

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

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**APRIL 21, 1999 -- 7:30pm**

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

Councilor Edwards called the meeting to order at 7:30pm.

PRESENT:                   Councilor Len Edwards  
                                  Councilor Ken Quinby  
                                  Councilor Sherry Lillard  
                                  Councilor Dave McCutcheon  
                                  Councilor James Raze

ABSENT:                   Mayor Roger Vonderharr  
                                  Councilor Steve Owen

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

**II. CONSENT AGENDA**

Councilor Lillard moved and Councilor Quinby seconded the motion to approve the Consent Agenda, consisting of a Proclamation for Fitness & Sports Month, and the Minutes of March 31 and April 7, 1999.

AYES:                    5  
NOES:                    0  
ABSTAINED:            0

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

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

**IV. COUNCIL BUSINESS**

**A.STATE OF MULTNOMAH  
COUNTY - Executive  
Officer Bev Stein**

County Executive Officer Bev Stein presented a preview of the proposed Multnomah County Budget which included: continued funding for health care clinics and taxation and assessment; a gas tax proposal along with a proposed additional \$10 for vehicle registration; and, participation in PERS. Ms. Stein stated that this budget had the most citizen input ever, with six forums being conducted and 100-200 citizens attending each forum. Ms. Stein reported that her personal budget goals were: to retain current funding for County projects; to propose SUN (Schools Uniting Neighborhoods) Schools so that they could be used as facilities in the afternoons for community events; expanding the early childhood programs to include an additional 1500 children; domestic violence services and prevention; providing additional resources for the Hispanic community; and, support for in-home care provider programs. Ms. Stein commented that she would like the County to continue funding the School Attendance Initiative program, the transitional school for ESD (Educational Service District), and the STOP program. In addition, she would

like to continue funding secure alcohol and treatment programs, detox, and increased child support enforcement.

Ms. Stein reported that the Hawthorne Bridge would open on April 24th after a year of closure for maintenance and repair. Ms. Stein stated that the County has made a lot of strides in improving social and health services, public safety, and stabilizing the library system. Ms. Stein mentioned that the County Board of Commissioners have three new members who bring an emphasis of mixed use development, alcohol/drug/mental health treatment, and concern regarding the Endangered Species Act.

Ms. Stein noted Mayor Vonderharr's newsletter article in which he addressed the lack of recognition for Fairview. Ms. Stein commented that Fairview was an exciting community and that it offered a lot of possibility and opportunity.

Councilor Lillard stated that she was in favor of the additional \$10 vehicle registration fee increase as she was a member of the East Multnomah County Transportation Committee, and questioned what four schools would be used as community facilities. Ms. Stein responded that she did not know what four schools would be used, but that they would be geographically dispersed with the goal of having 40 of them serve as community facilities over the next five years. Ms. Stein added that she hoped each community would discuss what they would like to see at the facilities. Councilor Lillard suggested that free immunization clinics be held at the schools, and urged Ms. Stein's support in retaining the signal at 207th Avenue and Sandy in Fairview. Councilor Lillard also asked for Ms. Stein's support in widening the railroad bridges on NE 223rd Avenue.

Councilor McCutcheon asked, in light of the Littleton, Colorado school shooting tragedy, if the County had any type of program in the schools to curb violence. Ms. Stein responded that the County provides an anti-violence school coordinator, juvenile justice system, and mental health programs; the problem was identifying the particular kids who need help. Ms. Stein commented that one has to consider the accessibility of guns and the marketing of them, as kids have more access to guns than ever.

Councilor Raze stated that he was expecting to hear more about East County in Ms. Stein's report. Ms. Stein responded that East County would be included in the gasoline tax and minority services. Councilor Raze suggested that libraries and schools should combine instead of heating two buildings, maintaining two buildings, etc., and that the library buildings could then be sold for much needed funds. Ms. Stein commented that the County would always want to maintain the larger library branches, but that they were currently experimenting with the operation of a school and library in one building in Parkrose, but the building was designed for that use. Councilor Raze questioned what the cost was for Attendance Monitoring. Ms. Stein responded that the cost was about \$2.5 million.

Councilor Edwards questioned how counselors were selected for drug and alcohol treatment programs. Ms. Stein responded that the County contracts with various providers. Councilor Edwards commented that funds were always needed for treatment centers, but that 80% of the counselors did not know what they should be doing; it was very important that drug and alcohol abusers have someone to share their story with who could relate. Councilor Edwards stated that he was in favor of the gasoline tax as it seemed very fair, and that he also thought it was a good idea to separate the gas tax from the bridge tax.

As there were no further comments or questions, Councilor Edwards thanked Ms. Stein for her report.

**B.PRESENTATION - City of  
Portland Wellhead  
Protection Program**

Jeffrey Sarvis, Director of Public Works, stated that Bruce Niss of the City of Portland was present to speak on the Well-Head Protection Program.

