



City of Oregon City

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

Meeting Minutes - Final City Commission

Dan Holladay, Mayor
Carol Pauli, Commission President
Brian Shaw, Rocky Smith, Jr. and Renate Mengelberg

Wednesday, May 20, 2015

7:00 PM

Commission Chambers

1. Convene Regular Meeting and Roll Call

Mayor Holladay called the meeting to order at 7:01 PM.

Present: 3 - Commissioner Brian Shaw, Commissioner Rocky Smith and Mayor Dan Holladay

Absent: 1 - Commissioner Carol Pauli

Staffers: 12 - Community Development Director Tony Konkol, City Attorney William Kabeiseman, Police Chief and Public Safety Director James Band, Public Works Director John Lewis, Community Services Director Scott Archer, City Recorder Kattie Riggs, Human Resources Director Jim Loeffler, Library Director Maureen Cole, Operations Manager Martin Montalvo, Planner Christina Robertson-Gardiner, Assistant City Recorder Jaime Reed and Economic Development Manager Eric Underwood

Present: 3 - Commissioner Brian Shaw, Commissioner Rocky Smith and Mayor Dan Holladay

Absent: 1 - Commissioner Carol Pauli

Staffers: 12 - Community Development Director Tony Konkol, City Attorney William Kabeiseman, Police Chief and Public Safety Director James Band, Public Works Director John Lewis, Community Services Director Scott Archer, City Recorder Kattie Riggs, Human Resources Director Jim Loeffler, Library Director Maureen Cole, Operations Manager Martin Montalvo, Planner Christina Robertson-Gardiner, Assistant City Recorder Jaime Reed and Economic Development Manager Eric Underwood

2. Flag Salute

3. Ceremonies, Proclamations, Presentations

3a. Special Recognition of Eagle Scout Matthew Stevenson of BSA Troop 220

Mayor Holladay listed the accomplishments of Eagle Scout Matthew Stevenson of BSA Troop 220 and presented him with a certificate of recognition.

3b. The Ruth Powers Annual Preservation Award

Christina Robertson-Gardiner, Planner, said this was an annual award to property owners who did extraordinary rehabilitation on their properties as well as people who provided extraordinary service and support of preservation. There were two winners that night, but one was unable to attend. One award went to Commissioner Smith for

his efforts to restore the Ermatinger House.

Mayor Holladay presented the Ruth Powers Annual Preservation Award to Commissioner Smith.

Commissioner Smith was honored to receive this award. He thought the oldest house in Oregon City was important and it was their obligation to continue the tradition that Ms. Powers started.

4. Citizen Comments

William Gifford, resident of Oregon City, reminded everyone about the Memorial Day ceremony at the Pioneer Cemetery on May 25. The VFW Post would also be hosting an Open House. He was happy that the Fire District bond measure passed.

Roger Fowler-Thias, resident of Oregon City, announced there would be a meeting on May 26 to explore the formation of an Oregon City Parks Foundation. This was to create a non-profit organization for private and public partnerships for funding options and maintenance of the City's parks. He listed the benefits of such an organization.

5. Adoption of the Agenda

The agenda was adopted as presented.

6. Public Hearings

6a. Second Reading of Ordinance No. 14-1013, Approving the Linn Avenue / Leland Road / Meyers Road Corridor Plan (Planning File LE 14-04)

Mayor Holladay opened the public hearing.

John Lewis, Public Works Director, said at the last meeting the first reading of the ordinance was approved. This Corridor Plan laid the framework for what Linn, Leland, and Meyers Roads would like in the future. It also recommended a roundabout at the intersection of Warner Parrott Road and Warner Milne Road. He recommended approval of the second reading.

There was no public testimony.

Mayor Holladay closed the public hearing.

A motion was made by Commissioner Smith, seconded by Commissioner Shaw, to approve the second reading and final adoption of Ordinance No. 14-1013, approving the Linn Avenue / Leland Road / Meyers Road Corridor Plan (Planning File LE 14-04). The motion carried by the following vote:

Aye: 3 - Commissioner Brian Shaw, Commissioner Rocky Smith and Mayor Dan Holladay

Aye: 3 - Commissioner Brian Shaw, Commissioner Rocky Smith and Mayor Dan Holladay

7. General Business

7a. Second Reading of Ordinance No. 15-1005, An Ordinance Amending the Oregon City Municipal Code to Include Chapter 13.36-Community Safety Advancement Fee

Jim Band, Police Chief and Public Safety Director, said no other citizen comments had been received on this ordinance.

Mayor Holladay had received a few emails that he forwarded to City staff and they were part of the record.

