



City of Oregon City

625 Center Street
Oregon City, OR 97045
503-657-0891

Meeting Agenda City Commission

*Dan Holladay, Mayor
Renate Mengelberg, Commission President
Brian Shaw, Nancy Ide, Frank O'Donnell*

Wednesday, November 7, 2018

7:00 PM

Commission Chambers

1. Convene Regular Meeting and Roll Call

2. Flag Salute

3. Ceremonies, Proclamations, and Presentations

- 3a. [18-517](#) Proclamation Honoring Oregon City's Fallen Officers Robert Libke and George Hanlon
Attachments: [Proclamation](#)
- 3b. [18-518](#) Proclamation Declaring November 18 - 24, 2018 as Oregon City Buy Local Week and Saturday, November 24, 2018 as Oregon City Buy Local, Small Business Saturday
Attachments: [Proclamation](#)
[Small Business Fact Sheet](#)
- 3c. [18-531](#) Historic Review Board Annual Update
- 3d. [18-532](#) Tobacco Retail Licensing Presentation by Clackamas County

4. Citizen Comments

Citizens are allowed up to 3 minutes to present information relevant to the City but not listed as an item on the agenda. Prior to speaking, citizens shall complete a comment form and deliver it to the City Recorder. The City Commission does not generally engage in dialog with those making comments, but may refer the issue to the City Manager. Complaints shall first be addressed at the department level prior to addressing the City Commission.

5. Adoption of the Agenda

6. Public Hearings

- 6a. [18-537](#) First Reading of Ordinance No. 18-1023, Designating Canemah Slope Park as a Park Under Oregon City Charter Chapter X
Sponsors: Community Services Director Phil Lewis
Attachments: [Staff Report](#)
[Ordinance No. 18-1023](#)

[Exhibit A - Map](#)

- 6b.** [18-534](#) First Reading of Ordinance No. 18-1024, Designating the Straight Pioneer Cemetery as a Park Under Oregon City Charter Chapter X
Sponsors: Community Services Director Phil Lewis
Attachments: [Staff Report](#)
 [Ordinance No. 18-1024](#)
 [Exhibit A - Map](#)
- 6c.** [18-535](#) First Reading of Ordinance No. 18-1026, Designating Stafford Park as a Park Under Oregon City Charter Chapter X
Sponsors: Community Services Director Phil Lewis
Attachments: [Staff Report](#)
 [Ordinance No. 18-1026](#)
 [Exhibit A - Map](#)
- 6d.** [18-538](#) First Reading of Ordinance No. 18-1028, Designating the Pioneer Community Center as a Park Under Oregon City Charter Chapter X
Sponsors: Community Services Director Phil Lewis
Attachments: [Staff Report](#)
 [Ordinance No. 18-1028](#)
 [Exhibit A - Map](#)
- 6e.** [PC 18-143](#) Development Code Amendments including Equitable Housing (Discussion and Continuance to December 5th) (File: LEG 18-00001)
Sponsors: Community Development Director Laura Terway
Attachments: [Staff Report](#)
 [Proposed Amendments dated 10.1.18](#)
 [Proposed Amendments dated 10.1.18: Redlined Copy of Existing Code](#)
 [High Level Summary of Major Changes](#)
 [Detailed Summary of Major Code Amendments](#)
 [Public Comments](#)

7. General Business

- 7a.** [18-525](#) Resolution No. 18-41, Adjusting Solid Waste Collection and Disposal Rates Effective January 1, 2019
Sponsors: Public Works Director John Lewis
Attachments: [Staff Report](#)
 [Resolution No. 18-41](#)
 [Exhibit B - Solid Waste Fee Schedule](#)
 [Exhibit C - Resolution 12-01 Garbage Rate Increase](#)
- 7b.** [18-533](#) Contract for Construction Manager/General Contractor for the Police and Municipal Courts Building

Sponsors: James Band
Attachments: [Staff Report](#)
[Personal Services Agreement](#)
[P&C Construction Proposal](#)

8. Consent Agenda

This section allows the City Commission to consider routine items that require no discussion and can be approved in one comprehensive motion. An item may only be discussed if it is pulled from the consent agenda.

- 8a. [18-359](#) 2017 Oregon City Roadway Reconstruction Projects Contract Change Orders 7 and 8 with S-2 Contractors, Inc.
- Sponsors:** Public Works Director John Lewis
Attachments: [Staff Report](#)
[Change Order #7](#)
[Change Order #8](#)
[Executed Change Order #5](#)
[Pay Estimate #7 \(Final\)](#)
- 8b. [18-467](#) 2018 Oregon City Roadway Reconstruction Projects Contract (CI 18-001); Amendment No. 1
- Sponsors:** Public Works Director John Lewis
Attachments: [Staff Report](#)
[Contract Amendment 1](#)
[Original Contract - Murraysmith CI 18-001](#)
[Exhibit A](#)
- 8c. [PUB 18-010](#) Right-of-Way Dedication at 17474 Georgia Avenue
- Sponsors:** Public Works Director John Lewis
Attachments: [Staff Report](#)
[Exhibit A - Deed of Dedication](#)
[Exhibit B - County Assessor's Certificate](#)
- 8d. [18-446](#) Resolution No. 18-31, Budget Adjustments for the 2017-19 Biennium
- Sponsors:** Finance Director Wyatt Parno
Attachments: [Staff Report](#)
[Resolution No. 18-31](#)
[Budget Adjustment Summary](#)
- 8e. [18-448](#) Resolution No. 18-32, Wholesale Wheeling Rates for Clackamas River Water
- Sponsors:** Finance Director Wyatt Parno
Attachments: [Staff Report](#)
[Resolution No. 18-32](#)

[Wholesale Wheeling Rates Analysis](#)