Mr. Niss stated that he was the Resource Protection Manager for the City of Portland and introduced Greg East, also of the City of Portland. Mr. Niss reported that Portland's well field was designed in the early 1970's and completed in 1985; they have a total of 24 wells in five different aquifers. The 24 wells extend from east of I-205 to Blue Lake Park, with five of the wells being located in the park itself. Mr. Niss explained that the well field was slightly undersized and was built for the population of 1985; growth has occurred substantially since then, with the well fields being sized for the non-irrigation wet weather demand of 90,000 gallons a day, but 110-120,000 gallons a day was currently needed. Mr. Niss stated that something had to be done to expand the capacity of the groundwater system. Mr. Niss commented that the Well-Head Protection Program is intended to prevent contaminated spills, provide remediation, etc., and that Portland needs to expand the well field as the demand was outstripping the existing design. Also, the Endangered Species Act will affect reservoirs as their intent was to release 20-30 million gallons a day to maintain steelhead life, which would take from the drinking water supply; the obvious place to turn for make-up water were the well fields.

Mr. East reported that he served as Portland's Containment Review Program, and that he works with industries to protect groundwater, using zoning for environmental protection. The Containment Review Program consisted of prohibited uses, plan review, and yearly updates. Mr. East stated that his greatest concern was solvents as they were very bad for groundwater.

Mr. Niss commented that the City of Fairview had previously adopted a Well-Head Protection Program similar to Portland's, but that the City of Gresham had not. Mr. Niss reported that the City of Portland was drafting an expanded Well Head Protection Program, and that boundaries and existing uses are the items they want to consider in the update. Mr. Niss mentioned that they are considering the formation of a Subregional Wellhead Protection Coordinating Committee and was asking Fairview to join them in their effort. Mr. Niss requested that one Fairview staff person be appointed to the Committee, along with citizens to help them address the problems they see; a planning process of a year and a half has been determined.

Councilor McCutcheon commented that he presumed Portland would either expand their well fields or expand the time they would use the well fields. Mr. Niss responded that that was correct, but he did not know which option they would use at this time. Director Sarvis mentioned that Fairview's water rights would precede Portland's water rights. Councilor McCutcheon questioned if the Cascade Plume was close enough that it would enter Portland's aquifers. Mr. Niss responded no, and that Cascade and Boeing have 15 Pump-and-Treat wells.

Councilor Quinby asked if Mr. Niss had contacted the Army Corps of Engineers for information they could share regarding reservoirs and river levels. Mr. Niss responded that Portland uses the model which Portland State University uses, and the Army Corps of Engineers could be using the same modeling. Councilor Quinby commented that there seemed to be more fear of biological or chemical terrorism in poisoning the water, and questioned what type of monitoring equipment Portland used. Mr. Niss responded that Bull Run Reservoir was in a remote location, was very large with billions and billions of gallons of water, and that it would take an incredible event to poison the water. There were about 15,000 analyses for various water quality constituents run annually, and that 25,000 analyses throughout the system were collected each year. The reservoirs were fenced, contained security cameras, 24 hour surveillance, and security personnel which walked the perimeter.

Councilor Raze questioned what Portland anticipated in cost and staff time from Fairview. Mr. Niss responded that one City employee would be needed, to attend a meeting once a month over a year and a half, and that at least one citizen member would also be needed; no funds would be asked of Fairview. Director Sarvis mentioned that Fairview would not have a problem with Mr. Niss' request. Councilor Raze stated that it was very obvious that Mr. Niss and Mr. East knew their jobs well.

Councilor Lillard questioned if Mr. Niss had concerns about Vancouver, Troutdale, or Wood Village affecting their groundwater. Mr. Niss responded that he did not think Troutdale or Wood village would be in their draw-down zone, and that Portland works in coordination with Vancouver and the EPA in Seattle who issues federal permits.

Councilor Edwards asked if the expanded Well Head Protection Program was a good thing for Fairview. Director Sarvis responded yes, as assistance was needed with public education, delineation, maintaining local control, and source.

Councilor Edwards thanked Mr. Niss and Mr. East for their presentations.

## V. DEPARTMENT REPORTS

### A. Police

Gilbert Jackson, Chief of Police, stated that besides the written report, he would like to mention that the schools, the District Attorney, and the Police of the region had gotten together a year ago and drafted a letter saying which stated that they would recognize problems in the schools and would deal with them following a certain procedure and policy.

### B. Public Works

Director Sarvis stated that: new "Welcome to Fairview" signs had been installed; the Marine Drive Waterline was under construction; discussions had begun with the Multnomah County Drainage District in guaranteeing a 100-year floodplain elevation around Fairview Lake; property owners in Fairview Lake Estates were interested in performing more maintenance on the pond in their subdivision; the City had applied for CDBG funds and were successful in obtaining the funds; Public Works Assistant Susie Wylder and City Engineer Bob Cochran were successful in obtaining an ESRI grant for GIS software; City Engineer Cochran had also obtained 75% of the funding for one of the docks on Salish Ponds from Fish & Wildlife; and, that new aerial photos had been obtained of the City.

