



**OFFICIAL MINUTES OF THE TUALATIN CITY COUNCIL MEETING FOR APRIL  
25, 2016**

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

Absent: Mayor Lou Ogden; Council President Monique Beikman; Councilor Wade Brooksby

Staff City Manager Sherilyn Lombos; City Attorney Sean Brady; Police Chief Kent Barker;

Present: Planning Manager Aquilla Hurd-Ravich; Deputy City Recorder Nicole Morris; Program Coordinator Kathy Kaatz; Assistant to the City Manager Tanya Williams; Assistant City Manager Alice Cannon; Engineering Technician Darius Ontiveros; Public Works Director Jerry Postema

**A. CALL TO ORDER**

Pledge of Allegiance

Councilor Truax called the meeting to order at 7:00 p.m.

**B. ANNOUNCEMENTS**

**1. Honor Eagle Scout Luke Topol**

Volunteer Specialist Jackie Konen introduced Luke Topol. Luke was awarded the honor of Eagle Scout by completing a tent anchor and bird house project in Tualatin Parks. Councilor Truax congratulated Luke on receiving the honor of Eagle Scout and presented him with a plaque.

**2. Honor Eagle Scout Elijah Dick**

Volunteer Specialist Jackie Konen introduced Elijah Dick. Elijah was awarded the honor of Eagle Scout by completing a project at Browns Ferry Community Center included dismantling the 248' long wood fence along Nyberg Lane and planting Oregon native plants in the area just behind the fence. Councilor Truax congratulated Elijah on receiving the honor of Eagle Scout and presented him with a plaque.

**3. Proclamation Declaring May 1-7, 2016 as Public Service Recognition Week**

Councilor Truax announced May 1-7, 2016 as Public Service Recognition Week. He noted the City currently employs 198 individuals over eight different departments. He thanked all City employees for their hard work and dedication.

Councilor Davis read the proclamation declaring May 1-7, 2016 as Public Service Recognition Week.

4. New Employee Introduction- Charles Benson, Associate Planner

Assistant City Manager Alice Canon introduced Associate Planner Charles Benson. The Council welcomed him.

5. New Employee Introduction- Bates Russell, Information Services Director

City Manager Sherilyn Lombos introduced Information Services Director Bates Russell. 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.*

None.

**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 Joelle Davis, SECONDED by Councilor Nancy Grimes to approve the consent agenda.

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

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

MOTION CARRIED

1. Consideration of Approval of the Minutes for the Regular Meeting of April 11, 2016
2. Consideration of Approval of a New Liquor License Application for Veri Bowl Chinese Innovation Kitchen
3. Consideration of 2015 Annual Report of the Tualatin Library Advisory Committee

## 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 Solid Waste and Recycling Rate Adjustment Proposal

Program Coordinator Kathy Kaatz presented the recycling and solid waste rate increase proposal. Coordinator Kaatz stated City staff maintains oversight over the franchise agreement as well as responds to citizen inquires for service, complaints, and general inquiries. The agreement provides citizens with two bulky waste events annually and provides services to City facilities at no cost.

Republic Services General Manager Jason Jordan presented the figures for the rate adjustment proposal. He stated the last rate adjustment was in 2013, and since that time inflation has increased 8.7% while disposal costs have increased 13.3%. A rate increase will be used to replace vehicles and equipment while also supplementing the decline in the recycling commodities market. The proposal requested a 5.5% increase in residential cart rates which puts the average rate 4.3% less than surrounding cities.

Councilor Davis asked for the average increase on commercial and industrial rates. Manager Jordan stated the average is 12.5% for commercial and 9% for industrial. He stated the rate increase in these two areas is help align with the general market rate.

Councilor Bubenik stated dumping costs are driven by Metro and Republic has to follow those increase. He stated Metro's rising rates directly affects all citizens.

Councilor Bubenik expressed concern with the double digit increase for commercial customers and asked that Republic reach out to those customers regarding the increase so they can plan accordingly. He also stated he would like to see smaller increases more often instead of waiting for years and taking on a large increase.

Councilor Grimes asked if categories are subsidizing each other. Manager Jordan stated they evaluate the overall cost structures for each category and minimize the impact to the largest group of users, in this case, residential.

Councilor Davis asked Republic to provide her with a list of what the customer service costs are comprised of.

City Manager Lombos stated the rate increase will come back for a vote on May 9.

### 2. Consideration of **Ordinance No. 1390-16** Relating to Signs in the Medical Center (MC) Planning District; and Amending Tualatin Development Code 38.230. (PTA 15-0001)

Attorney Sean Brady stated a public hearing was held before the Council on April 11, 2016, to consider Plan Text Amendment (PTA) 15-0001. The Council approved the PTA, as amended, and directed staff to bring back an ordinance to implement.

PUBLIC COMMENT

None.

COUNCIL QUESTIONS/DELIBERATIONS

None.

MOTION by Councilor Joelle Davis, SECONDED by Councilor Nancy Grimes for first reading by title only.

