

## REGULAR MEETING

August 30, 1999

### CALL TO ORDER:

A regular meeting of the Beaverton City Council was called to order by Mayor Rob Drake in the Council Chambers, 4755 SW Griffith Drive, Beaverton, Oregon, on Monday, August 30, 1999 at 6:37 p.m.

### ROLL CALL:

Present were Mayor Drake, Counc. Wes Yuen, Evelyn Brzezinski, Dennis Doyle, Forrest Soth, and Cathy Stanton. Also present were City Attorney Mark Pilliod, Finance Director Patrick O'Claire, Community Development Director Joe Grillo, Engineering Department Director Tom Ramisch, Operations/Maintenance Director Steve Baker, Library Director Shirley George, Building Official Brad Roast, Emergency Manager Mike Mumaw, City Transportation Engineer Randy Wooley, and Redevelopment Project Manager John Engel, and City Recorder Darleen Cogburn.

### EXECUTIVE SESSION:

The executive session was canceled.

### CITIZEN COMMUNICATION:

There was no one who wished to speak.

### COUNCIL ITEMS:

Coun. Soth noted the Washington Square Regional Center Task Force had completed its work and would submit a report the Tigard City Council. He noted there would be an open house with opportunity to comment on September 15, 1999 at the Metzger Park Building. He explained it would then go to the Tigard and then to Beaverton City Councils before going to Metro. He announced the Task Force consensus addressed all of the issues that were mandated by Metro through Regional Urban Growth Goals and Objectives (RUGGOs) and the 2040 Plan. He said there were some very rousing discussions as things progressed but they had come up with a good product.

Coun. Soth read that Washington County Consolidated Communications Agency (WCCCA) announced that the agency-wide audit for the Y2K compliance was complete. He said they were confident that the 9-1-1 agency was ready to go.

Coun. Soth said that WCCCA was in the process of revising the Intergovernmental Agreement, and the revisions were not yet complete. He noted that it had not been revised since 1991 and there had been some changes that made it necessary to make some revisions and it should be completed by the end of the year.

Coun. Soth said the City was preparing a website and he had drawn up some suggestions for the Council section. He suggested each Councilor should present their ideas to the Mayor along with a picture and biography, as well as their liaison activity list.

Coun. Stanton asked Coun. Soth to give them each a copy of his suggestions so they would not duplicate what he had done.

Mayor Drake pointed out that time was of the essence on the submittal of the website information, since they had set a completion date of September 27. He asked that they turn in their information early the following week.

Coun. Doyle asked if Coun. Soth had seen an example of what would be in the Council section of the website.

Coun. Soth said he had not seen an example but had some information about it.

Patrick O'Claire, Finance Director, reported that all departments had responded and the website was 70% complete. He explained how the website would be built.

Coun. Brzezinski clarified that she had no problem with individual photos on the web page, but would prefer a group photo if pictures were displayed on a wall.

Discussion ensued regarding various issues, such as how they could get e-mails and whether they even wanted e-mail messages.

Coun. Stanton requested that they also post the agendas for the various Boards and Commissions.

#### STAFF ITEMS:

There were none.

#### CONSENT AGENDA:

Coun. Soth noted that AB 99-269 needed to be pulled for separate consideration.

Coun. Soth MOVED, SECONDED by Coun. Doyle that the consent agenda be approved as follows with AB 99-269 pulled for separate consideration:

Minutes of the of regular meetings of April 12, May 17, and May 24, 1999 and the special meeting of May 10, 1999

- 99-264 Liquor Licenses – Change of Ownership: AM/PM, New Outlet: New Your Burrito
- 99-265 A Resolution Authorizing an Agreement to Allow Washington County to Provide Electrical Master Permit Programs for Covered Facilities Lying Within and Without the City
- 99-266 Resolution Declaring a Nuisance of Noxious Vegetation on Property at 4855 SW 141<sup>st</sup> Avenue, Beaverton, OR 97005 (Tax Lot # 1S1 16 BC 1400) and Ordering its Abatement
- 99-267 A Resolution Approving Washington County's Mass Fatalities Incident Plan as Functional Annex X of The City's Emergency Response and Recovery Plan
- 99-268 Establish Website Manager Classification
- 99-269 Traffic Control Board Issues 411 and 413 (Pulled for Separate Consideration)

