



City of Tigard

Tigard Business Meeting – Minutes

TIGARD CITY COUNCIL

MEETING DATE/TIME: April 26, 2011 – 6:30 p.m. – Study Session and 7:30 p.m. Business Meeting

MEETING LOCATION: City of Tigard – Town Hall, 13125 SW Hall Blvd., Tigard, OR 97223

1. STUDY SESSION

Council Present: Mayor Dirksen, Councilor Wilson, Councilor Woodard, Council President Buehner, Councilor Henderson.

Staff Present, City Manager Prosser, Assistant City Manager Newton, City Attorney Ramis, Community Development Director Bunch, Public Works Director Koellermeier, City Engineer Kyle, Human Resources Director Zodrow and City Attorney Damm.

EXECUTIVE SESSION

- At 6:30 p.m. Mayor Dirksen called the Study Session to order and announced an Executive Session. City Manager Prosser read the citation for an Executive Session to conduct deliberations on labor negotiations, and real property negotiations, under ORS 192.660(2) (d) and (e). At 6:31 p.m. the Executive Session to discuss real property negotiations began. At 6:47 p.m. the first Executive Session ended. The second, to discuss labor negotiations began at 6:48 p.m. and ended at 6:56 p.m.

STUDY SESSION

- **Revisions to Citywide Personnel Policies** - Human Resource Director Zodrow discussed changes and updates to the city wide personnel policies. A draft copy was included in the meeting packet. She said most of the revisions were due to law or regulation changes.

Human Resources Director Zodrow said the City Attorney and executive staff have reviewed them. Councilor Woodard noted that there were new requirements to comply with federal military leave laws. City Manager Prosser said if Council was agreeable, the policies would be placed on a future consent agenda.

- **Management Cost of Living Adjustment (COLA)**- Human Resources Director Zodrow asked Council if they wished to extend a COLA to the Management/Supervisory Confidential group of employees. She said there was no COLA last year. The SEIU union will receive a 1.4% increase effective July 1, 2011. She said traditionally, the city has given the same COLA to the Management/ Supervisory Confidential group as was received by SEIU to keep the compensation system in harmony. In response to a question from Councilor Woodard, City Manager Prosser said this was built into the budget. Staff will return with a Council resolution extending the 1.4% COLA to this group.

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- **City Manager Recruitment-** Mayor Dirksen gave lists of interviewees to Council members. Each Councilor will interview those on their list about what is important in a city manager. He said the city will notify everyone on the list by mail to let them know they will be contacted and their input sought.

Councilor Wilson asked if lists of questions had been prepared. Human Resources Director Zodrow said she does have some suggested questions and will email them to Council.

Human Resources Director Zodrow said she and City Manager Prosser will be interviewing executive search firms and will bring a recommendation to Council on May 10, 2011. Mayor Dirksen asked if Council should hold off on the citizen interviewing until the search firm is selected. Human Resources Director Zodrow said it would be best to wait because the executive recruiter can help form criteria and questions. She said the city will go ahead with contacting the citizens on the Mayor’s list by mail and by the time they respond, a search team will be on board.

- **Walnut Street-** Council President Buehner noted that the Walnut Street project selected by Council for receipt of Metropolitan Transportation Improvement Program (MTIP) funding is not eligible. She said that for the second time, Walnut Street improvements have been bumped from being first on the list. City Manager Prosser said that when the city purchased the right of way years ago, it did not meet the federal purchasing process and as a result is not eligible for federal funds. Council President Buehner said the city needs to figure out how to take care of Walnut from Tiedeman to 116th Avenue.

Mayor Dirksen requested a list of projects to consider for the funding, including the Gaarde/McDonald project

2. BUSINESS MEETING

- A. At 6:31 p.m. Mayor Dirksen called the meeting of the Tigard City Council to order.
- B. Deputy City Recorder Krager called the roll.

