

**MINUTES  
FAIRVIEW CITY COUNCIL REGULAR MEETING  
FAIRVIEW CITY HALL  
1300 NE VILLAGE STREET  
FAIRVIEW, OREGON 97024**

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**JULY 19, 2000 -- 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 Len Edwards  
Councilor James Raze  
Councilor Barbara Jones

ABSENT: Councilor Steve Owen

STAFF PRESENT: Marilyn Holstrom, City Administrator  
Jeffrey Sarvis, Director of Public Works  
Roy Wall, Finance Director  
John Andersen, Community Development  
Director  
Doug Aden, Police Sergeant  
Caren Huson, City Recorder

**II. CONSENT AGENDA**

Councilor Quinby moved and Councilor Lillard seconded the motion to approve the Consent Agenda, consisting of the Minutes of: an Intergovernmental Agreement with Multnomah County Sheriff's Office; Resolution 18-2000, A RESOLUTION EXEMPTING CERTAIN PERSONAL SERVICES FROM THE COMPETITIVE BIDDING PROCESS; an Appointment to the Parks Advisory Committee; and, the Minutes of July 5, 2000.

AYES: 6  
NOES: 0  
ABSTAINED: 0

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

Mayor Vonderharr called for persons wishing to speak on non-agenda items.

Marlin McKay, 350 Main Street, stated that he would like some of the same zoning ordinances applied to the core area of Fairview which apply to Fairview Village, such as Accessory Dwellings. Mr. McKay commented that some core area residences looked like "junkyards" and that some residents of the core area drove company vehicles and parked them at their homes each evening. Mr. McKay added that the core area of Fairview should be thought of no differently than Fairview Village and asked why the proposed old fashioned streetlights were never placed in the core area. Mr. McKay reported that he had spoken to Fairview Police Officers regarding a motor home which has been parked at Fifth and Harrison for two years, and also vehicles parked on residents' front lawns. Mr. McKay stated that the rules needed to be changed for the core area as the core area

could look beautiful if it was worked on.

Mayor Vonderharr stated that the proposed old fashioned streetlights were part of the City's Renaissance Plan for the core area, and that the City was to implement the Plan in increments, but with Measure 50 and the cut to our budget of 23%, the City had no extra funds to implement the Renaissance Plan. Marilyn Holstrom, City Administrator, commented that the City had a Nuisance Ordinance which was enforced when reports came in to the City, but that the Police Chief had indicated that, unless it was a hazard, that he would not cite individuals who parked on the street in the core area as parking was so limited to those residents; however, if the Council directed, the police would cite those property owners in the core area which parked their vehicles in violation of the City Code.

#### **IV.COUNCIL BUSINESS**

##### **A.ESA RIPARIAN DISTRICT PLAN PROPOSAL**

Mayor Vonderharr asked that the Endangered Species Act (ESA) Riparian District Plan Proposal be heard first on the agenda.

John Andersen, Community Development Director, reported that Metro had been designated as the lead agency in the Portland Region to prepare a plan for addressing the protection of certain salmon and steelhead species; however, the Multnomah County Drainage District, in conjunction with three other drainage districts in the Columbia South Shore Area, was proposing to prepare a riparian district plan for the area between the Sandy and Willamette Rivers. This plan would then determine the appropriate protection methods and standards within the planning area. The proposed planning area is bounded by dikes and levies, as well as regulated by pump stations and drainage ditches, which prevent catastrophic damage from occurring to the thousands of people who live and work in the area. These same protective works also prevent salmonids from using the area. The more scientific approach proposed in the riparian district would seem appropriate. Director Andersen commented that it may also be appropriate for the City to discuss with the District that all of Fairview, No Name and Osburn Creeks, also be added to the study area since their drainage areas all drain into the proposed riparian district.

