

MINUTES

City Council - REGULAR Session Meeting

Monday, September 19, 2016 North Plains Senior Center 7:00 PM

COUNCIL PRESENT: Mayor David Hatcher; Council President Teri Lenahan;
Councilors: Larry Gonzales, Robert Kindel, Jr., Charlynn
Newton, Scott Whitehead

COUNCIL EXCUSED: Sherrie Simmons

STAFF PRESENT: City Manager Blake Boyles; Library Director Will Worthey; City
Recorder Margaret Reh

1 CALL TO ORDER

Mayor Hatcher called the Regular Session of the City Council to order at 7:00 p.m.

2 PLEDGE OF ALLEGIANCE

Hatcher led the Council in the flag salute.

3 CONSENT AGENDA:

- a) Approval of September 19, 2016 City Council Regular Session Agenda
- b) Approval of September 6, 2016 City Council Minutes.

Motion to approve the Consent Agenda. Moved by Councilor Lenahan. Second by Councilor Gonzales. Motion was approved unanimously.

4 PUBLIC COMMENT:

Update on the operations partnership with TVF&R and the Washington County Fire District 2.

a)

Chief Cassandra Ulven and other members of the Washington County Fire District 2 and TVF&R were present at the meeting. Staff had been notified by TVF&R that they wanted to present an update on the operations partnership with TVF&R and the Washington County Fire District 2. Ulven informed the Council that Chief Duyck will present the state of the District update at the October 3, 2016 council meeting.

Administrative services under contract with TVF&R since September. Over the past few months, they have been preparing for an operational contract. They have been able to add an additional professional firefighter paramedic on every shift since July. Ulven stated they are sharing technology and providing an additional firefighter on each shift who is trained as a firefighter paramedic. Ulven went on to state the District 2 Board of Directors have decided to dissolve Washington County Fire District 2 and will present this on the November ballot to permanently join TVF&R. The ballot title and measure has been filed by District 2 for the dissolution and annexation of its territory to TVF&R. District 2 tax rate will dissolve and the TVF&R will take its place.

The tax rate will increase from the current District 2 property tax rate of \$1.69/\$1000 to the TVF&R rate of \$2.07/\$1000.

Ulven stated they have been working on community outreach to inform the public of what is transpiring. Council asked what type of community involvement TVF&R would provide to North Plains. Community involvement has been an important piece of the town—it is important for the fire department to be plugged into the community. Ulven stated community involvement is a top priority for TVF&R. Discussion ensued.

Council Kindel stated this conversation is regarding the same measure that he brought up at the last Council meeting. The consensus of the Council at that time was to support the measure in the voter's pamphlet. Kindel submitted a sample resolution to the Council. Kindel stated approving a resolution would be written confirmation of this support and that the Council is giving full approval for the election measure. The resolution was assigned a number and the Council wanted to approve this resolution.

Motion to approve Resolution No.1956 approving annexation of the territory within the city of North Plains by Tualatin Valley Fire & Rescue, a rural fire protection district. Moved by Councilor Kindel. Second by Councilor Lenahan. Motion was approved unanimously.

5 STAFF REPORTS

Staff report will be provided by the Chief of Police. The Library Director presents her verbal report at the first Council meeting of the month.

a) Library Director's Report

Library Director Will Worthey presented his first staff report to the Council. Worthey updated the Council on programs he is working on implementing and reviewed some of the library statistics. Since Worthey is a full time employee, he will be able to attend both Council meetings each month.

b) Chief of Police Report

Police Chief Jesse Baker is about one third through his DPSST training.

c) Public Works Director's Report

Public Works Director stated other than what is in his report, an issue has come up at construction sites where the housing contractors are removing meters when they are pouring concrete and other jobs. This prevents them from being charged for water usage. Damage to some of the meters has also taken place with this practice. Public Works is installing a tamper proof wire on the meter to prove they have been altered. Boyles informed the Council of the procedure staff is putting in place to eradicate this.

6 NEW BUSINESS:

Interview and Select Applicant for Open Position on the Planning Commission

- a) Interview and Select Applicant for Open Position on the Planning Commission and adopt Resolution No.1955 Appointing _____ to the North Plains Planning Commission.

City Manager Boyles presented the staff report. Two individuals submitted applications for this vacant position. The Planning Commission interviewed the applicants at the September 14, 2016 meeting. The recommendation of the Planning Commission was that both applicants would go to City Council for selection of one applicant to be appointed to the position. Councilor Newton was ex officio at the Planning Commission meeting. She explained to the Planning Commission that they should have made a decision for a recommendation of one person to the Council, as they are the ones who will be working with the applicant. The Planning Commission understood that there was a possibility it could be kicked back to them. Discussion ensued. The consensus of the Council was to send it back to the Planning Commission to make a decision.

- b) Review of the August 2016 check register.

Questions were asked by Council and satisfactorily answered by staff.