	Present	Absent
Councilor Wilson	x	
Council President Buehner	x	
Mayor Dirksen	x	
Councilor Henderson	x	
Councilor Woodard	x	
- C. Pledge of Allegiance
- D. Council Communications & Liaison Reports - None
- E. Call to Council and Staff for Non-Agenda Items - None

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3. CITIZEN COMMUNICATION

- A. Follow-up to Previous Citizen Communication – None
- B. Citizen Communication - Sign Up Sheet - Mason Hall, 8363 Durham Road, #9, Tigard, OR 97224. Mr. Hall said he represented the Mask and Mirror Community Theater. He described how this new local theater will complement the existing Broadway Rose Theater. He said they plan to host events, workshops and classes and are in the process of obtaining tax-exempt status. He said they are currently looking for a place to rehearse and perform. Mayor Dirksen discussed finding a venue and asked for anyone who knows of a good space for rehearsing, storage, or performing to get in touch with Mr. Hall.

4. CONSENT AGENDA (Tigard City Council and Local Contract Review Board)

- A. Approve City Council Meeting Minutes:
 - 1. March 8, 2011
 - 2. March 22, 2011
- B. Receive and File:
 - 2010 Police Department Annual Report
- C. Consider a Resolution Supporting the Submission of a Grant Application to Partially Fund the Summerlake Park Playground Replacement

RESOLUTION NO. 11-13--A RESOLUTION SUPPORTING THE SUBMISSION OF AN OREGON PARK AND RECREATION DEPARTMENT (OPRD) GRANT APPLICATION TO PARTIALLY FUND THE SUMMERLAKE PARK PLAYGROUND REPLACEMENT

- D. Consider a Resolution Appointing David Brown, Gordon Kunkle, and Gary Romans to the Park and Recreation Advisory Board (PRAB)

RESOLUTION NO. 11-14-- A RESOLUTION APPOINTING GORDON KUNKLE AS A MEMBER, AND DAVID BROWN AND GARY ROMANS AS ALTERNATE MEMBERS, TO THE PARK AND RECREATION ADVISORY BOARD (PRAB)

Council President Buehner motioned for approval of the Consent Agenda. The motion was seconded by Councilor Wilson. Councilor Woodard mentioned a correction to the minutes he emailed and Deputy City Recorder Krager confirmed that the corrections were made.

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The motion passed unanimously.

	Yes	No
Councilor Wilson	x	
Council President Buehner	x	
Mayor Dirksen	x	
Councilor Henderson	x	
Councilor Woodard	x	

5. PROCLAIM MAY 15-21, 2011 AS EMS WEEK.

Mayor Dirksen proclaimed May 15-21, 2011 as Emergency Medical Services Week. Metro West Field Training Officer Phillip Reid thanked Tigard for entrusting MetroWest to provide emergency services for its citizens. He invited Council to join them Friday, May 13 at the Metro West office in Hillsboro for an EMS celebration and barbecue potluck. Council President Buehner personally thanked him for transporting her to the hospital once.

6. PROCLAIM MAY 1-7, 2011 BE KIND TO ANIMALS WEEK

Mayor Dirksen proclaimed May 1-7, 2011 as Be Kind to Animals Week. He said this is in conjunction with the Oregon Humane Societies who have served the community for over 100 years.

7. PROCLAIM MAY 1-7, 2011 AS NATIONAL DRINKING WATER WEEK

Mayor Dirksen proclaimed May 1-7, 2011 as National Drinking Water Week. He said that the cities of Tigard and Lake Oswego are working to provide a long-term, safe drinking water source for both communities. He said in many ways, having clean and safe water to drink is the difference between having a healthy community and one that struggles with disease.

8. DISCUSS 2011 OREGON LEGISLATIVE SESSION AND ITS IMPACT ON TIGARD'S LEGISLATIVE PRIORITIES

State Senator Burdick and State Representative Doherty updated Council on activities in the 2011 legislative session.

District 18 Senator Burdick said the legislators entered this session facing a \$3.5 billion budget shortfall so a lot of their activity pertains to the budget. An education bill was passed which, although inadequate, will stake out money that schools can depend on. She is Chair of the Finance and Revenue Committee, and has a full agenda, including some important tax credits set to expire unless the legislature acts to reauthorize them.

She said her top priority is to reform the kicker tax refund policy. She said she is working hard across the aisle to move a constitutional amendment out of the Senate that will divert half of the personal kicker and the entire corporate kicker to the “rainy day fund.” She said there would be a statutory measure to dedicate the corporate kicker to higher education. The final part of the package will be some relief on capital gains. She

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noted that Oregon has the highest capital gains rate in the country. She said the Tigard City Council is bringing forward a resolution tonight in support of Senate Joint Resolution 26 and she thanked Council for their support. She said it makes a difference for people to see that local government “gets it” that we are all in this budget mess together, and understands the need for a robust rainy day fund.