Bob Groncznack, Director of the Multnomah County Drainage District, stated that Metro's initial proposals would require 200-foot setbacks from all intermittent and perennial streams in the region, and additional setbacks from floodplains and areas inundated by the 1996 flooding event, without regard to the function and value of such areas as habitat. This "one size fits all" approach was particularly questionable within the boundaries of the four drainage districts along the Columbia Corridor, whose levees block passage of steelhead and salmon into the area. Mr. Groncznack commented that the drainage districts have undertaken an effort to obtain recognition by Metro of the special characteristics of the districts, and approval of a special plan to provide Goal 5 protection catered to those special characteristics. The drainage districts met with Metro, the City of Portland, the Port of Portland, and property owners, who all showed support for a riparian plan for the drainage districts. Mr. Groncznack referred to his 3-page concept plan which was before the Council. In conclusion, Mr. Groncznack stated that he would like to see a joint effort of all jurisdictions involved in the Columbia Slough Watershed to have a unified vision of the waterways and use a cooperative approach.

Councilor Raze stated that Mr. Groncznack's plan seemed to be a common sense approach and the Council appreciated the thinking that went into the

plan. Mr. Groncznack commented that the districts will have to work with State and Federal agencies, and support of the proposed plan will show the agencies of our initiative.

Mayor Vonderharr mentioned that the Council had requested Metro to work up a common sense plan instead of simply dictating what each jurisdiction shall or shall not do. Mayor Vonderharr stated that he appreciated Mr. Groncznack taking the initiative. Mr. Groncznack responded that he was at the beginning of a very long learning curve, and that the question needs to be asked as to how long it will take to get fish back into the waterways and whether it was reasonable. Mr. Groncznack mentioned that he personally thought that reintroduction of the fish into waterways could take decades.

## **V. PUBLIC HEARING**

### **A.RESOLUTION**

**19-2000 -**

#### **Police Levy Election**

Administrator Holstrom reported that the Council had discussed the status of the City's Police Department for many years, and the need for additional officers as the City grows. Administrator Holstrom stated that Council had determined that the issue should be taken to the public in the form of a Police Levy. The proposed Levy would add three new officers, and the Levy would cover the total cost of putting those three officers on the street. The \$1.7 million Levy would be spread out over five years. Administrator Holstrom mentioned that the Levy would be placed on the November 7, 2000 General Election ballot and that a double majority vote would not be needed at this general election.

Mayor Vonderharr asked if the \$1.7 million figure was an estimate as it seemed that it was a rate-based levy of \$1.16 per thousand assessed value, so as a property's taxable assessed value increased each year, so would the amount which the City receives. Roy Wall, Finance Director, stated that that was correct.

Councilor Quinby questioned if the funds received from the proposed Levy would be placed in the City's General Fund and then be earmarked for Police. Administrator Holstrom responded yes. Councilor Lillard asked what the cost was for a police vehicle. Sergeant Doug Aden responded that a fully equipped police car cost around \$35,000.

Councilor Raze commented that the \$1.7 million amount did not seem to pencil out, and he did not think the Council should vote on a resolution without having the exact figures in front of them. Director Wall mentioned that staff had estimated the salary for three new officers and their salaries as they increase, and the three police vehicles would be purchased over five years. Councilor Lillard stated that she would also like to see the exact numbers, but that she did not want to delay a vote on the proposed resolution.

Mayor Vonderharr opened the public hearing; as no one wished to testify, Mayor Vonderharr closed the public hearing.

Councilor Edwards moved and Councilor Jones seconded the motion to approve Resolution 19-2000, A RESOLUTION CALLING FOR AN ELECTION IN THE CITY OF FAIRVIEW ON NOVEMBER 7, 2000 FOR THE PURPOSE OF SUBMITTING TO THE LEGAL VOTERS OF THE CITY THE QUESTION OF A LOCAL OPTION TAX FOR POLICE SERVICES.

AYES: 5

NOES: 1 (Raze)  
ABSTAINED: 0

Administrator Holstrom stated that the Council would receive information on the exact figures per Councilor Raze's request.

