



City of Tigard Tigard Business Meeting – Minutes

TIGARD CITY COUNCIL & LOCAL CONTRACT REVIEW BOARD (LCRB)

MEETING DATE/TIME: September 8, 2009/6:30 p.m. Study Session and 7:30 p.m. Business Meeting
MEETING LOCATION: City of Tigard – Town Hall, 13125 SW Hall Blvd., Tigard, OR 97223

STUDY SESSION

Council Present: Mayor Dirksen, Councilor Buehner, Councilor Webb, Councilor Henderson, Council President Wilson

Staff Present: City Manager Prosser, Assistant City Manager Newton, Public Works Director Koellermeier, Finance and Information Services Director LaFrance, Engineer McMillan, and Deputy Recorder Krager

Mayor Dirksen called the Study Session to order at 6:30 p.m.

EXECUTIVE SESSION:

City Manager Prosser read the citation for an Executive Session called under ORS 192.660(2) (e) to discuss real property transaction negotiations. The Executive Session ended at 6:41 p.m.

STUDY SESSION (continued)

Mayor Dirksen shared that there is a tentative proposal from the Oregon Department of Transportation (ODOT) to change the STIP list, adding \$3 million for the 99W/Gaarde Road intersection. He said the project was also on a short list at the federal level, and that having a state match available helps in obtaining federal funds.

Mayor Dirksen asked if any Councilors would be attending the Westside Business Forum and recommended their attendance if possible.

City Manager Prosser noted that the Mayor and Assistant City Manager Newton would be meeting with Senator Burdick and Oregon Transportation Commission Chair Achterman to explore funding for a study of Barbur Boulevard/Highway 99W as a light rail corridor. City Manager Prosser said there will be an event hosted by Mayor Dirksen and Portland Mayor Adams, regarding this corridor's potential as a high-capacity transit corridor. The event will include a bus tour of the area.

Mayor Dirksen and Councilor Webb said they would grill food for the public at Family Fest. Councilor Henderson has a previous commitment with the Farmers Market at Family Fest.

The Tigard Town Hall meeting date has changed from October 6 to October 13, 2009 to accommodate the legislators. There will be a dinner at a local restaurant prior to the Town Hall. Councilor Buehner noted that she may be out of town on October 13.

The Study Session ended at 7:05. Mayor Dirksen called a recess.

1. BUSINESS MEETING:

1.1 At [7:29:53 PM](#) Mayor Dirksen called the Tigard City Council business meeting to order.

1.2 Deputy City Recorder Krager called the roll:

	Present	Absent
Councilor Webb	x	
Council President Wilson	x	
Councilor Buehner	x	
Mayor Dirksen	x	
Councilor Henderson	x	

1.3 Pledge of Allegiance

1.4 Council Communications & Liaison Reports – Councilor Buehner said the Washington County Urban and Rural Reserves Committee voted today to adopt the recommendation of staff with one change relating to the northern boundary, and added Tigard’s land, which was not on the original map. She said it will now be forwarded to the Steering Committee.

1.5 Call to Council and Staff for Non-Agenda Items – City Manager Prosser said there will be a land acquisition item related to the Burnham Street Project presented under Non-Agenda Items.

2. Mayor Dirksen read the following proclamations:

A. PROCLAIM SEPTEMBER AS NATIONAL ALCOHOL & DRUG ADDICTION RECOVERY MONTH

B. PROCLAIM SEPTEMBER 17-23 AS CONSTITUTION WEEK

3. CITIZEN COMMUNICATION

Tigard High School Student Envoy Taylor Friesen gave a report on upcoming Tigard High School activities. This was his first report on the school year and a copy of his report is available in the City Recorder’s Office. He mentioned that school starts tomorrow for freshmen and Thursday for sophomores, juniors and seniors. He said there is a new way this year to kick off football games: Tigard Tailgater Dinners from 5:30-6:45. He said Homecoming is Thursday, October 8, 2009.

Councilor Buehner asked if the parade route will be along Durham Road and if neighbors affected by the parade were aware of it. Mayor Dirksen encouraged people to attend the Homecoming Parade. Councilor Buehner suggested Mr. Friesen submit the information on Tigard High Homecoming activities to the cable access channels.

- Citizen Communication – Sign Up Sheet – none
- Follow-up to Previous Citizen Communication - none

4. [7:36:38 PM](#) CONSENT AGENDA – Mayor Dirksen read each item on the consent agenda.

- 4.1 Receive and File:
 - a. Council Calendar
 - b. Tentative Agenda
- 4.2 Approve an Amendment to the Intergovernmental Agreement between the City of Tigard and the Tigard-Tualatin School District 23J and Beaverton School District 48J for the collection of the construction excise tax and Authorize the City Manager to sign – Resolution No. 09-60
- 4.3 Appoint Committee Members to the Transportation Advisory Committee (TAC)-Resolution No. 09-61
Mayor Dirksen asked if any of the Transportation Advisory Committee members were present. TAC Member Anthony Rivano was in attendance.
- 4.4 Approve Amendment #1 to City Manager Employment Agreement

Council President Wilson moved to approve the Consent Agenda. The motion was seconded by Councilor Webb and all voted in favor.

