



**MINUTES  
CITY OF FAIRVIEW  
CITY COUNCIL WORK SESSION  
1300 NE VILLAGE STREET  
FAIRVIEW, OREGON 97024**

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**May 3, 2006 – 5:30 P.M.**

**PRESENT:** Mayor Mike Weatherby  
Councilor Jim Raze  
Councilor Larry Cooper  
Councilor Barbara Jones  
Councilor Ken Quinby  
Councilor Steve Owen

**ABSENT:** Councilor Darrell Cornelius

**STAFF:** Jan Wellman, City Administrator  
Bob Cochran, Public Works Director  
Connie Hansen, Secretary

**I. CALL TO ORDER**

Mayor Weatherby called the meeting to order at 5:35 p.m.

**II. DISCUSSION CONCERNING ARATA ROAD/223<sup>RD</sup> DESIGN**

Mayor Weatherby called for the staff report.

Ed Abrahamson, Multnomah County Transportation Department stated that the contract to construct the intersection at Arata Road and 223<sup>rd</sup> Avenue would go out to bid in June. The design incorporates a median for the left turn lane on 223<sup>rd</sup> and a traffic control device at the NE corner of Arata Rd and 223<sup>rd</sup> to allow only right hand turns with a reduced driveway into the Minit Mart. The pedestrian crossing and ramps will provide improved pedestrian safety, which has been a major concern for Arata Road and for the intersection of 223<sup>rd</sup> and Halsey Street. At peak hours the traffic will continue to back up along 223<sup>rd</sup>. This plan is a compromise

and allows access to the businesses, with a reasonable flow of traffic and increased safety for motorists and pedestrians. The County will install monitors to check on the outcome of these changes to those intersections, but with this plan the conflict points have been reduced from 40 to 15, providing a significant improvement.

Council noted that the County had been very cooperative in developing this plan and that the input of the Council, local businesses, and the Police Department had been instrumental in the development of the design.

Administrator Wellman asked for updates on the railroad undercrossing on 223<sup>rd</sup> Avenue and the intersection at 223<sup>rd</sup> and Sandy Blvd. Mr. Abrahamson reported that funding is in place for the 223<sup>rd</sup> Avenue railroad undercrossing project. The County has borrowed funds to offset cost increases that have been realized with this project. In additional regional funding has been sought for reimbursement of some of the costs that will be borrowed for this project. The window for construction is most likely October 2006 through March 2007. The funding for the intersection improvements at 223<sup>rd</sup> Ave. and Sandy Blvd is also in place with a similar time frame.

Mr. Abrahamson also reported that the County (with the City as a co-applicant) is applying for a grant for preliminary engineering to improve pedestrian and bicycle access at the northern most railroad under crossing on 223<sup>rd</sup> Avenue.

### **III. DISCUSSION CONCERNING A PROPOSED TREE MAINTENANCE ORDINANCE**

Director Cochran reported that Fairview Municipal Code Chapter 12.25 – Trees and Shrubs for Enforcement of Street Trees Nuisances was adopted under Ordinance 7-1983. This code does not meet the current needs of staff concerning street trees and shrubs placed in planting strips. Staff has rewritten this chapter to set enforceable standards of clearance and declare any violation of these standards a nuisance to be addressed under Title 8 of the Fairview Municipal Code, chapter 8.10 Nuisances, Section 8.10.070 Abatement – General procedures. The existing code does not provide standards for street and sidewalk clearance, requires the nuisance abatement to go through the Planning Commission along with a complicated methodology for abatement. The proposed re-write of FMC 12.25 – Trees and Shrubs Impacting Streets, Traffic Signs and Sidewalks provides industry standards for acceptable clearance and uses existing FMC nuisance methods for abating the problem.

Councilor Raze stated that he is very concerned about this proposed ordinance as there is a requirement for new subdivisions for placement of trees in the planting strips. Trimming the new trees would potentially kill

them. It is important to allow enough time for the trees to mature. The recent street tree trimming letters have upset a number of citizens because of this very issue.

Council discussed the proposed ordinance and agreed to have staff rewrite the proposed ordinance to include less stringent language before bringing it back to the Council. This ordinance is scheduled for the regular Council session tonight, but it was recommended that it be pulled from the agenda until it has been rewritten. Staff was directed to bring this forward at another Council meeting for further discussion and adoption.

#### IV. COUNCIL DISCUSSION

Councilor Owen reported that Administrator Wellman's employment agreement has a clause requiring a written report to the Council of ongoing activities of the City and staff. The current weekly reader report has become a large, detailed document and has become somewhat redundant in nature. Council needs to provide direction to Administrator Wellman on the amount of detail that should be included in the weekly reader.

Council directed Administrator Wellman to provide a concise, bullet point synopsis of the weekly activities. If someone would like more information then they can make a request to the particular department.

#### V. ADJOURNED TO EXECUTIVE SESSION AT 6:00 PM

  
Mike Weatherby, Mayor

  
Jan C. Wellman, City Recorder

June 9, 2006  
Date of Signing