### C. Planning

John Andersen, Planning Director, reported that he had been working positively with Wood Village regarding the proposed Walmart and that substantial traffic from that facility using Sandy Boulevard had been projected and which would have an impact on Fairview traffic counts; those traffic estimates would be added to the City's Transportation System Plan (TSP). In regards to the TSP, it was moving along well, and the recent open house had a good turn-out; citizen comments would be taken into consideration. Director Andersen stated that he was working with the Schotz property at 205th and Wistful Vista, and also the Schmautz property on Sandy Boulevard. Director Andersen commented that Functional Planning work was moving forward with proposed changes, which the Planning Commission would hear at their May 4th meeting. Director Andersen reported that work on the Salish Ponds Wetland Park was moving forward, and that Fish & Wildlife had performed a fish survey and found bass in the west pond, and perch and blueheads in the east pond; Kiewit Construction will stock the ponds per their agreement with the City. Director Andersen asked if the Council would have any problem with Fish & Wildlife shocking Fairview Creek to determine what type of fish were in it. Council intimated that they had no problem with that. Director Andersen mentioned that May 4th was the final open house for the Regional Transportation Plan, and that the railroad bridges were still in the Plan, but their funding was down to \$150,000 for design only. The west side has done an effective job of lobbying and they have tapped off a big chunk of the money, so anyone who could attend the open house on May 4th and lobby for

the railroad bridges would be welcome.

**D. Finance**

Roy Wall, Finance Director, presented a report on the City's Y2K Committee, who had contacted PGE to speak on their preparedness. A representative of PGE had stated that they had done a massive amount of work and explained that electricity, once it was generated, flows by itself. Much of the electricity generated in the area was from water and not a nuclear plant as on the East Coast. PGE could not guarantee that everyone would have power at 12:01am on January 1, 2000, but they feel very good about their preparedness and thought that no one would have a long period without power, but they could not guarantee that.

Director Wall stated that bonds were sold for the new City Hall; staff had thought that a 5% interest rate would be really good, but it came in at 4.62% which is about a savings of \$180,000 over 20 years.

Director Wall reminded the Council that a Municipal Court Workshop was scheduled for April 28th, 7:00pm, in the Council Chamber.

**E. Administration**

Marilyn Holstrom, City Administrator, stated that the next Street Fairview would be held on June 24th and would be located on 227th Court (Marjorie Meadows). Administrator Holstrom reported that a meeting had been held with ODOT regarding the 207th/Sandy signal, with ODOT stating that the signal would be removed.

**F. Legal**

Paul Elsner, City Attorney, stated that the Attorney's written report was before the Council.

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

Councilor Quinby reported that he had attended a Solid Waste Citizens Advisory Committee meeting, and that the Time Capsule Committee had met for the first time the previous week with discussions beginning on what to place in the time capsule, the material the capsule would be made of, etc.

Councilor Lillard requested that she be given a large Fairview zoning map that she could take to the Metro Transportation Projects hearing so that they could view Fairview's industrial area and look at where the Walmart was slated to be placed. Councilor Lillard also asked for a list of the citizens who had attended the open house as she will phone them personally and ask them to attend the Metro hearing with her.

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

**VII.EXECUTIVE SESSION  
ORS 192.660(1)(F)  
ORS 192.660(1)(H)**

At 10:15pm, Councilor McCutcheon moved and Councilor Lillard seconded the motion to adjourn into Executive Session per ORS 192.660(1)(F) and ORS 192.660(1)(H).

AYES: 5  
NOES: 0  
ABSTAINED: 0

At 10:30pm, Councilor McCutcheon moved and Councilor Lillard seconded the motion to extend the meeting to 10:45pm.

AYES: 5  
NOES: 0  
ABSTAINED: 0

At 10:45pm, Councilor McCutcheon moved and Councilor Lillard seconded the motion to extend the meeting to 11:00pm.

AYES: 5  
NOES: 0  
ABSTAINED: 0

At 10:57pm, Councilor McCutcheon moved and Councilor Lillard seconded the motion to adjourn out of Executive Session and back into the Regular Session.

AYES: 5  
NOES: 0  
ABSTAINED: 0

**VIII. ADJOURNMENT**

Councilor McCutcheon moved and Councilor Edwards seconded the motion to adjourn. Councilor Edwards adjourned the meeting at 10:58pm.

AYES: 5  
NOES: 0  
ABSTAINED: 0

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Len Edwards, City Councilor

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Dated:

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Caren C. Huson Quiniones  
City Recorder