Dave Anderson, resident of Oregon City, did not like fees. Chief Band had explained it to him, but it was still a fee and he was not in favor of it. He thought other options should be explored. He was glad to hear that a Park Foundation might be created. He asked Mr. Lewis where the \$2,500 he paid for Thayer Pond went.

Mr. Lewis would get back to him with an answer. Mayor Holladay said the Community Safety Fee was the best way to spread out the fee to everyone. If it was a bond, it would not include the County or schools. Everyone used public safety and everyone should have to pay for it.

A motion was made by Commissioner Shaw, seconded by Commissioner Smith, to approve the second reading and final adoption of Ordinance No. 15-1005, an ordinance amending the Oregon City Municipal Code to include Chapter 13.36-Community Safety Advancement Fee. The motion carried by the following vote:

Aye: 3 - Commissioner Brian Shaw, Commissioner Rocky Smith and Mayor Dan Holladay

Aye: 3 - Commissioner Brian Shaw, Commissioner Rocky Smith and Mayor Dan Holladay

7b. Second Reading of Ordinance No. 15-1004, An Ordinance Amending Title 9.12 - Offenses Against Public Peace and Decency; Repealing Chapter 9.12.010 - Disturbing the Peace, Enacting with Chapter 9.12.020 - Disturbing the Peace

A motion was made by Commissioner Shaw, seconded by Commissioner Smith, to approve the second reading and final adoption of Ordinance No. 15-1004, an ordinance amending Title 9.12 - Offenses Against Public Peace and Decency; repealing Chapter 9.12.010 - Disturbing the Peace, enacting with Chapter 9.12.020 - Disturbing the Peace. The motion carried by the following vote:

Aye: 3 - Commissioner Brian Shaw, Commissioner Rocky Smith and Mayor Dan Holladay

Aye: 3 - Commissioner Brian Shaw, Commissioner Rocky Smith and Mayor Dan Holladay

7c. First and Second Reading of Ordinance No. 14-1003, Amending Title 15: Buildings and Construction, Chapter 15.28 Signs of the Oregon City Municipal Code (Sign Code Update - Legislative Planning File: L 14-01)

Tony Konkol, Community Development Director, said this had come before the Commission in a Work Session. One error had been found, and it was corrected.

Nothing else had been changed. Staff recommended approval of the ordinance.

A motion was made by Commissioner Smith, seconded by Commissioner Shaw, to approve the first reading of Ordinance No. 14-1003, amending Title 15: Buildings and Construction, Chapter 15.28 Signs of the Oregon City Municipal Code (Sign Code Update - Legislative Planning File: L 14-01). The motion carried by the following vote:

Aye: 3 - Commissioner Brian Shaw, Commissioner Rocky Smith and Mayor Dan Holladay

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A motion was made by Commissioner Smith, seconded by Commissioner Shaw, to approve the second reading and final adoption of Ordinance No. 14-1003, amending Title 15: Buildings and Construction, Chapter 15.28 Signs of the Oregon City Municipal Code (Sign Code Update - Legislative Planning File: L 14-01). The motion carried by the following vote:

Aye: 3 - Commissioner Brian Shaw, Commissioner Rocky Smith and Mayor Dan Holladay

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7d.

Resolution No.15-09, to Adopt the Policy for Cross Street Banners and Banners on Street Light Poles (Associated with the Sign Code Update)

Mr. Konkol said this additional resolution would help clarify the placement of banners throughout the City. The Public Works department and PGE had helped create this policy. Staff recommended approval of the resolution.

A motion was made by Commissioner Smith, seconded by Commissioner Shaw, to approve Resolution No.15-09, adopting the policy for cross street banners and banners on street light poles (associated with the Sign Code update). The motion carried by the following vote:

Aye: 3 - Commissioner Brian Shaw, Commissioner Rocky Smith and Mayor Dan Holladay

Aye: 3 - Commissioner Brian Shaw, Commissioner Rocky Smith and Mayor Dan Holladay

7e.

Resolution No. 15-08, Modifying the Planning Fee Schedule to Include Additional Fees and Amending Resolution No. 13-29 (Resolution to Adopt New Fees Associated with the Sign Code Update)

Mr. Konkol said this was another update necessary to implement the Sign Code just adopted. The location of signs allowed within the City right-of-way had been expanded and additional fees were necessary. Six new fees had been proposed to accommodate the new sign types. The fees would be adjusted annually for inflation. Staff recommended approval of the resolution.

