

**MINUTES
FAIRVIEW CITY COUNCIL REGULAR MEETING
FAIRVIEW CITY HALL
300 HARRISON
FAIRVIEW, OREGON 97024**

NOVEMBER 18, 1998 -- 7:30pm

**I. CALL TO ORDER/
ROLL CALL**

Mayor Vonderharr called the meeting to order at 7:30pm.

PRESENT: Mayor Roger Vonderharr
Councilor Ken Quinby
Councilor Sherry Lillard
Councilor Dave McCutcheon
Councilor Len Edwards
Councilor Steve Owen

ABSENT: Councilor James Raze

STAFF PRESENT: Marilyn Holstrom, City Administrator
Gilbert Jackson, Chief of Police
Jeffrey Sarvis, Director of Public Works
Roy Wall, Finance Director
John Andersen, Acting Planning Director
Caren Huson, City Recorder

II. CONSENT AGENDA

Councilor McCutcheon moved and Councilor Lillard seconded the motion to approve the Consent Agenda, consisting of the Minutes of November 4, 1998.

AYES: 6
NOES: 0
ABSTAINED: 0

Mayor Vonderharr welcomed Rod Park, the newly elected Metro representative of District 1. Mr. Park stated that he was happy to be at the Council meeting, and proud to be able to represent District 1. Mr. Park commented that he grew up in the East County area and that his father had been born in Fairview. Mr. Park stated that he looks forward to working with the City of Fairview, and if the Council had any concerns, he would always be accessible.

**III. CITIZENS WISHING TO
SPEAK ON NON-AGENDA
ITEMS**

Mayor Vonderharr called for persons wishing to speak on non-agenda items. As there was no response, the session continued.

IV. COUNCIL BUSINESS

**A.RESOLUTION
Amending Standard
Specifications**

Jeffrey Sarvis, Director of Public Works, stated that staff was asking for approval of Resolution 24-1998 which would amend Public Works Standard Specifications. Director Sarvis reported that one of the Council Goals set for 1998 was to establish a policy regarding traffic calming devices. Director Sarvis indicated that several steps would need to be taken in order to establish a traffic calming policy, and that the resolution before

the Council would amend the City's Standard Specifications to provide for language addressing new subdivisions in the City of Fairview.

Councilor Owen commented that he had had discussions with Marilyn Holstrom, City Administrator, on the traffic calming issue, and in talking with citizens, the perception was that people were speeding on residential streets. Councilor Owen stated that he knew it was expensive to provide traffic calming devices, but he was in favor of the policy and that he supported Resolution 24-1998.

Councilor McCutcheon mentioned that the resolution was fairly simple as it places the groundwork for developers of new subdivisions.

Councilor McCutcheon moved and Councilor Lillard seconded the motion to approve Resolution 24-1998, A RESOLUTION BY THE CITY OF FAIRVIEW AMENDING STANDARD SPECIFICATIONS FOR PUBLIC WORKS CONSTRUCTION.

AYES: 6
NOES: 0
ABSTAINED: 0

**B. RESOLUTION Policy,
Speed Humps**

Administrator Holstrom reported that the proposed resolution would provide a policy for instituting speed humps on existing streets within the City of Fairview. Citizens would be allowed to petition for a traffic calming device in an already established residential area; a brochure would be designed which would explain the process. Administrator Holstrom stated that staff supported the passage of Resolution 25-1998.

Councilor McCutcheon asked if a traffic calming device was petitioned for, would the City then pay for the device since the street was already established. Administrator Holstrom responded yes; the Budget Committee would decide what could be afforded for traffic calming devices. A Committee would meet each November to determine if criteria was met for each petitioned request, would prioritize the requests, and then present the request to the Budget Committee. Traffic calming devices would then be placed during the following fiscal year.

Councilor Owen commented that he had tried to find holes in the proposed resolution, but felt that everything had been covered; the resolution was very sound and it puts a policy in place whereas a Committee would meet annually to review traffic calming device requests and then make a recommendation to the Budget Committee.

Councilor Lillard mentioned that she thought the Fire Department did not like traffic calming devices. Director Sarvis responded that the proposed policy addresses all Fire Department concerns and that they did not have a problem when devices are designed such as specified in policy. Councilor Lillard questioned if the County was willing to work around traffic calming devices as they perform street maintenance in Fairview. Director Sarvis responded yes.