House District 35 Representative Doherty commented on the good bipartisan support on several bills and issues this year. She mentioned several annexation bills were introduced but did not make it out of House committee. HB 2354 (credit for low income housing corporations) passed the House last week and is on its way to the Senate. She said she has been working with ODOT on access management issues and noted that Senior Transportation Planner Gray has also been involved with work on this issue. She said she brought forward two bills to put more money towards schools (HB3641) as well as social service needs (HB 3642).

In response to a question from Councilor Henderson, Senator Burdick replied that the kicker is an artificial configuration of a forecaster’s accuracy. She said it is a prediction and if the revenue comes in higher than forecast, a refund to taxpayers is triggered. She said the proposed bill would place half of personal and all of corporate taxes paid into a rainy day fund instead of refunding all the money collected in excess of the forecast.

Council President Buehner mentioned a reapportionment meeting she attended and asked if they knew where it was leading. Senator Burdick said the public hearings are over and the next step will be the maps. She said she hoped that when the redistricting is complete, Tigard will remain in her district.

Councilor Wilson asked what would be used as a basis for accessing the rainy day funds. Senator Burdick said there are measurable economic triggers relating to employment and recessionary measures. She said once these triggers are met, it still takes a vote to release them. Representative Doherty noted there would not be kicker checks but rather, kicker tax credits.

Councilor Wilson said he was glad to see the capital gains tax lowered. He said the Wall Street Journal reported that it was one of the highest in the world. Mayor Dirksen agreed that it chases away reinvestment dollars.

Mayor Dirksen asked for a motion on Resolution No. 11-15. Council President Buehner moved to approve Resolution No. 11-15 and Councilor Wilson seconded the motion. Resolution No. 11-15 passed unanimously.

	Yes	No
Councilor Wilson	x	
Council President Buehner	x	
Mayor Dirksen	x	
Councilor Henderson	x	
Councilor Woodard	x	

Mayor Dirksen said city staff prepared a list of legislative priorities that is available if Senator Burdick and Representative Doherty would like one.

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Council President Buehner left the meeting at 8:15.

9. RECEIVE HIGH-CAPACITY TRANSIT LAND USE PLAN UPDATE

Senior Transportation Planner Gray and Redevelopment Project Manager Farrelly presented this item. She discussed the five related studies and noted that Tigard's is first in the process and is currently the only study underway. She said interviews with approximately 45 stakeholder indicated high interest in walkability, safety and a desire to connect with local businesses. Redevelopment Project Manager Farrelly said people are interested in walkability and closer access to green and open spaces and businesses. Senior Transportation Planner Gray said an Existing Conditions Analysis laid groundwork for evaluating future station locations. She described "typology," a word that defines a neighborhood around a transit station such as residential, commercial or retail-oriented. Typologies are aspirational as well as quantitative, such as number of jobs to acres, etc. Four typologies were identified for Tigard: 1 - Town Center/Main Street, 2 - Employment/ Retail Destination, 3 - Transit Corridor Neighborhood, and 4 -Transit Neighborhood. She discussed the feel, attributes, services, uses and parking for each neighborhood typology.

Redevelopment Project Manager Farrelly discussed public involvement, including taking online comments from the website. He said the Citizen Advisory Committee is posting a video of consultant presentations online. There is also a listserv to send out information automatically. He said what staff heard is that people want to know where the HCT is going; however, that decision is years away.

Councilor Henderson asked if Tigard's plan being one of five ongoing plans was an advantage or disadvantage. Senior Transportation Planner Gray said she is glad Tigard isn't waiting; the city is getting good work done now. Councilor Henderson asked if this work will be revisited when working with the other four communities. Senior Transportation Planner Gray said because we are focusing on land use now, she wasn't sure if that would be revisited as part of the SW Corridor Plan. She said as the scopes for the alternatives analysis and multimodal refinement plan are finalized, we will have gained much from the process so we'll know what we need to address.

