

**MINUTES
CITY OF FAIRVIEW
CITY COUNCIL**

June 6, 2018

Council Members

Ted Tosterud, Mayor
Cathi Forsythe
Mike Weatherby
Keith Kudrna
Lisa Barton Mullins
Natalie Voruz
Brian Cooper

Staff

Nolan Young, City Administrator
Allan Berry, Public Works Director
Lesa Folger, Finance Director
Harry Smith, Police Chief
Heather Martin, City Attorney
Devree Leymaster, City Recorder

WORK SESSION (6:00 PM)

1. DISCUSS PROPOSED RESTRICTED PARKING IN VILLAGE

City Attorney Martin explained the proposed ordinance provides the authority to have parking restricted zones and the resolution outlines the details regarding the restrictions and boundaries.

City Administrator Young reviewed the options outlined in the staff report. He noted staff recommends, at a minimum, Council adopt the proposed ordinance to give the authority to create a restricted zone. He requested Council direction as to the specifics in the proposed resolution i.e. days, times, zone boundary, etc. He mentioned the resolution allows the flexibility to make amendments in an efficient time frame.

Mayor Tosterud commented he supports moving forward with the ordinance, but would like more opportunities for public input before taking action on the resolution. Councilor Kudrna concurred.

Councilor Forsythe remarked, she understood the proposed limits to be a four month trial period; to see if they improve the situation. Councilor's Barton Mullins, Cooper, Voruz and Weatherby indicated support for moving forward with the resolution, as it is a trial period.

Council discussed the concern of displacing parking from within the two hour restricted area to right outside the boundary; changing the proposed time, 8AM to 8PM, to 8AM to 6PM or 5PM, and scheduling a meeting at the end of the pilot to review the data.

Brenda Ziegler, Fairview, OR, business owner on Village St., commented not all property owners are in support of the proposals, as one individual may have indicated. She explained in 2005 the city counted the spaces along Village St. and designated spaces for the adjacent resident/business to use. She remarked, though she opposes the proposal, if Council were to move forward she would like Council to consider giving each unit a designated space (parking permit).

CA Young clarified on-street spots in front of business can count towards total number of required parking spaces for a business, but it does not specify a specific spot for a business.

Council discussed the pros/cons of issuing parking permits. Councilor Forsythe suggested, if it is allowed on a public street, using signage to designate a space for a business.

CA Young reviewed the current ownership of the parking lots within the Village.

Jennifer Jacobs, Fairview, OR, resident along Village St., expressed concern that Council is taking action based on one citizen request, as indicated in the notice letter. She shared she has never had an issue

finding parking and doesn't see there is a problem along Village St.. She commented future developments should include parking in their development plan and not rely on on-street parking.

Councilor Kudrna clarified the request, and support for it, was from more than one citizen.

Mayor Tosterud proposed pulling the resolution (item 3.c. on the agenda) and scheduling a public meeting to receive more public input. Council agreed.

Mayor Tosterud requested Council consider the same parking restrictions for the south side of Sandy Blvd. as there are for the north side of Sandy Blvd. RV parking issues seem to be increasing. After discussion, Council indicated their support. CA Young commented the City Attorney will draft an ordinance for the next meeting.

2. REVIEW COMMUNITY CENTER RENTAL ACTIVITY

CA Young asked if Council had any questions after reviewing the information in the staff report.

Council Voruz requested the East County Recreation's (ECR) use of the Community Center be tracked like an in-kind donation; important for transparency, so people may see the true cost.

CA Young replied staff will track the ECR use as if they were paying, for information purposes.

3. REVIEW LOCAL REQUIRMENTS RELATED TO ENTERPRISE ZONE REDESIGNATION

Senior Planner Selden reviewed local criteria and boundaries for Fairview's portion of the Enterprise Zone. She noted changes to the boundary map are a more involved process, where changes to local criteria are easier to adjust.

Council reviewed and compared the criteria of the three cities. Mayor Tosterud asked if the cities having different criteria hurts the program. SP Selden replied no, it is good that each city sets their requirements suitable to their city needs. She commented Fairview's criteria is not out of line locally, or regionally.