	Yes	No
Councilor Webb	x	
Council President Wilson	x	
Councilor Buehner	x	
Mayor Dirksen	x	
Councilor Henderson	x	

5. REPORT ON FAMILY FEST

[7:38:59 PM](#) Assistant to the City Manager Bengtson gave Council a rundown on the fifth annual City of Tigard Family Fest, which begins Thursday, September 10. She said events and entertainment include:

- Thursday, September 10 – Genealogy Workshop at the Tigard Public Library at 6:00 p.m. and then Camp Play-a-Lot at 7 p.m.
- Friday, September 11 – Family Movie Night at the Library at 7:00 p.m.
- Saturday, September 12 - 5K run (free t-shirts and free breakfast)
Main Street Block Party at 1:00 p.m. which includes:
Farmers Market (face painting and kettle corn)

Staff will be at a booth talking about upcoming downtown projects and transportation topics.

5:30 p.m. Family picnic and ice cream at the library. Councilors will be serving hotdogs and hamburgers to the first 300 picnickers

7:00 p.m. Free Tualatin Valley Community Band concert
Fireworks at dusk

Ms. Bengtson noted that there are already 215 entrants for the Fun Run.

Councilor Buehner complimented the committee on their poster this year. Mayor Dirksen asked Ms. Bengtson to show the poster. www.tigard-or.gov/family fest

Agenda Item Order Revised. Item No. 8 will be considered after Agenda Item No. 5

8. [7:45:05 PM](#) CONSIDER PROPOSED ORDINANCE AMENDING CITY'S GAS TAX TO BRING IT INTO COMPLIANCE WITH STATE GAS TAX LEGISLATIVE CHANGES

Mayor Dirksen asked Council if they concurred with moving this item up on the agenda.

Finance and Information Services Director LaFrance noted that this was discussed at the August 18 Workshop meeting. Conflicts between the City's current Gas Tax Ordinance and the new State legislation were highlighted and potential solutions discussed.

Councilor Buehner clarified that the City is just changing the language so it will comply with the legislature change. The amount and where it is going are not changed.

Councilor Webb asked if the only way to get bonding is by changing the existing ordinance. Finance and Information Director LaFrance said she was correct.

Councilor Webb moved to adopt Ordinance No. 09-12. Council President Wilson seconded the motion.

Deputy Recorded Krager took a roll call vote. The motion passed unanimously.

	Yes	No
Councilor Webb	x	
Council President Wilson	x	
Councilor Buehner	x	
Mayor Dirksen	x	
Councilor Henderson	x	

[7:49:30 PM](#)

6. LEGISLATIVE PUBLIC HEARING – DEVELOPMENT CODE AMENDMENT (DCA 2009-00003) OMNIBUS “HOUSEKEEPING” ITEMS

Mayor Dirksen opened the public hearing at 7:49 p.m. City Attorney Ramis read the rules of process for a land use public hearing. Mayor Dirksen asked if any Council members wished to report a conflict of interest. No declarations or challenges to Council participation were noted.

Assistant Planner Watkins gave the staff report on these minor amendments brought together in one “housekeeping” amendment to the Development Code. These amendments will increase the Code’s consistency and uniformity, thus making it easier for staff and the public to use. He listed the amendments by type.

No one signed up to give public testimony on the sign-up sheet available at the front of the room. Mayor Dirksen asked if there was anyone present who wanted to testify either for or against this code amendment. No one did.

Assistant Planner Watkins said the staff recommendation was to adopt the Ordinance.

Mayor Dirksen asked if there was any Council discussion. Councilor Buehner said the cross-referencing was very helpful and recommended it for all future Code updates.

Council President Wilson asked about references to Durham Quarry, which is presently known as Bridgeport Village. Council and staff discussed this and Councilor Buehner asked if it could be changed tonight by motion. City Attorney Ramis said the language change could be included in a motion.

Assistant Planner Watkins said staff could go back and list the area by both titles. City Manager Prosser suggested that due to the uncertainty, this issue be put on a list for future changes. Council President Wilson said the reference might match pre-construction studies so perhaps it should remain in the document.

There being no further discussion, Mayor Dirksen closed the public hearing at 8:02 p.m..

Councilor Buehner moved for adoption of Ordinance 09-13. Council President Wilson seconded the motion. A roll call vote was taken and Ordinance 09-13 was approved unanimously.

	Yes	No
Councilor Webb	x	
Council President Wilson	x	
Councilor Buehner	x	
Mayor Dirksen	x	
Councilor Henderson	x	

7. ~~REVIEW OF CITYWIDE SEWER EXTENSION PROGRAM~~

- ~~• Community Development Department~~

Mayor Dirksen announced that Agenda Item No. 7 has been rescheduled to the November 10, 2009 Council meeting.

8. CONSIDER PROPOSED ORDINANCE AMENDING CITY’S GAS TAX TO BRING IT INTO COMPLIANCE WITH STATE GAS TAX LEGISLATIVE CHANGES

Agenda Item Order Revised. Item No. 8 was considered after Agenda Item No. 5

