubenik attended the opening of the Borland Free Clinic. He stated transportation to the clinic is available for those in need.

Councilor Morrison stated PGE made a contribution to the transportation measure. He noted PGE would like to work with the City to bury the electrical lines located at the garden corner curves.

H. ADJOURNMENT

Mayor Ogden adjourned the meeting at 10:06 p.m.

Sherilyn Lombos, City Manager



/ Nicole Morris, Recording Secretary



/ Lou Ogden, Mayor



STAFF REPORT

CITY OF TUALATIN

TO: Honorable Mayor and Members of the City Council

THROUGH: Sherilyn Lombos, City Manager

FROM: Nicole Morris, Deputy City Recorder

DATE: 05/29/2018

SUBJECT: Consideration of Approval of the Minutes for the Regular Meeting of May 14, 2018

ISSUE BEFORE THE COUNCIL:

The issue before the Council is to approve the minutes for the Regular Meeting of May 14, 2018.

RECOMMENDATION:

Staff respectfully recommends that the Council adopt the attached minutes.

Attachments: City Council Regular Meeting Minutes of May 14, 2018