Councilor Quinby stated that he, personally, hated speed humps and felt as if they punish more innocent people than speeders; however, the implementation plan was very well written and he could not argue with it. Councilor Quinby commented that it would be up to the citizens to begin the petition process and that it appears to be a very good procedure. Councilor Quinby suggested that wording be added to the policy which would state that, after a year, if the original petitioners later decided they

did not like the traffic calming devices, that they could then petition to have it removed at their expense. Pamela Beery, City Attorney, commented that removal of a traffic calming device should be an administrative decision on a case-by-case basis, as it would be more workable if staff had control as some people would want to remove a device but others would not.

Councilor Edwards stated that he, personally, was also against traffic calming devices and asked if the proposed policy would affect emergency vehicles and their response time. Director Sarvis responded that emergency services indicated that the devices do not impede their response time.

Mayor Vonderharr questioned if the Fire Department had made any comments on the proposed policy. Director Sarvis responded that the Fire Department always reviews the City's designs and provides comments; the Fire Department had indicated that they were used to traffic calming devices and that the design of speed humps has improved.

Councilor Quinby asked if information on the new policy would be mailed to citizens. Administrator Holstrom responded that a brochure would be created and that when someone complained about speeders in their neighborhood, that a brochure would be sent to them. Councilor Quinby requested that a statement be added in the brochure which speak of the removal of a traffic calming device.

Councilor Owen moved and Councilor Edwards seconded the motion to approve Resolution 25-1998, A RESOLUTION ADOPTING AN IMPLEMENTATION PLAN FOR SPEED HUMP EVALUATION.

AYES: 6
NOES: 0
ABSTAINED: 0

V. DEPARTMENTAL REPORTS

A. Police

Gilbert Jackson, Chief of Police, stated that he had discussed the department's latest speed measuring device previously, but had found out last month that the software sent with the device was the wrong version; however, a correct version had since been received. When the device was again tested, cars were measured travelling at a negative speed; the printouts and graphs have been sent to the manufacturer for technical support.

Chief Jackson reported that after reading an article in the newspaper regarding bullet proof glass for the new City Hall, it made it seem as if he had a particular agenda which he took to the paper. Chief Jackson stated that he does not, and never has had, a hidden agenda which he would take to the media. Chief Jackson added that, in regards to bullet proof glass, the City could either do nothing or spend up to \$100,000; it will end up somewhere in the middle and will be a group decision. Whatever is decided would be fine with Chief Jackson, and he reiterated that he was very unhappy with the article. Councilor Lillard reminded everyone that it was actually the Council who brought up the issue, not staff, and that maybe the reporter should attend Council meetings to obtain the entire story.

Chief Jackson reported that he had received a phone call from the Middle School regarding a student who had written a poem which contained a

couple sentences that concerned officials. The school dealt with the student administratively, with the student indicating that he did not mean anything by writing the poem, but officials need to be aware of these situations.

Councilor McCutcheon commented that according to the written report, it appears as if crime was down. Chief Jackson stated that inclement weather contributes to the decrease in crime.

Councilor Lillard stated that she was concerned about the crosswalk on 223rd Avenue for the elementary school children, as no cars slow down or stop to allow them to cross. Chief Jackson suggested that perhaps an improvement was needed of some sort, such as a crosswalk light, and perhaps the County should be contacted. Mayor Vonderharr commented that the County does not consider 223rd Avenue a major arterial, and still believes that no growth is occurring in Fairview. Councilor Lillard asked if staff would contact the County and discuss the crosswalk issue with them.

B. Public Works

Director Sarvis reported that a representative from the County does attend a Public Works staff meeting once a month, so he would bring up the crosswalk issue at the next meeting the representative attends. Director Sarvis stated that the Marine Drive waterline project design was almost complete and would provide an intertie with Troutdale. Director Sarvis reported that the City had been notified that extra Community Development Block Grant funds were available, so it appears that the City's 5th and Main storm sewer project would soon begin. Director Sarvis commented that the City Engineer and Public Works Inspector had talked with builders who install street trees, suggesting that the City buy the trees at a cheaper, bulk rate, and then the builders could buy them from the City at the same discounted rate. This would insure that the City receives consistent 2" caliper trees in good condition. Director Sarvis reported that he had written a letter to PGE stating that they were not placing much importance on repairing streetlights in Fairview; a program has now been established for streetlight outages and PGE responded very quickly. Director Sarvis stated that the City had been receiving many water survey responses and staff would begin compiling the results of the survey in December.