A motion was made by Commissioner Shaw, seconded by Commissioner Smith, to approve Resolution No. 15-08, modifying the Planning Fee Schedule to include additional fees and amending Resolution No. 13-29 (resolution to adopt new fees associated with the Sign Code update). The motion carried by the following vote:

Aye: 3 - Commissioner Brian Shaw, Commissioner Rocky Smith and Mayor Dan Holladay

Aye: 3 - Commissioner Brian Shaw, Commissioner Rocky Smith and Mayor Dan Holladay

7f. Second Reading of Ordinance No. 15-1006, Adopting Amendments to Oregon City Municipal Code Chapter 13.12, Stormwater Management

Mr. Lewis recommended approval of the second reading of the ordinance. The ordinance would implement the new stormwater design standards that would be applied to new development in the City.

A motion was made by Commissioner Smith, seconded by Commissioner Shaw, to approve the second reading and final adoption of Ordinance No. 15-1006, adopting amendments to Oregon City Municipal Code Chapter 13.12, Stormwater Management. The motion carried by the following vote:

Aye: 3 - Commissioner Brian Shaw, Commissioner Rocky Smith and Mayor Dan Holladay

Aye: 3 - Commissioner Brian Shaw, Commissioner Rocky Smith and Mayor Dan Holladay

7g. Resolution No.15-14, Adopting City of Oregon City Public Works Stormwater and Grading Design Standards and Clackamas County Erosion Prevention and Sediment Control Planning and Design Manual Coupled With an Oregon City Addendum

Mr. Lewis said the Code referred to these standards, and changes to the standards were adopted by resolution.

A motion was made by Commissioner Shaw, seconded by Commissioner Smith, to approve Resolution No.15-14, adopting City of Oregon City Public Works Stormwater and Grading Design Standards and Clackamas County Erosion Prevention and Sediment Control Planning and Design Manual coupled with an Oregon City Addendum. The motion carried by the following vote:

Aye: 3 - Commissioner Brian Shaw, Commissioner Rocky Smith and Mayor Dan Holladay

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8. Consent Agenda

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

Aye: 3 - Commissioner Brian Shaw, Commissioner Rocky Smith and Mayor Dan Holladay

Aye: 3 - Commissioner Brian Shaw, Commissioner Rocky Smith and Mayor Dan Holladay

8a. Resolution No. 15-15, Establishing City Paid Executive Deferred

Compensation Benefit

- 8b. Easement Agreement for Access Across City Property at 1003 Abernethy Rd (2-2E-29CA-02200)
- 8c. Award of a Public Improvement Contract for the Construction of the 14th Street Storm Drain Improvements Project (CI 14-007)
- 8d. OLCC: Liquor License Application-Full-On Premises Sales, New Outlet: Applying as a Limited Liability Company, Weinhard Grill, 812 Main Street, Oregon City, OR 97045
- 8e. Minutes of the April 7, 2015 Work Session
- 8f. Minutes of the April 15, 2015 Regular Meeting

9. Communications**a. City Manager**

Mr. Konkol reminded the Commission of the Memorial Day Ceremony on May 25, stated six applications had been received for the vacant City Commission position, and with the help of Representative Barton, Governor Brown would be visiting the Blue Heron site on May 29.

b. Commission

Commissioner Shaw attended the Prayer Breakfast, Marketplace Oregon City event, and Optimist Pioneer Family Festival.

Commissioner Smith reported on the Pioneer Family Festival, which was a successful event. He thanked staff and several community organizations for their help with the event. He announced a production of Charlotte's Web was being performed at the High School.

c. Mayor

Mayor Holladay had attended several meetings regarding the Tri-City Sewer District. He testified at the State legislature regarding an issue relating to the City of Wilsonville and for the second round of funding for the Willamette Falls Legacy River Walk project. He also attended the Clackamas County Academy of Industrial Sciences Mike Beery Machining Center Open House, and met the players and coaches of the Oregon City Mud Turtles. He would throw out the opening pitch at the next game.

Mayoral Announcement of Appointments to the Historic Review Board:

- a. Reappointment of Jonathan Stone as the Chamber Representative for the term January 1, 2015 - December 31, 2017
- b. Appointment of Claire Met as the McLoughlin Neighborhood Association Representative for the term January 1, 2015 - December 31, 2017

c. Appointment of Ken Baysinger as the At-Large Representative for the term January 1, 2015 - December 31, 2017

Mayor Holladay announced the reappointment of Jonathan Stone to the Historic Review Board as the Chamber Representative for the term January 1, 2015 - December 31, 2017, appointment of Claire Met to the Historic Review Board as the McLoughlin Neighborhood Association Representative for the term January 1, 2015 - December 31, 2017, and appointment of Ken Baysinger to the Historic Review Board as the At-Large Representative for the term January 1, 2015 - December 31, 2017.

10. Adjournment

Mayor Holladay adjourned the meeting at 7:44 PM.

Respectfully submitted,


Kattie Riggs, City Recorder