Contract Review Board:

- 99-270 Contract Award – Information Technology Services During Construction of the New City Library
- 99-271 Contract Change Order – Legal Assistance for The Round At Beaverton Central and Transfer Resolution
- 99-272 Contract Change Order – Extension of Solid Waste Rate Analysis and Services and Transfer Resolution
- 99-273 Contract Change Order and Exemption From Competitive Bidding to Construction Contract for the Beaverton Community Center Addition Project

Coun. Brzezinski gave corrections for the minutes of April 12 and May 17, to City recorder Darleen Cogburn. She also gave Cogburn changes to the minutes of May 24, page 5, and said the correct contribution level was 17% instead of 17.5%.

Coun. Brzezinski referred to AB 99-266 and reported she got a call from a neighbor to the west of the property. She asked Council to look at the

map on the agenda bill, and noted there was a little parcel of land where the neighbor had reported tall grass was a problem as well.

Coun. Brzezinski referred to 99-270 and said she was curious how the company would work with Metropolitan Area Communications Commission (MACC) and the Public Communications Network (PCN), and said in the RFP it did not talk about working with the PCN and she wondered how that would work.

O'Claire said the consultant would not have any work with MACC, they would only be looking at the needs of internal wiring diagrams and suggesting cable needs for the library's own internal communications. He said the hook up to the PCN would be managed by staff from the Information Systems Department.

Coun. Brzezinski thanked them for showing how the expenditure required was part of the whole picture.

Coun. Doyle abstained from the minutes of May 10 and May 24 because he was not present at those meetings.

Coun. Doyle asked about AB 99-266 and what the likelihood was of the City actually getting reimbursed for the work given the status of the property and the speculation.

Mayor Drake said it was his understanding that it would be a lien to the property.

O'Claire explained that they would work with the owner first and if that did not work out, the City would lien the property.

Coun. Doyle referred to AB 99-272, and asked if the analysis had been shared with Council.

Mayor Drake said it was at the preliminary stage and the City could oversee the haulers' profit margins and their margins were considerably higher than industry averages. He said the City would look at the second phase of the project and make suggestions based on findings.

Coun. Doyle asked that when they saw the suggestions if they would see all of it.

Mayor Drake said they would.

Coun. Stanton referred to AB 99-272, and noted the contract was not completed until six months later, and wondered if there was any recourse. She asked what the City had to require a contract to be done on time.

O'Claire explained that the current contracting procedure was that when a contract was established there was a set date. He noted that date was in

December but was extended by mutual consent of the City and the contractor to cover the period through July 2 when it was delivered. He noted there were progress payments depending on completed work.

Coun. Stanton noted that in the minutes April 12, on page 17 Coun. Yuen had commented about which items he had supported (in the discussion) and suggested inserting a semi-colon for clarification. She pointed out that in the minutes of April 12, on page 5, Randy Wooley, City Transportation Engineer, had said the crosswalk (across Broadway at East Avenue) had existed at one time but was removed in 1991 and staff had recommended not putting it back. She noted that in February of 1999 the Traffic Commission held a hearing to determine whether the crosswalk should be returned and that information was not noted in those minutes.

Mayor Drake reported that he had spoken with Jim Barnhard (who gave his testimony about the sidewalk at the Traffic Commission Meeting in February 1999) and he had expressed his appreciation to the City for installing the crosswalk.

Coun. Yuen thanked staff for the responses to his questions and for the correction to the minutes.

Coun. Stanton asked if Coun. Yuen was comfortable with the responses to his questions on AB 99-271.

Coun. Yuen said he was.

Question called on the motion. Councilors Soth, Stanton, Doyle, Yuen and Brzezinski voting AYE, the motion CARRIED unanimously. (5:0) (Couns. Doyle abstained from the minutes of May 24 and May 10.)