Council supported adding criteria for workforce development/training development; similar to what Gresham requires and requiring an annual report for the local procurement plan. Requested staff provide applicants with report template.

Council discussed the properties within the zone. SP Selden noted typically it is manufacturing type businesses that qualify, not commercial. Council President Weatherby suggested including the Providence property; may assist in engaging them. SP Selden commented health care uses are not eligible; could look at other incentive options. She also noted the Johnson economic study for the Halsey corridor should be completed soon. This could be informative in determining what types of business will be successful.

SP Selden explained, based on the feedback Council provided she will draft a resolution with local criteria and zone boundary amendments for Council adoption consideration at the June 20 meeting.

4. REVIEW PROJECT DESIGN FOR RESERVOIR #1 REHABILITATION

Director Berry commented the proposed contract is for the replacement of the liner and minimal structural improvements. The scope of work is in line with the direction Council provided at their January 17 work session. The funds have been budgeted for. Staff is requesting Council approve the resolution under the Consent Agenda authorizing the City Administrator to enter into the Personal Services Contract with Murraysmith Inc. for the Reservoir #1 improvement project.

5. REVIEW TWO PROPOSED POSITION RECLASSIFICATIONS

CA Young reviewed the two proposed reclassifications. Following the reclassification guidelines in the Employee Handbook, staff believes the duties of the Public Operations Lead Worker have changed and recommend the reclassification to Public Operations Supervisor. The pay scale will move up two levels on the salary schedule. The responsibilities of the City Recorder have increased, and additional responsibilities are proposed, as identified in the revised job description. Staff recommends approving the revised job description and moving the pay up one level on the salary schedule. Each of these items is on the Consent Agenda for Council consideration.

6. REVIEW WELL MAINTENANCE & REHABILITATION SOLE SOURCE CONTRACT

Director Berry summarized Well 9 has a chronic bio foul issue that requires a partial to full rehabilitation once a year. Staff does not know year to year what will be needed. The request is to issue an RFP with a list of activities, select a firm, and have that firm available when needed.

Mayor Tosterud inquired about costs. Director Berry replied a partial rehabilitation is between \$12,000 and \$15,000. Staff expects a partial rehab will be needed this year. If a full rehab is needed, the expected cost is \$75,000. Due to purchasing rules, the cost of a full rehab will require Council approval. Director Berry shared since Well 9 went in to service in 2010, two full rehabs have been needed, 2011 and 2017, and in between them, two partial rehabs.

Council President Weatherby inquired why just Well 9 has this issue if all the Wells pull from the same aquifer. Director Berry replied it has to do with the PH; it varies throughout the depth of the aquifer.

Council Cooper asked if Well 10 will change the use of Well 9. Director Berry replied it won't change how Well 9 is being used, but depending on production of Well 10, they may be able to use Well 9 less.

7. UPDATE STATUS & PRIORITIES OF GOAL OBJECTIVES & TASKS

CA Young reported a candidate has been selected for the Resident Fellow position. They have a master's degree and experience in Economic Development. The position does require a budget amendment, which is included in the proposed budget approval.

Mayor Tosterud commented on the race event around the lakes the past weekend. Council discussed the lack of signage, signs too small, no pre-warning signs for what drivers were heading in to, inadequate traffic control, the inconvenience to local residents, etc. After discussion Council requested the upcoming July 29 permit be amended to require a MCSO deputy direct traffic at 223rd and Fairview Lake Way at cost to the applicant. CA Young proposed the July 29 event be a probation period. If the signage and traffic control issues are not addressed and in compliance with the permit, the city will not approve future Fairview Lake Way partial closures. Council concurred.

COUNCIL MEETING (8:00 PM)

1. CALL TO ORDER

ROLL CALL

PLEDGE OF ALLEGIANCE

Mayor Tosterud announced item 3.c. (Limit Parking to Two Hours, Monday thru Thursday, in Certain Areas of the Village: Resolution 26-2018) is pulled from the agenda.