- 8f. [18-516](#) Resolution No. 18-35, A Revocable Long-Term Obstruction in the Public Right-of-Way at 716 4th Avenue
Sponsors: Public Works Director John Lewis
Attachments: [Staff Report](#)
[Resolution No. 18-35](#)
[Exhibit A - Site Plan](#)
[Exhibit B - Engineered Wall Plan](#)
[Exhibit C - Maintenance and Release Covenant](#)
- 8g. [18-523](#) Resolution No. 18-40, Revocable Long-Term Obstruction in the Public Right-of-Way at Tax Lots 3S-1E-01AA-02200, -03600, and -03700
Sponsors: Public Works Director John Lewis
Attachments: [Staff Report](#)
[Resolution No. 18-40](#)
[Exhibit A - Site Plan](#)
[Exhibit B - Covenant for Maintenance, Release and Indemnity](#)
- 8h. [18-526](#) Resolution No.18-39, Declaring an Emergency and Exempting a Temporary Warming Shelter at Won by One from Planning Code Requirements
Sponsors: Community Development Director Laura Terway
Attachments: [Staff Report](#)
[Draft Resolution 18-39](#)
[Exhibit A: Won by One Request](#)
[Exhibit B: The City of Oregon City and Clackamas Fire District #1 Temporary Emergency Policy](#)
- 8i. [18-527](#) Resolution No.18-37, Declaring an Emergency and Exempting the South Fork Water Board and the Oregon City Department of Public Works from Prohibition against Unlawful Noises on a Temporary Basis
Sponsors: Public Works Director John Lewis
Attachments: [Staff Report](#)
[Resolution No. 18-37](#)
[Public Notice for Nighttime Construction](#)
- 8j. [18-529](#) Resolution 18-36 Modifying the City's Capital Facilities Improvement Plan by Adding an Additional Water Infrastructure Project on Molalla Avenue between Beaver Creek Road and Highway 213
Sponsors: Public Works Director John Lewis
Attachments: [Staff Report](#)
[Resolution No. 18-36](#)
[Exhibit A - Technical Memo](#)
- 8k. [18-530](#) Resolution No. 18-38, Authorizing Acquisition of Property and Property

Interests Through Eminent Domain Related to the Construction of the
Meyers Road Extension Project

Sponsors: Public Works Director John Lewis

Attachments: [Staff Report](#)

[Resolution No. 18-38](#)

[Exhibit 1 Project Map](#)

[Exhibit 2 Property Summary](#)

[Exhibit 3 Berge Emmert Property](#)

[Exhibit 4 Saunders Property](#)

[Exhibit 5 Keith Property](#)

[Exhibit 6 ZEK Property](#)

[Exhibit 7 LOJA Property](#)

- 8l. [18-536](#) Resolution No.18-42, Declaring an Emergency and Exempting a
Temporary Warming Shelter at The Father's Heart Street Ministry from
Planning Code Requirements

Sponsors: Community Development Director Laura Terway

Attachments: [Staff Report](#)

[Resolution No. 18-42](#)

[Exhibit A: The Father's Heart Street Ministry Request](#)

[Exhibit B: The City of Oregon City and Clackamas Fire District #1
Temporary Emergency Policy](#)

- 8m. [18-524](#) OLCC: Liquor License Application - Full On-Premises, Commercial and
Off-Premises Sales, Applying as a Corporation, 702 Investment Holdings,
Inc. (dba Maddy's), 1678 S. Beaver Creek Rd., Ste. A

Sponsors: James Band

Attachments: [Staff Report](#)

[Liquor License Application](#)

- 8n. [18-539](#) Minutes of the September 5, 2018 Work Session

Sponsors: City Recorder Kattie Riggs

Attachments: [Minutes of 09/05/2018](#)

- 8o. [18-540](#) Minutes of the September 5, 2018 Regular Meeting

Sponsors: City Recorder Kattie Riggs

Attachments: [Minutes of 09/05/2018](#)

- 8p. [18-522](#) Personal Services Agreement with OBEC Consulting Engineers for the
Molalla Avenue Phase 3: Beaver Creek Road to OR 213 Project

Sponsors: Public Works Director John Lewis

Attachments: [Staff Report](#)

[Molalla Avenue PSA](#)

[Molalla Avenue Scope of Work Final](#)

[Molalla Avenue Fee Final](#)

[Molalla Avenue Project Area Map](#)

9. Communications

a. City Manager

b. Commission

c. Mayor

10. Adjournment

Citizen Comments: The following guidelines are given for citizens presenting information or raising issues relevant to the City but not listed on the agenda.

**Complete a Comment Card prior to the meeting and submit it to the City Recorder.*

**When the Mayor calls your name, proceed to the speaker table and state your name and city of residence into the microphone.*

**Each speaker is given 3 minutes to speak. To assist in tracking your speaking time, refer to the timer on the table.*

**As a general practice, the City Commission does not engage in discussion with those making comments.*

**Electronic presentations are permitted, but shall be delivered to the City Recorder 48 hours in advance of the meeting.*

Agenda Posted at City Hall, Pioneer Community Center, Library, City Web site.

Video Streaming & Broadcasts: The meeting is streamed live on Internet on the Oregon City's Web site at www.orcity.org and available on demand following the meeting. The meeting can be viewed live on Willamette Falls Television on channel 28 for Oregon City area residents. The meetings are also rebroadcast on WPMC. Please contact WPMC at 503-650-0275 for a programming schedule.

City Hall is wheelchair accessible with entry ramps and handicapped parking located on the east side of the building. Hearing devices may be requested from the City Recorder prior to the meeting. Disabled individuals requiring other assistance must make their request known 48 hours preceding the meeting by contacting the City Recorder's Office at 503-657-0891.