**VI. COUNCIL BUSINESS**  
**Continued**

**A. VANDALISM**  
**ABATEMENT**  
**PROGRAM**

Jeffrey Sarvis, Director of Public Works, introduced Debbie Curtis, the Administrative Assistant for Public Works and the person responsible for putting together the Vandalism Abatement Program. Director Sarvis stated that Council had asked staff to develop a Vandalism Abatement Program, and staff had researched various anti-vandalism programs in the metro area.

Director Sarvis commented that the City's proposed program was similar to Crime Stoppers. Director Sarvis reported that there were five components to the Vandalism Abatement Program: Access, Funding, Review Committee, Program Visibility, and Implementation. Director Sarvis commented that staff anticipates going into the schools with a presentation and materials; there was no set amount for the reward, but staff was asking for \$1,000 in funds for the program this year, with the suggestion that a reward be \$500.

Mayor Vonderharr stated that a very good presentation had been put together.

Councilor Quinby commented that he thought the dollar amount of the reward should be the biggest typeface on the posters and that perhaps the reward should be given upon a conviction and not just upon an arrest. Mr. Curtis explained that in researching various vandalism abatement programs, most all agreed that it was inappropriate to offer a reward and then wait for a conviction as a conviction could take years.

Councilor Lillard mentioned that it would be nice to have a slogan with a positive message rather than a negative one, but that most of the slogan choices given were positive. Councilor Lillard questioned why a middle school student was not assigned to the committee. Ms. Curtis responded that those working on the project felt someone from the high school Leadership program would be more appropriate, but there was no problem in adding a middle school student to the committee.

Councilor Jones stated that she thought the presentation was very well done and that she thought the program would have a positive effect.

Councilor Edwards questioned if October 1st was the soonest date available for implementing the program. Ms. Curtis responded that she thought it was a reasonable date due to school schedules, forming the committee, and developing the process. Councilor Lillard stated that it would also be nice to honor those receiving a reward at a Council meeting.

Councilor Raze moved and Councilor Edwards seconded the motion for staff to create the Vandalism Abatement Program for the City of Fairview and that \$1,000 be set aside from the General Fund as reward money.

AYES: 6  
NOES: 0  
ABSTAINED: 0

**B.RESOLUTION 17-2000  
Lakeshore Park Master  
Plan and Concept  
Diagram**

Director Andersen reported that Lakeshore Park, located on Fairview Lake, was located on a site that has been proposed as a City park since the 1994 adoption of the Fairview Parks and Recreation/Open Space Master Plan. Staff developed a planning process for the park which included a survey, an open house, and Parks Advisory Committee discussions. Director Andersen commented that the recommended master plan for Lakeshore Park was before the Council and that the plan was modified from what was originally proposed as a result of residents in the vicinity of the park and others. Director Andersen reported that features of the master plan include: a large area of wetland features, a soft walking trail to the end of the peninsula, interpretive areas, large lawn area for recreational activities, a native planting area, a trail to a canoe launch, access off 217th Avenue, two parking areas, a hard surface play area, and walkway.

Two citizens in the audience said thank you to the City for listening to the residents in the neighborhood.

Councilor Raze reported that Assistant Planner Bill Cunningham had attended most of the meetings regarding Lakeshore Park, and mentioned that there was some opposition to the canoe launch at first, but the residents did understand that it was easier to have a designated site instead of individuals wandering all over. Councilor Raze stated that Lakeshore Park was a City park, for everyone to use, and not just for the neighborhood where it is located.

Councilor Edwards mentioned that his only concern was that he did not want to create a big mess in front of the residents living on NE 217th Avenue. Director Andersen commented that that topic received much discussion.

Councilor Lillard asked why the playground was listed as a "future playground". Director Andersen responded that the issue came up in discussions and it was agreed that there probably was not a need right now, but as the neighborhood and area grows, there would be a need for playground equipment.

Councilor Jones questioned what type of material would be used in making the hard surface area and how would it be maintained. Director Andersen responded that the surface material was still to be determined, but that it would be one which was easy to maintain. Councilor Quinby commented that shredded tire material provides a good hard surface area but he did not know how the cost would compare.

