



## 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:** 03/28/2016  
**SUBJECT:** Consideration of Approval of the Minutes for the City Council Regular Meeting of February 22, 2016 and Work Session and Regular Meeting of March 14, 2016

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### ISSUE BEFORE THE COUNCIL:

The issue before the Council is to approve the minutes for the City Council Regular Meeting of February 22, 2016 and Work Session and Regular Meeting of March 14, 2016.

### RECOMMENDATION:

Staff respectfully recommends that the Council adopt the attached minutes.

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**Attachments:** City Council Regular Meeting Minutes of April 22, 2016  
City Council Work Session Minutes of March 14, 2016  
City Council Regular Meeting Minutes of March 14, 2016



**OFFICIAL MINUTES OF THE TUALATIN CITY COUNCIL MEETING FOR  
FEBRUARY 22, 2016**

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**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; Community Services Director Paul Hennon; Finance Director Don Hudson; Deputy City Recorder Nicole Morris; Teen Program Specialist Julie Ludemann; Assistant to the City Manager Tanya Williams; Assistant City Manager Alice Cannon; Parks and Recreation Manager Rich Mueller; City Engineer Jeff Fuchs; Program Coordinator Lisa Thorpe; Accounting Supervisor Matthew Warner; Public Works Director Jerry Postema

**A. CALL TO ORDER**

Pledge of Allegiance

Mayor Ogden called the meeting to order at 7:01 p.m.

**B. ANNOUNCEMENTS**

1. Presentation of Government Finance Officer's Association (GFOA) Awards to the City of Tualatin

Roger Dawes, Past President of the Oregon Government Finance Officers Association (OGFOA), and current GFOA Representative for the OGFOA Board of Directors, presented the City Council and the City's Finance Department with the Certificate of Achievement for Excellence in Financial Reporting and GFOA Distinguished Budget Award. Finance Director Don Hudson accepted the awards on the City's behalf. Mayor Ogden thanked the Finance Department for their hard work and dedication.

2. Police Department Promotion Announcements

Police Chief Kent Barker announced promotions for Captain Greg Pickering, Sergeant Michael Vorberg, and Sergeant Chris Turner. The Council congratulated them.

3. Proclamation Declaring Aimee Meuchel as Tualatin's "2015 Employee of the Year"

City Manager Sherilyn Lombos announced Amiee Meuchel as Tualatin's 2015 Employee of the Year. City Manager Lombos highlighted Ms. Meuchel's achievements. Mayor Ogden read the proclamation declaring Ms. Meuchel as Tualatin's 2015 Employee of the Year. Ms. Meuchel accepted the proclamation.

4. Proclamation Declaring the Week of March 28- April 2, 2016 as "National Community Development Week" in the City of Tualatin

Councilor Bubenik read the proclamation declaring the week of March 28- April 2, 2016 as National Community Development Week in the City of Tualatin.

**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.*

Ted Saedi submitted a petition in opposition of the Stein Oil Co. annexation application. He requested the Council delay the annexation decision until the commercial code can be updated to be more compatible with low density residential communities. Dan Hardy asked Council to consider a comprehensive plan text amendment to help the neighborhood achieve its goals.

Linda Moholt, Tualatin Chamber of Commerce Director, announced the Trail Trekker 5k Run to be held on April 9 in honor of the grand opening of the Tualatin River Greenway Trail.

**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 Monique Beikman, SECONDED by Councilor Joelle Davis to approve the consent agenda.

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

MOTION CARRIED

1. Consideration of Approval of the Minutes for the City Council Work Session and Regular Meeting of February 8, 2016
2. Consideration of Approval of Liquor License Renewals for 2016
3. Consideration of Recommendations from the Council Committee on Advisory Appointments

4. Consideration of **Resolution No. 5268-16** Accepting Public Improvements for Construction of the SW Barngrover Way at SW Boones Ferry Rd. Tualatin River Greenway Shared Use Pathway

**E. SPECIAL REPORTS**

1. Community Enhancement Award Presentation to Mask & Mirror Community Theater

Management Analyst Kelsey Lewis and Tualatin Arts Advisory Committee (TAAC) Chair Buck Braden presented their recommendation for the Community Enhancement Award. Mr. Braden explained the purpose of the award is to recognize individuals and organizations for their contributions to significant art endeavors and experiences with the Tualatin community. The TAAC identified Mask and Mirror Community Theatre for their 2015 production of "Signin' in the Rain" to be the 2016 award recipient.