2. CONSENT AGENDA

- a. Minutes of May 16, 2018
- b. Authorize IGA with Multnomah County for Participation in Consortium of the Community Development Block Grant Program and Home Investment Partnership Program: Resolution 34-2018

- c. Declare the City's Qualifications to Receive State Shared Revenues: Resolution 30-2018
- d. Authorize Design and Construction Management Services for Reservoir #1: Resolution 34-2018
- e. Approve Position Reclassification - Public Works Operations Supervisor: Resolution 36-2018
- f. Approve Position Reclassification - City Recorder: Resolution 37-2018

Councilor Cooper moved to approve the consent agenda and Council President Weatherby seconded. The motion passed unanimously.

AYES: 7
NOES: 0
ABSTAINED: 0

3. PUBLIC HEARING

- a. Establish Urban Renewal Agency: Ordinance 5-2018

CR Leymaster read the second reading of the ordinance by title. City Attorney Martin confirmed Council received the revised Exhibit A.

Mayor Tosterud opened the public hearing. There was no comment. Mayor Tosterud closed the public hearing.

Councilor Cooper moved to approve Ordinance 5-2018 and Council Forsythe seconded. The motion passed unanimously.

AYES: 7
NOES: 0
ABSTAINED: 0

- b. Amend FMC Chapter 10.05 to add Limits for Parking in Certain Areas in the Village:
Ordinance 4-2018

CR Leymaster read the second reading of the ordinance by title. Mayor Tosterud reiterated Resolution 26-2018, which has the details to limit parking, is being deferred until at least one community meeting is scheduled. Mayor Tosterud opened the public hearing.

Jennifer Jacobs, Fairview, OR, resident along Village St., spoke in opposition of the proposal. She shared she has lived her since 2013. During this time on-street parking has not been issue. She is concerned restrictions in one area will create problems in another. Ms. Jacobs commented there are other areas that are not being addressed. She appreciates Council wanting to hear from the public and hopes if the majority does not want restrictions, Council will listen. She does not see an issue. Ms. Jacobs requested Council not act at this time and wait to see what happens.

Brian Cox, Fairview, OR, spoke in opposition of the proposal. He shared he has had a business along Village St. since 2003 and has not noticed a parking issue. He sees 20 to 30 clients per day and has heard no complaints. He commented he is discouraged that after a few complaints, Council started to move forward before hearing more voices. He noted it is on the onus of new development for how they are going to handle parking impacts.

Councilor Kudrna clarified the parking issue is not a done deal. Council wants citizens to come and engage in the discussion. Council is trying to better the situation and is exploring and researching options.

Mr. Cox replied he does not trust a trial resolution. He requested council not move forward without hearing from the public; get people together and look for solutions and not react out of anxiety.

Councilor Forsythe noted part of Council's job is to be responsive. She reiterated the proposal is for a trial period; to gather data and learn.

Brenda Ziegler, Fairview, OR business owner along Village St., spoke in opposition and clarified she opposes the ordinance and the deferred resolution. She is concerned once the authority is in place, a future council could move forward without enough public engagement. She noted Village St. is residential and business. When parking issues have arisen they have successfully self-managed them. Ms. Ziegler suggested if there is an opportunity, the city should purchase a lot and turn into public parking.

City Recorder Leymaster read the testimony of Steve Prom, Fairview, OR in favor of the ordinance and resolution. (Exhibit A)

Kathy Cox, Fairview, OR, business on Village St., commented more development should not affect Village St. She agreed there is not a parking issue along Village St. She questioned why the ordinance has to happen before the public has more opportunity to speak; why do you need the authority now, why not wait.

Mayor Tosterud explained the two step process for ordinances and that Council has agreed to pull the resolution that specifies the restrictions until further public meetings (one to two) are scheduled. He commented he appreciates here concern for having the ordinance authority and how a future Council may act.

Councilor Kudrna noted parking requirements for developments are reviewed by the Planning Commission. They can only be held accountable to the code criteria for parking standards.