C. Planning

John Andersen, Acting Planning Director, stated that the Planning Commission had approved the Market Square South Design Review for the Fairview Village commercial area, and that staff had approved the Expedited Land Division for Lakeside Estates. Director Andersen reported that two variances would be on the next Commission agenda, and the Commission would also discuss comprehensive planning and the status of the City's Comprehensive Plan. Director Andersen stated that a pre-application meeting had been held regarding the Blue Lake Athletic Center, and that he had had an inquiry from a planning/design firm regarding the Pelfrey property on NE Sandy Boulevard. Director Andersen reported that letters had been sent out on code violations, and that he had just received a request to change a street name in Fairview Village. Director Andersen stated that an advisory committee would be formed for the Transportation System Plan and asked if the Council would like to recommend anyone for the committee. Councilor Lillard stated that she would like to be involved in the committee.

Councilor Owen thanked Director Andersen for sending the code violation letters, and added that he had seen an unsecured refrigerator for sale outside of a business. Chief Jackson stated that he would address the refrigerator issue with the business owner.

D. Finance

Roy Wall, Finance Director, reported that he had been working with the City's bond attorney and financial advisor about the timing of the bond sales for the new City Hall. It has been decided to wait until February 1999 to sell the bonds as more information will be available on the construction bids and the bonds could then be issued more appropriately. Director Wall reported that the City's Y2K Committee had been meeting and had asked Portland's Y2K experts to provide a presentation. Director Wall commented that in terms of Fairview's tax rate, he would be meeting with the Mayor, Administrator Holstrom, and Representative Minnis to start pounding the table on tax inequity caused by Measure 50.

Councilor Quinby stated that he appreciated the fact that the City had formed a Y2K Committee and that they have discussed the issue with representatives of Portland.

E. Administration

Administrator Holstrom stated that before the Council was an invitation for the first public walk on the 207th Avenue Connector between Glisan and Halsey. Administrator Holstrom reported that the City's web site was still down, with staff being unable to make changes to the web site due to the possibility of software error, but that a new web site is hoped to be attained by the end of the year.

Administrator Holstrom commented that the City's Holiday Party would be held on December 12th and that auction items were needed. Administrator Holstrom stated that she had met with Fairview Lake property owners and that it had been a very pleasant meeting. Administrator Holstrom reported that she had met with the new President of the Fairview Village Homeowners Association and that they will continue to meet once a month.

Administrator Holstrom provided an update on the new City Hall process, stating that many meetings were being held; all department heads had met with the architects for a major presentation which included the selections of interior materials and colors. Administrator Holstrom added that all department heads felt very good about the new City Hall design.

F. Legal

Ms. Beery stated that her written report was before the Council, and that she had been working on revised purchasing rules for the City; Council will see the revised policy on one of their future agendas. Ms. Beery reported that an issue had come up earlier in the day regarding a franchised solid waste hauler being sold; there was a difference of opinion in whether that franchise had to be transferred. Ms. Beery and staff feel that the City should have the option of reviewing the request of a new buyer to continue to provide service in Fairview.

**VI. MAYOR/COMMITTEE
REPORTS AND COUNCIL
CONCERNS**

Councilor Quinby stated that he had attended a Y2K session at the League of Oregon Cities conference and had provided their written materials to the City Attorney. Ms. Beery commented that she would review the materials and review any liability issues. Councilor Quinby reported that there are several companies who now visit a business and test all equipment for Y2K compliance.

Councilor Owen stated that the City needs to solicit for citizens to serve on the Solid Waste Citizens Advisory Committee (SWCAC). Administrator Holstrom commented that an article would be placed in the City's Newsletter, and that a letter of resignation would be requested from Dennis Caudell since he has not been attending SWCAC meetings.

Councilors Lillard, McCutcheon, and Edwards had no reports or concerns.

Mayor Vonderharr reported that he had met with Mayor McRobert of Gresham as he will be taking over the Affordable Housing Task Force responsibility for East County Metro representative in January. Mayor Vonderharr stated that he, too, had attended the League of Oregon Cities conference, and that he will be meeting with Councilor Kight of Troutdale to discuss the soundwall issue before their upcoming meeting with the ODOT Region 1 Director. Mayor Vonderharr commented that he intends to inform the newspapers that Fairview is not "an area east of Portland", "north of Gresham", or "a town in East County"; he feels it is sloppy journalism when Fairview is not correctly identified and that there was no excuse for it.

VII. ADJOURNMENT

Councilor Edwards moved and Councilor Owen seconded the motion to adjourn. Mayor Vonderharr adjourned the meeting at 9:03pm.

AYES: 6
NOES: 0
ABSTAINED: 0

Mayor Roger Vonderharr

Dated:

Caren C. Huson Quiniones
City Recorder