The Council accepted the recommendation and granted the award to Mask and Mirror Community Theatre. Mask and Mirror Community Theatre group accepted the award and thanked the community for their support.

2. Washington County Communications System Bond Measure Presentation

Police Chief Kent Barker and Tualatin Valley Fire and Rescue District Chief Mike Dyke presented information on the Washington County Communications System Bond Measure. Chief Barker stated the bond is a general obligation bond measure that will be voted on at the May 17, 2016 primary election. Chief Dyke stated current technology has been in place since 1990 and is out of date. The system currently served 19 emergency service agencies. The bond is a 21 year bond measure for 77 million dollars. The cost per \$1,000 assessed value is to not exceed 8 cents.

Mayor Ogden asked if the life cycle of the proposed system is 20 years. Chief Dyke stated the system has programmed updated throughout the 20 year bond measure to keep the system current.

Councilor Davis stated if the bond does not pass the City could be facing costs of around \$600,000 just to upgrade in house radios. She encouraged citizens to vote in favor of the measure. Councilor Davis presented a resolution supporting the measure.

**MOTION** by Councilor Joelle Davis, **SECONDED** by Council President Monique Beikman to adopt Resolution No. 5269-16 supporting Washington County's issuance of General Obligation Bonds to pay for \$77 million in capital costs for emergency and 911 equipment and facilities.

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

**MOTION CARRIED**

3. 2015 Annual Report of the Tualatin Heritage Center

Tualatin Heritage Center Director Larry McClure and Tualatin Historical Society President Yvonne Addington shared the 2015 Annual Report of the Tualatin Heritage Center. Mr. McClure stated it is the tenth year the Heritage Center has been operated by the Historical Society. There were over ten thousand visitors to the center this year. Accomplishments for the year included involvement in the National Ice Age Geologic Trail, administration of their scholarship program, patio improvements, Pioneer Days, and a new roof was put on the building. Programs and exhibits were highlighted. Ms. Addington covered upcoming activities including continuing to conduct oral history interviews and digital document preservation.

4. Tualatin Tomorrow 2015 Annual Progress Report

JR Robertson Consultant Sara Singer and Tualatin Tomorrow Advisory Committee (TTAC) Chair Candice Kelly presented the TTAC annual progress report. Chair Kelly stated the committee met monthly, held several partner events, completed a partner survey, and assisted with the America's Best Communities Grant. Consultant Singer added in less than two years partners have initiated or completed 80 out of the 100 actions proposed. Chair Kelly stated upcoming actions include new partner recruitment, a spring partner event, continued outreach and education on partner activities and vision progress, and support of the Tualatin America's Best Community Team. She thanked the committee and committee partners for another successful year.

F. **PUBLIC HEARINGS** – *Legislative or Other*

1. Consideration of **Resolution No. 5267-16** Adopting Findings in Support of a Special Procurement; Authorizing Direct Negotiation of a Contract for Building Official, Plan Review and Inspection Support Services; and Making a Budget Transfer in the Building Fund

Assistant City Manager Canon presented a resolution requesting a special procurement for a contract for a building official, plan review and inspection support services. She stated this is needed while staff recruitment is underway. She noted salary savings due to staff vacancies will provide the funds needed to cover the contract.

**PUBLIC COMMENT**

None

**COUNCIL QUESTIONS/DELIBERATIONS**

Councilor Grimes asked if there had been delays in the processing of permits. Manager Canon stated initially the department was behind but they are now stabilized and keeping up with the help of the interim Building Official.

MOTION by Council President Monique Beikman, SECONDED by Councilor Nancy Grimes to adopt Resolution No. 5267-16 in support of a special procurement; authorizing direct negotiation of a contract for Building Official, Plan Review and Inspection Support Services; and making a Budget Transfer in the Building Fund.