Councilor Wilson said the third typology, Transit Corridor Neighborhood, concerned him. He asked, "Do you know of any good examples of pedestrian-friendly transit corridors that have the level of ADT's we have? And if you know of any, what does it take to make it comfortable?" Senior Transportation Planner Gray pointed out that HCT may be on a street other than Pacific Highway. She recognized that other examples are not on streets of this scale. Councilor Wilson said the entire Pacific Highway corridor needs an upgrade and since we are going to revise zoning codes, he suggested one approach may be to "turn our back on the highway" with a green buffer. He asked if there were places in the country where this was successful and what kind of setback, such as a double rows of trees, were used. Redevelopment Project Manager Farrelly mentioned Orenco Station as a thoughtful example of a combined high density, high traffic commercial area tapering off into walkable single-family neighborhood. Councilor Wilson suggested going out of state for examples because Pacific Highway is the busiest highway in the state that is not a freeway. He acknowledged that this would be a challenge, but there may be good ideas that Tigard could implement.

Mayor Dirksen said for pedestrian comfort there needs to be some sort of physical separation such as green space or even hard barriers. He said, "This is too early to even be talking of this, but when we think in terms of a transit corridor neighborhood, it is not Pacific Highway. That addresses people's concerns about the

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potential of high capacity transit actually reducing the vehicular capacity of Pacific Highway. That is something we need to avoid.”

Councilor Woodard asked what consultant was awarded the \$169,000 TGM grant. Redevelopment Project Manager Farrelly replied that it is a consultant team led by Parametrix. Councilor Woodard asked if the project was going well, and were there things that could be done better. Senior Planner Gray said it has gone well working with both Parametrix and Metro. She said it is challenging because of the short timeline.

Councilor Woodard asked if there were enough Community Development resources to do this plan, given upcoming major planning for Tigard Triangle and the downtown. Redevelopment Project Manager Farrelly said there are enough resources and there will be more to come. He said that HCT could be a real engine for development in the Triangle and the downtown in terms of spurring new residential and office space. There is a track record that when light rail or other high-capacity transit is done correctly, property values rise. Senior Transportation Planner Gray said she feels good about what they are doing in trying to set up a course for economic development.

Councilor Henderson asked staff if they are getting help and feedback and if there was a synergy with the other partners. Redevelopment Project Manager Farrelly said planners from Tualatin and Portland check in with Tigard staff to see how it is going and have been very helpful as have all the task force members (Washington County, ODOT, Tri-Met and CleanWater Services). Senior Transportation Planner Gray said, “We are also participating in the regional SW Corridor plan. Many of the people who come to our technical advisory committee to work on our land use plan get together at Metro to coordinate them. We want to make sure what we are doing corresponds to what others are doing. Councilor Henderson applauded staff for this interaction.

Mayor Dirksen said Tigard’s issues, in dealing with urban and rural reserves, creating the downtown urban renewal district and the desire to make improvements to the Pacific Highway corridor, have precipitated this whole SW Corridor program. He said, “It is not surprising that we are the first one out of the chute and that we’re more prepared than everyone else.”

10. RECEIVE BRIEFING ON FOUR CAPITAL IMPROVEMENT PLAN PROJECTS

City Engineer Kyle guided Council through a PowerPoint slide show of several small projects the city has been working on recently. His capital projects monthly report included improvements to the Fanno Creek House (recently made ADA-compliant), the permit center roof which was funded with stimulus money; the Canterbury Sewer and the Cherry Drive Sewer.

11. COUNCIL LIAISON REPORTS – None

12. NON AGENDA ITEMS – None

13. EXECUTIVE SESSION– None held.

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14. **ADJOURNMENT** At 9:04 p.m. Councilor Wilson moved for adjournment. Councilor Woodard seconded and the motion passed.

	Yes	No
Councilor Wilson	x	
Council President Buehner		(Left at 8:15 pm)
Mayor Dirksen	x	
Councilor Henderson	x	
Councilor Woodard	x	

/s/ Carol A. Krager
Carol A. Krager, Deputy City Recorder

Attest:

/s/Craig E. Dirksen
Mayor, City of Tigard

June 14, 2011
Date

I/ADM/CATHY/CCM/2011/110426 final

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