Separate Consideration:

99-269 Traffic Control Board Issues 411 and 413

Coun. Soth MOVED, SECONDED by Coun. Stanton to approve Traffic Control Board (TCB) issue 413 on AB 99-269.

Question called on the motion. Councilors Soth, Stanton, Yuen, Doyle and Brzezinski voting AYE, motion CARRIED unanimously. (5:0)

Coun. Soth MOVED, SECONDED by Coun. Doyle that Council schedule a hearing on TCB 411 for September 27, 1999 at 6:30 p.m.

Question called on the motion. Councilors Soth, Doyle, Yuen, Brzezinski and Stanton voting AYE, motion CARRIED unanimously (5:0)

Coun. Soth noted that he had concerns related generally to bike paths, and said there seemed to be a great deal of emphasis on those who rode

bicycles, and he wondered when they were going to enforce the traffic laws for bicycles. He said maybe he was wrong, but when he was riding a bicycle for a living years ago, they gave citations for incorrect bicycle usage.

OTHER BUSINESS:

Coun. Doyle MOVED, SECONDED by Coun. Soth that Council grant a fee waiver on behalf of D R Horton, developer for Murray Ridge at the request of Joe Grillo, Community Development Department Director (from memo dated 8/16/99, in record).

Coun. Doyle said he was glad to make the motion, and was pleased the problem solving was progressing.

Mayor Drake explained that he did not think the neighbors who might object had agreed at that point, but it gave staff permission to proceed because it directly addressed concerns of the neighbors regarding the easements on some properties. He said that in the event it did not happen then there would be a potentially less satisfying resolution.

Coun. Stanton referred to Grillo's memo and asked if they had talked to the adjacent property owners.

Mayor Drake stated that they were in the process of talking at that time, and noted that there were several interests involved.

Question called on the motion. Councilors Doyle, Soth, Brzezinski, Yuen and Stanton voting AYE, motion CARRIED unanimously (5:0)

Coun. Doyle thanked Chief Bishop for the statistics on arrests.

Ordinances:

Suspend Rules:

Coun. Soth MOVED, SECONDED by Coun. Brzezinski that the rules be suspended and that the ordinances embodied in AB 99-274, 99-275, 99-276, 99-277, 99-278 and 99-279 be read for the first time by title only at this meeting, and for the second time by title only at the next regular meeting of the Council. Couns. Soth, Brzezinski, Doyle, Yuen, and Stanton voting AYE, the motion CARRIED unanimously (5:0)

First Reading:

Mark Pilliod, City Attorney read the following ordinances for the first time by title only:

99-274 An Ordinance Amending Chapter 6 and Chapter 9 of the Beaverton Code Relating to Streets and Other Traffic Matters To Implement the Transportation System Plan, TA 980008

- 99-275 An Ordinance Establishing Standard Engineering Designs and Drawings; Providing Related Requirements; TA 980008
- 99-276 An Ordinance Amending the Development Code, Ordinance No. 2050, (as Amended through Ordinance No. 4047), by Repealing, Amending and Adding Provisions Relating to Transportation Facilities in Order to Implement the Transportation System Plan; TA 980008
- 99-277 An Ordinance Amending Ordinance No. 1800, the Comprehensive Plan, By Adopting the Updated 1997 Transportation System Plan as Part of the Public Facilities Plan, CPA 98022
- 99-278 An Ordinance Amending Ordinance No. 1800, The Comprehensive Plan, By Repealing Chapter Six – Transportation Element – In its Entirety and Adopting a New Chapter Six – Transportation Element – Including Maps, Figures and Drawings; CPA 98021
- 99-279 An Ordinance Amending Ordinance No. 1800, the Comprehensive Plan, By Repealing Certain Maps, Redesignating the Remaining Maps with New Numbers and By Amending All Textual References to the Repealed Maps; CPA 98020

ADJOURNMENT:

There being no further business to come before the Council at this time, the meeting was adjourned at 7:14 p.m.

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Darleen Cogburn, City Recorder

APPROVAL:

Approved this 6th day of December, 1999

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Rob Drake, Mayor