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

MOTION CARRIED

## **G. 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 Draft Ordinance for Outdoor Smoke and Tobacco Free City Spaces Policy for Property Owned and/or Managed by the City or the Tualatin Development Commission

Community Services Director Paul Hennon and Parks and Recreation Manager Rich Mueller gave a brief history on the ordinance for Outdoor Smoke and Tobacco free City Spaces. The purpose of the proposed ordinance is reduction of maintenance, fire safety, public health, community image, environmental harm, and consistency in policy. Several methods of public outreach were conducted and advisory committees and community organizations were included. Current Council policy direction includes a smoke free and tobacco free policy, not to include medical inhalers and patches. Council direction is still being sought on direction for parking lots and sidewalks. Policy enforcement will be treated like other park rule violations and will be self enforcing. Next steps include ordinance adoption and implementation.

### **PUBLIC COMMENT**

Mark Began, Tualatin Together, spoke in favor of the ordinance and would like to see parking lots and sidewalks included.

The youth of Standup Tualatin spoke in favor of the ordinance. The presented facts on second hand smoke.

John Goodhouse, Councilor for the City of Tigard, spoke in favor of the ordinance. He stated the City of Tigard is a no smoking campus and reported good feedback to date.

Ali and Howard Hoyle, Tualatin City Little League, spoke in favor of the ordinance. They stated the league holds smoke free events and have had trouble enforcing the policy at their events since the parks are not smoke free.

Katie Pierce and Jose Miranda spoke in favor of the ordinance. They would like to see parking lots and sidewalks included in the ordinance.

Gwyn Ashcom, Tobacco Prevention Coordination for Washington County Health,

encouraged the Council to embrace the whole area as tobacco free.

Paul and Kara Morrison spoke in favor of the ordinance and encouraged the Council to include parking lots and sidewalks.

Candice Kelley spoke in favor of the ordinance.

#### COUNCIL QUESTIONS

Mayor Ogden asked how other cities had handled exemptions. Manager Mueller stated there is a section in the packet that outlines other cities policies.

#### COUNCIL DELIBERATIONS

Councilor Bubenik stated he does not want to include the Core Area Parking District in the ordinance for the potential negative affects to the businesses.

Councilor Brooksby stated he is in favor of including all parking lots.

Councilor Grimes expressed concerns with including the Core Area Parking District and enforcement in those areas.

Councilor Davis stated she is in favor of including all parking lots and is not concerned with the Core Area Parking District, as none of those businesses have expressed concerns.

Council President Beikman stated she attended the Core Area Parking District Board meeting when the ordinance was discussed and all the members were in favor.

MOTION by Councilor Joelle Davis, SECONDED by Council President Monique Beikman to direct staff to prepare the ordinance with option one as presented.

Aye: Mayor Lou Ogden, Council President Monique Beikman, Councilor Wade Brooksby, Councilor Joelle Davis, Councilor Nancy Grimes, Councilor Ed Truax

Nay: Councilor Frank Bubenik

MOTION CARRIED

2. Consideration of **Resolution No. 5266-16** Authorizing the City Manager to Execute the First Amendment to the Regional Water Sales Agreement with the City of Portland

Public Works Director Jerry Postema presented a resolution amending the Regional Water Sales Agreement with the City of Portland. The amendment addresses the difference in interpretations on summer interruptible water and other outstanding issues related to interpretation of specific contract terms.

#### PUBLIC COMMENT

None

#### COUNCIL COMMENT/DELIBERATIONS

Councilor Truax stated the amendment goes a long way to solving the summer

interruptible water disagreement.

MOTION by Councilor Ed Truax, SECONDED by Council President Monique Beikman to adopt.

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

MOTION CARRIED

**H. 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.*

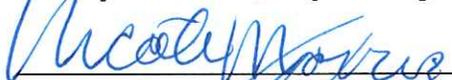
**I. COMMUNICATIONS FROM COUNCILORS**

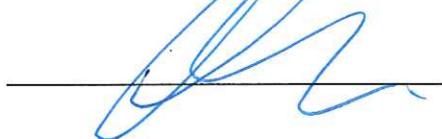
None.

**J. ADJOURNMENT**

Mayor Ogden adjourned the meeting at 9:34 p.m.

Sherilyn Lombos, City Manager

 / Nicole Morris, Recording Secretary

 / Lou Ogden, Mayor