Councilor Cooper commented there seems to be a larger problem on Market Dr. than on Village St. He encourages citizens to attend the community meeting(s). Council wants to hear all sides of the issue. He noted the ordinance just provides the framework to do something if needed.

Mayor Tosterud closed the public hearing.

Councilor Cooper moved to approve Ordinance 4-2018 and Councilor Barton Mullins seconded. The motion passed unanimously.

AYES: 7

NOES: 0

ABSTAINED: 0

- c. Limit Parking to Two Hours, Monday thru Thursday, in Certain Areas of the Village:
Resolution 26-2018

Mayor Tosterud deferred the item.

- d. Declare the City's Election to Receive State Shared Revenues: Resolution 31-2018

Finance Director Folger explained Council approved the qualification to receive state shared revenues in the Consent Agenda and this request is to elect to receive state shared revenues.

Mayor Tosterud opened the public hearing. There was no comment. Mayor Tosterud closed the public hearing.

Councilor Cooper moved to approve Resolution 31-2018 and Council President Weatherby seconded. The motion passed unanimously.

AYES: 7

NOES: 0

ABSTAINED: 0

- e. Adopt the Fiscal Year 2018-2019 Budget, Make Appropriations, and Declare the Ad Valorem Property Tax Rate to be Certified to the County Assessor: Resolution 32-2018

Director Folger shared the revised Exhibit A replaces pages CP127-129 in the packet. The revisions are the additions of the Urban Renewal Resident Fellow and reclassification of the City Recorder position.

Mayor Tosterud opened the public hearing. There was no comment. Mayor Tosterud closed the public hearing.

Councilor Barton Mullins moved to approve Resolution 32-2018 and Council President Weatherby seconded. The motion passed unanimously.

AYES: 7

NOES: 0

ABSTAINED: 0

4. COUNCIL BUSINESS

Councilor Barton Mullins shared the East Metro Economic Alliance (EMEA) is hosting the second annual State of East Metro, June 14 at 7:30 AM. The four mayors will be in attendance.

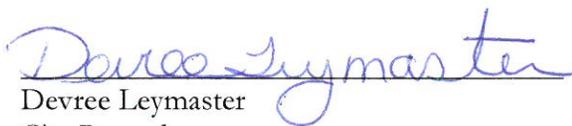
5. ADJOURNMENT

Councilor Barton Mullins moved to adjourn the meeting and Councilor Forsythe seconded. The motion passed, and the meeting adjourned at 8:38PM.

AYES: 7

NOES: 0

ABSTAINED: 0



Devree Leymaster
City Recorder



Ted Tosterud
Mayor

6-25-2018

Date of Signing

A complete recording and/or video of these proceedings is available.
Contact the City of Fairview City Recorder Office, 1300 NE Village St., Fairview, OR 97024, (503) 674-6224.

Steven Prom, DC
President, Marketplace Live/Work Rowhouse Association
1659 NE Market Drive, Fairview, OR 97024
Phone: 503-465-9100 Fax: 503-665-2290

June 6, 2018

Honorable Mayor and Councilors,

I would like to voice my **full support for the proposed amendments to ORD 4-2018.**

You have heard my testimony on this subject before, but I wish to reiterate certain points.

- 1) If we really want Market drive to be a successful business district, we need to make sure customers have a place to park.
- 2) This is not an area, where we can wait for this to become a bigger problem. Customers relish convenience more than anything else. (thus the increased popularity of on-line shopping). An inconvenience like limited parking, will continue to limit business potential.
- 3) The successful downtown business districts in Troutdale and Gresham are facilitated by free off-street parking. In lieu of that in Fairview, I strongly believe we need to preserve on-street parking for businesses.

I also am **strongly in support of Resolution 26-2018**, which would allow for 2-hour parking on Market drive and the part of Village street up to the Library alley way, that I originally proposed.

Thank you for listening,

Steven Prom, DC
President, Marketplace Live/Work Rowhouse Association.