Councilor Lillard moved and Councilor Quinby seconded the motion to adopt Resolution 17-2000, A RESOLUTION ADOPTING THE LAKESHORE PARK MASTER PLAN AND CONCEPT DIAGRAM.

AYES: 6  
NOES: 0  
ABSTAINED: 0

**VI.DEPARTMENTAL REPORTS**

**A. Police**

Sergeant Aden reported that before the Council was the June 2000 Police Report. Sergeant Aden commented that Fairview officers were working overtime, and that one Fairview officer was working with the Major Crime Team on a shooting which occurred at the Kings Garden Apartments.

Councilor Lillard questioned if the Fairview calls which were responded to by the Multnomah County Sheriff would be depicted on the monthly reports. Sergeant Aden responded no, that they have never been depicted on the monthly report, but those statistics were included in the Police Annual Report.

Mayor Vonderharr asked if the Multnomah County Sheriff will write bail for Fairview's Municipal Court. Sergeant Aden responded that he had spoken to the Sheriff's Department who indicated that they would be sending out a memo to their deputies to cite into our court.

**B. Public Works**

Director Sarvis reported that Raze Meadows Subdivision received substantial completion this month, the final core area drainage project had begun, and that on July 30, 2000, Fairview Lake Way would be complete.

**C. Community Development**

Director Andersen reported that Brasher's was proposing to expand their business into Fairview, and that NACCO was proposing to expand their parking lot. Director Andersen mentioned that Community Development had added another staff member, Connie Hansen, who will be their Office Assistant.

Mayor Vonderharr asked if Director Andersen knew NACCO's total employee number. Director Andersen responded that he thought they had about 250 employees.

Councilor Jones questioned if Heron Pointe Manufactured Housing Park could simply state that they were changing to a Planned Unit Development. Director Andersen responded that they were in the process of applying for permission to make that change.

**D. Finance**

Director Wall reported that the first billing statements would be going out to those property owners who wished financing for the North Area Local Improvement District. Director Wall mentioned that on June 30th, the City closed out its fiscal year and was now in the process of preparing for the independent audit.

**E. Administration**

Administrator Holstrom reported that the packets were before the Council for the annual City Administrator evaluation to occur at the next Council meeting. Administrator Holstrom commented that the next Blue Lake Park negotiation meeting would occur in August, and that on August 14th, Tammy Shannon would be joining the Administration staff as an Office Assistant.

**F. Legal**

Pam Beery, City Attorney, stated that her written report was before the Council.

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

Councilor Lillard reported that the East Multnomah County Transportation Committee (EMCTC) had met the previous week and discussed moving forward on their vision statement and transportation funding options. Councilor Lillard mentioned that she would not be able to attend the August 2nd Council meeting and that the Mayor would fill in for her at the August 7th EMCTC meeting.

Councilor Raze stated that he would not be able to attend the August 2nd Council meeting as he would be out of town.

Councilors Quinby, Jones, and Edwards had no reports or concerns.

Mayor Vonderharr reported that he had met with Harold Lasley of the Multnomah County Road Department regarding the intersection of 223rd Avenue and Sandy Boulevard, and that he would meet with County Commissioner Sharron Kelley and County Chair Bev Stein on the issue. Mayor Vonderharr mentioned that he would be meeting with Frank Shields, who was running for Sharron Kelley's position, to inform him of Fairview issues. Mayor Vonderharr commented that he had received a list of all the major contributors to the Fourth of July Fireworks Program and would be sending them a letter of thanks on behalf of the City.

**VIII. ADJOURNMENT**

Councilor Quinby moved and Councilor Lillard seconded the motion to adjourn. Mayor Vonderharr adjourned the meeting at 9:13pm.

AYES: 6  
NOES: 0  
ABSTAINED: 0

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Mayor Roger Vonderharr

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Dated:

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Caren C. Huson Quiniones  
City Recorder