



# City of Oregon City

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

## Meeting Minutes - Draft

### City Commission

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

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Thursday, July 5, 2018

7:00 PM

Commission Chambers

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#### REVISED

#### 1. Convene Regular Meeting and Roll Call

*Commission President Mengelberg called the meeting to order at 7:00 PM.*

**Present:** 4 - Commissioner Brian Shaw, Commissioner Nancy Ide, Commissioner Renate Mengelberg and Commissioner Frank O'Donnell

**Absent:** 1 - Mayor Dan Holladay

**Staffers:** 11 - City Manager Tony Konkol, Assistant City Attorney Carrie Richter, City Recorder Kattie Riggs, James Band, Community Services Director Phil Lewis, Economic Development Manager Eric Underwood, City Engineer Aleta Froman-Goodrich, Library Director Maureen Cole, Community Communications Coordinator Kristin Brown, Human Resources Director Patrick Foiles and Community Development Director Laura Terway

#### 2. Flag Salute

#### 3. Ceremonies, Proclamations

##### 3a. Proclamation Declaring July 9 - 13, 2018 as Bike to Work, Bike to Play Week

*Commission President Mengelberg read the proclamation declaring July 9 - 13, 2018 as Bike to Work, Bike to Play Week.*

*Kraig Pauli discussed his experience finishing fifth place in the Trans AM Bike Race.*

#### 4. Citizen Comments

*Tom O'Brien, resident of Oregon City, discussed how he thought the Oregon City Charter could not be amended by Senate Bill 1573. He gave the Commission a copy of the appropriate sections of the Oregon Constitution and Charter that were applicable.*

*Commissioner O'Donnell encouraged citizens to either get involved on the state level on this issue or the local level and vote in the next election.*

#### 5. Adoption of the Agenda

*The agenda was adopted as presented.*

## 6. Public Hearings

- 6a. Request for Continuance: Remand of Land Use Board of Appeals Court Decision for Planning Files PZ 15-01: Comprehensive Plan Amendment and ZC 15-03: Zone Change Located near Beavercreek Road and Highway 213

*There was consensus to wait until July 18, 2018 to take public testimony on this issue.*

**A motion was made by Commissioner Shaw, seconded by Commissioner Ide, to continue the hearing for the remand of the Land Use Board of Appeals court decision for Planning Files PZ 15-01: Comprehensive Plan Amendment and ZC 15-03: Zone Change Located near Beavercreek Road and Highway 213 to July 18, 2018. The motion carried by the following vote:**

**Aye:** 3 - Commissioner Brian Shaw, Commissioner Nancy Ide and Commissioner Renate Mengelberg

**Abstain:** 1 - Commissioner Frank O'Donnell

## 7. General Business

- 7a. Second Reading of Ordinance No. 18-1007, Approving an Annexation and Rezoning of Approximately 92 Acres in Park Place (Files AN 17-0004 / ZC 17-0005)

*Carrie Richter, City Attorney, stated the Commission had tentatively approved this Ordinance at their last meeting. Staff had drafted findings to be approved that night. She asked if any Commissioner had ex parte contacts to declare since the last meeting. There were none.*

**A motion was made by Commissioner Ide, seconded by Commissioner Shaw, to approve the second reading and final adoption of Ordinance No. 18-1007, approving an annexation and rezoning of approximately 92 acres in Park Place (Files AN 17-0004 / ZC 17-0005). The motion passed by the following vote:**

**Aye:** 3 - Commissioner Brian Shaw, Commissioner Nancy Ide and Commissioner Renate Mengelberg

**Nay:** 1 - Commissioner Frank O'Donnell

- 7b. Resolution No. 18-18, Calling for an Election to Authorize the Use of Portions of Jon Storm Park and Sportcraft Boat Ramp Park Under Section 41 of the Oregon City Charter and Adopting a Ballot Title

*Phil Lewis, Community Services Director, introduced Tom Hamstra and Kimberly Dinwiddie from the Oregon Department of Transportation (ODOT). This was an ODOT project to widen and seismic retrofit a portion of the I-205 corridor. This would have an impact on Jon Storm Park and Sportcraft Boat Ramp Park and required a vote.*

*Ms. Richter explained the proposed temporary impacts to the parks and the reasons that voter approval was required.*

*Mr. Hamstra clarified the work that needed to be done and affirmed the boat ramp*

*could still be used during the project.*

*Commissioner Ide suggested to make clear in the explanatory statement that the areas that would be impacted would be restored to current conditions or better following construction. Commissioner O'Donnell added that it would be temporary for up to four years.*

*Kattie Riggs, City Recorder, said staff would work with ODOT to make the changes as suggested.*

**A motion was made by Commissioner Ide, seconded by Commissioner Shaw, to approve Resolution No. 18-18, calling for an election to authorize the use of portions of Jon Storm Park and Sportcraft Boat Ramp Park under Section 41 of the Oregon City Charter and adopting a ballot title. The motion carried by the following vote:**

**Aye:** 4 - Commissioner Brian Shaw, Commissioner Nancy Ide, Commissioner Renate Mengelberg and Commissioner Frank O'Donnell

## **8. Consent Agenda**

*Commissioner Ide said in the minutes of May 16, 2018, it indicated she was present when she was absent.*

**A motion was made by Commissioner Shaw, seconded by Commissioner Ide, to approve the consent agenda as corrected. The motion carried by the following vote:**

**Aye:** 4 - Commissioner Brian Shaw, Commissioner Nancy Ide, Commissioner Renate Mengelberg and Commissioner Frank O'Donnell

- 8a.** Intergovernmental Agreement (IGA) with Clackamas County
- 8b.** Clackamas Community College Meyers Road Cost Sharing and Improvement Agreement
- 8c.** National Pollutant Discharge Elimination System (NPDES) Municipal Separate Storm Sewer System (MS4) Contract with Brown and Caldwell, Inc.
- 8d.** Resolution No. 18-19, Revocable Permanent Obstruction in the Right-of-Way Tax Lot 2-2E-29CD-02300 (Across from 1616 Van Buren)
- 8e.** Contract with Braun Construction and Design LLC for Construction of the Hazelwood Drive Sewer Replacement Phase 1 Project
- 8f.** Easement Deed of Dedication for a Portion of Partlow Road
- 8g.** Restrictive Covenant Non-Remonstrance Agreement for Abernethy Landing
- 8h.** Restrictive Covenant Non-Remonstrance Agreement for Hillock Heights

- 8i. Minutes of the May 8, 2018 Work Session
- 8j. Minutes of the May 16, 2018 Work Session
- 8k. Minutes of the June 6, 2018 Work Session

## 9. Communications

### a. City Manager

*Phil Lewis, Community Services Director, announced the reopening of the Ermatinger House on July 7.*

*Jim Band, Police Chief, gave an update on the new police facility project.*

*Tony Konkol, City Manager, had distributed a progress update on the Commission goals.*

### b. Commission

*The Commission reported on the events and meetings they had attended.*

### c. Mayor

*There were no Mayor communications.*

## 10. Adjournment

*Commission President Mengelberg adjourned the meeting at 7:44 PM.*

*Respectfully submitted,*

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*Kattie Riggs, City Recorder*