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

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

MOTION CARRIED

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

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

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

MOTION CARRIED

MOTION by Councilor Joelle Davis, SECONDED by Councilor Frank Bubenik to adopt Ordinance No. 1390-16 relating to signs in the Medical Center (MC) Planning District; and amending Tualatin Development Code 38.230.

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

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

MOTION CARRIED

3. Consideration of **Ordinance No. 1391-16** Relating to Conducting Police Background Checks for Liquor License Applicants; and Amending Tualatin Municipal Code Chapter 9-2.

Police Chief Kent Barker stated the Police Department is currently conducting background checks on liquor license applications per policy. He stated in order to ensure compliance with state law and Criminal Justice Information System requirements, Tualatin Municipal Code (TMC) authorization is needed for the Police Department to conduct criminal background checks. This ordinance provides explicit authorization in the TMC for the Police Department to conduct background checks

of liquor license applicants.

Councilor Truax asked if the current practice is acceptable. Chief Barker stated current background checking is perfectly legal.

Councilor Truax asked if this change has to be made to pass the upcoming audit. Chief Barker stated it does not affect the City's accreditation.

**PUBLIC COMMENT**

None.

**COUNCIL QUESTIONS/DELIBERATIONS**

None.

**MOTION** by Councilor Nancy Grimes, **SECONDED** by Councilor Joelle Davis for first reading by title only.

**Aye:** Councilor Frank Bubenik, Councilor Joelle Davis, Councilor Nancy Grimes, Councilor Ed Truax

**Other:** Mayor Lou Ogden (Absent), Council President Monique Beikman (Absent), Councilor Wade Brooksby (Absent)

**MOTION CARRIED**

**MOTION** by Councilor Nancy Grimes, **SECONDED** by Councilor Joelle Davis for second reading by title only.

**Aye:** Councilor Frank Bubenik, Councilor Joelle Davis, Councilor Nancy Grimes, Councilor Ed Truax

**Other:** Mayor Lou Ogden (Absent), Council President Monique Beikman (Absent), Councilor Wade Brooksby (Absent)

**MOTION CARRIED**

**MOTION** by Councilor Frank Bubenik, **SECONDED** by Councilor Joelle Davis to adopt Ordinance No. 1391-16 relating to conducting police background checks for liquor license applicants; and amending Tualatin Municipal Code Chapter 9-2.

**Aye:** Councilor Frank Bubenik, Councilor Joelle Davis, Councilor Nancy Grimes, Councilor Ed Truax

**Other:** Mayor Lou Ogden (Absent), Council President Monique Beikman (Absent), Councilor Wade Brooksby (Absent)

**MOTION CARRIED**

**4. Proposed Public Involvement Plan for Civic Center Outreach**

City Manager Lombos presented the Civic Center Public Involvement Plan. She stated on April 12 Council talked about options for a Civic Center. Two sites plus the expanded Library site were chosen and direction was given to staff to begin gauging community support and location preference. City Manager Lombos outlined the timeline for a Bond measure stating the Council would have to file at the August 8 meeting. This deadline gives staff time to complete public involvement during the months of May and June with the Council making final decisions in July. The proposed schedule of activities was shared and included many engagement activities and several public involvement materials. Activities included a statistically valid survey, open houses and community summits, virtual open houses, neighborhood meetings, stakeholder interviews, and event booths. City Manager Lombos asked for input on presenting two options instead of three stating it offers less confusion in the messaging.

Councilor Truax stated he is fine presenting only the three story option for the Commons site.

Councilor Davis would like to see town halls held at the beginning and the end of the public involvement process, preferably with one held on a weekday and one on a weekend.

Councilor Truax would like to see the statistically valid survey conducted after the education campaign has began.

Councilor Bubenik asked about the budget for the plan. City Manager Lombos stated it will cost around \$40,000 and will be covered in the budget by a transfer from general fund contingency.

Councilor Grimes would like to see at least two in person open houses. She also recommended a direct mail piece, yard signs, and news articles in Tualatin Life and the Tualatin Times.

**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 Truax stated Mayor Ogden is gone this evening presenting the City's pitch for the America's Best Community competition. The Council wished him luck.

Councilor Davis stated the Tualatin Community Police Foundation is holding their Breakfast with the Chief event on May 10. Tickets are available on their website.

Councilor Davis announced the Human Rights Council of Washington County will be hosting a talk on Community Resilience on June 27. Registration information is available on their website.

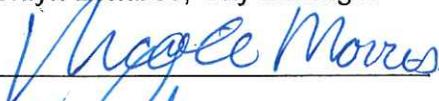
Councilor Bubenik thanked the Tualatin Library Foundation for hosting Vine2Wine. They had another successful year.

Councilor Grimes announced Bulky Waste Recycling Day to be held on Saturday, May 14, 9am-1pm, at the Republic Services Facility in Wilsonville.

**H. ADJOURNMENT**

Councilor Truax adjourned the meeting at 8:11 p.m.

Sherilyn Lombos, City Manager

  
\_\_\_\_\_/ Nicole Morris, Recording Secretary

  
\_\_\_\_\_/ Lou Ogden, Mayor