7 UNFINISHED BUSINESS:

- a) Adopt Resolution No.1954 Authorizing Extraterritorial Water Utility Service Outside City Limits due to Health Hardships

Boyles presented the staff report. This item was brought to Council on 9/6/16. At that time Council had asked Boyles to research this issue more, as it had come before them previously, and bring that information to the Council. Boyles informed the Council it had to do with Measure 37 in 2006, one year after the city had installed the water line. It had to do with property value changing with the UGB. It had nothing to do with serving water to a property. Staff is seeking direction from the Council to provide extraterritorial water service.

There are five houses on the property. It is both family members and workers who are living on the property. The water line coming from Hillsboro will need a pressure reducing valve. The property owner would be responsible for the installation of these devices. Boyles explained how the pressure reducing valves and back flow assemblies devices work.

Discussion ensued regarding if we are setting a precedent. Mayor Hatcher does not want to see us become a water district. Newton explained this is a health hardship case. Coussens had water service and now it went bad. This decision is up to the Council. These issues would be reviewed on a case by case basis. Each would need to be approved by resolution as they come up.

Discussion ensued regarding the agreement that is referred to in the resolution. A signed agreement between the City and Coussens will be drawn up and will be recorded with Washington County. This recorded document will be attached to the

title of the property. The agreement will include the SDC costs; requiring the installation of a back-flow assembly device; agreeing to the cost of water usage referencing the fee schedule; and signing an annexation agreement with the City so that in the future there would be no question that he and/or his successors would then be compelled to annex to the City once conditions for annexation are present.

The staff report states that Kevin Hanway from the Joint Water Commission (JWC) does not have a conflict regarding this extraterritorial water line extension. Kindel stated this needs to be put in writing. Boyles stated he can obtain a letter from JWC. Boyles was waiting for Council to decide if they would approve this extraterritorial water service prior to pursuing a letter from Hanway. It was suggested to approve the resolution contingent on acquiring a letter of approval from JWC.

Motion to approve Resolution No. 1954 with the condition that staff will obtain a letter of approval from JWC. Moved by Councilor Newton. Second by Councilor Gonzales Motion was approved unanimously.

8 ORDINANCES:

a) First Reading

Introduction and first reading of Ordinance No. 430— An Ordinance of the City Council of the City of North Plains, Oregon, Amending Municipal Code Sections 16.055 (Definitions) and 16.065 (Neighborhood Community-NC Zone)

Boyles presented the staff report. This was brought to the Council for discussion during a public hearing on September 6, 2016.

Motion to read I move to read Ordinance No. 430 for the first time by title only.

Moved by Councilor Lenahan. Second by Councilor Kindel. Motion was approved unanimously.

b) First Reading

Introduction and first reading of Ordinance No. 431— An Ordinance of the City Council of the City of North Plains, Oregon, Amending Municipal Code Sections 16.040 (C-2, Highway Commercial) and 16.055 (M-2, General Industrial)

Boyles presented the staff report. This was brought to the Council for discussion during a public hearing on September 6, 2016.

Motion to read I move to read Ordinance No. 431 for the first time by title only.

Moved by Councilor Lenahan. Second by Councilor Gonzales. Motion was approved unanimously.

c) Second Reading

None Scheduled

9 CITY MANAGER REPORT

Boyles updated the Council on the breakdown of the URA purchases.

10 COUNCIL REPORTS

a)

Hatcher inquired about the trees along 307th on the way back to Recology. He stated many of them are dead. Discussion ensued regarding the longevity of trees and the responsibility of the developer to replace trees if they don't survive the first two years.

The landscaping along the ramps of the ODOT interchange project will take place in November.

Council asked for an update on the Ghost Creek Trail project. Boyles stated the plans are about 65% complete. There were some environmental issues that held it up. We will need to make a ramp on the east side of the pedestrian bridge to make it ADA acceptable. Discussion ensued.

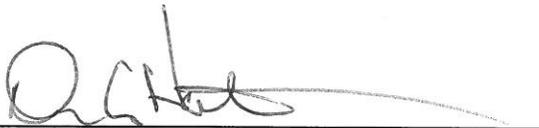
Hatcher stated the mural project is moving along well. He stated this is the first time he is proud of those metal buildings. They look great.

The Chili Cook-off is scheduled for Thursday, October 20, 2016.

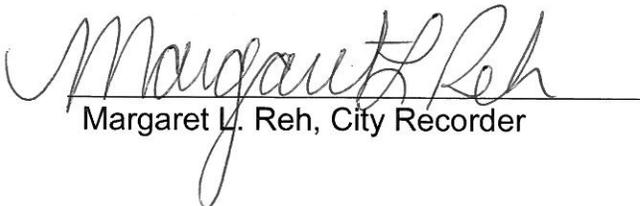
Kindel inquired about what action the city should take regarding homeless people sleeping in rights-of-way and parks. He inquired if Council has the authority to handle that. We may be facing an issue that we will need to address. Boyles stated he was discussing this issue with the Hillsboro City Manager. They are seeing an influx of transients riding on the Max and ending up in Hillsboro. Discussion ensued.

11 ADJOURNMENT:

Mayor Hatcher adjourned the Regular Session of the City Council at 8:14 p.m.



David Hatcher, Mayor



Margaret L. Reh, City Recorder

Date Approved 10/03/2016