



## OFFICIAL MINUTES OF THE TUALATIN CITY COUNCIL MEETING FOR DECEMBER 12, 2022

Present: Mayor Frank Bubenik, Council President Nancy Grimes, Councilor Bridget Brooks, Councilor Maria Reyes, Councilor Valerie Pratt, Councilor Cyndy Hillier, Councilor Christen Sacco

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### **Call to Order**

Mayor Bubenik called the meeting to order at 7:05 p.m.

### **Pledge of Allegiance**

### **Announcements**

#### 1. Recognition of Council President Nancy Grimes

Former Mayor Lou Ogden shared sentiments of appreciation for Council President Grimes passion and service to the City of Tualatin.

Linda Moholt thanked Council President Grimes for her service on the Council.

City Manager Lombos thanked Council President Grimes for her brightness and energy that she brought to the Council.

Councilor Pratt shared her appreciation for Council President Grimes positive attitude and insightfulness.

Councilor Reyes thanked Council President Grimes for her support of her on Council.

Councilor Sacco thanked Council President Grimes for her leadership.

Councilor Hillier shared adoration and respect for Council President Grimes.

Mayor Bubenik thanked Council President Grimes for her service. He stated he appreciated her always being inclusive and respectful of everyone.

Councilor Brooks shared her gratefulness for her opportunity to serve with Council President Grimes.

Mayor Bubenik presented Council President Grimes with a piece of city artwork, a plaque of recognition, and a proclamation honoring her service to the City.

Police Chief Greg Pickering presented Council President Grimes with a Distinguished Service Medal.

Council President Grimes stated it has been a privilege and honor to serve the City over the last 11 years.

## 2. Public Health Announcement

Mayor Bubenik honored recently passed Althea Pratt Broom who will be remembered for her work in historic preservation and conservation and establishing the Willowbrook Arts Camp.

## Public Comment

John Knippers spoke on behalf of VFW Post 3452 stating they are withdrawing their support of the City's Veteran's project due to the Council's refusal to include the word Memorial in the project description.

## Consent Agenda

Motion to adopt the consent agenda made by Council President Grimes, Seconded by Councilor Sacco.

Voting Yea: Mayor Bubenik, Council President Grimes, Councilor Brooks, Councilor Reyes, Councilor Pratt, Councilor Hillier, Councilor Sacco

MOTION PASSED

1. Consideration of Approval of the Work Session and Regular Meeting Minutes of November 28, 2022
2. Consideration of **Resolution No. 5661-22** Authorizing the City Manager to Execute a Management and Operations Agreement with Willowbrook Arts Camp for Brown's Ferry Center
3. Consideration of **Resolution No. 5662-22** Authorizing the Sale of General Obligation Bonds

## Special Reports

### 1. Washington County Sheriffs Update

Washington County Sheriff Pat Garrett presented an update on countywide sheriff services. Sheriff Garrett stated they have 568 officers serving the county and manage Washington County's only jail. He stated they provide countywide services to 629,000 community members. Sheriff Garrett shared their offices mission and goals noting they are centered on serving the community. He spoke to their statutory duties including arresting individuals who commit crimes, defending the county against those who endanger the public peace, executing warrants, and enforcing laws on waterways. Sheriff Garrett stated they also serve as a civil office where they serve restraining or protective orders. He stated his department manages the only jail in Washington County and conducted 294 bookings for Tualatin in 2021. Sheriff Garrett stated COVID-19 is still having impacts on jail management including temporary booking restrictions/capacity limitations and an increase in jail population with substance use and/or behavioral health issues. He stated long term COVID impacts include staffing pressures on the jail, defense attorney shortage, and program impacts.

Undersheriff John Koch spoke to interagency teams that improve countywide safety including crash reconstruction teams, tactical negotiation teams, and the crisis negotiation unit. He spoke to the Criminal Apprehension Team which consists of highly trained deputies who track and arrest offenders wanted for serious felony crimes and verify compliance of registered sex offenders currently in the county. Undersheriff Koch shared about the Mental Health Responses Team that includes a deputy and a master's level mental health clinician that help to deescalate

people in a mental health crisis. He stated additional support teams include a TNT Quick Reaction Team and the Tactical Team.

Councilor Pratt asked if they foresee the jail being back up to 100% staffing soon. Sheriff Garrett stating he sees it being at full staffing next year by using recruiters and a marketing firm.

Councilor Pratt asked if there are people trained specifically in drug and mental health issues at the jail. Sheriff Garrett stated they have trained staff who specialize in those areas.

Councilor Brooks asked if the treatment facility is still open. Sheriff Garrett stated that center is ran by the community corrections center and he can connect her with that information.

Councilor Brooks asked if the treatment center is utilized when people are dealing with addiction. Sheriff Garrett stated whenever someone can be moved to the treatment center they move them there.

Councilor Brooks asked about diversity in staffing. Sheriff Garrett stated they have been successful at placing woman in leadership in their jail. He stated it is important for them to make diversity a priority.

Councilor Hillier asked for clarification on whether they want to have the jail at full capacity or staff at full capacity. Sheriff Garrett stated he wants staffing to be at full capacity so they can best serve the safety of the community.

Mayor Bubenik asked if there are going to be budget cuts to the county in the future. Sheriff Garrett stated they have been instructed to prepare scenarios for a 4, 7, and 10% cuts to their budgets. He will do his best to maintain the current budget.

## **General Business**

### **1. Republic Services Request for a Rate Adjustment, Effective January 1, 2023**

Republic Services General Manager Jason Jordan, Municipal Relationships Manager KJ Lewis, and Business Unit Finance Manager Akimi Murata-Chambers presented a proposed rate increase. Manager Lewis presented Tualatin service facts stating there are 20 drivers servicing 5,980 homes three times a week. She shared cart sizes for residential homes stating the most popular size is a 35 gallon cart. Manager Lewis shared a breakdown of materials collected stating they collected about 4,600 tons of materials. Manager Jordan spoke to the Metro Solid Waste Allocation forecast. He spoke to cost components including the tonnage charge, Metro's Regional System fee, Metro's Excise Tax, Metro's Host fee, and the DEQ fee. Manager Murata-Chambers shared disposal rates by the ton and how the cost components have increased over time. She spoke to the importance of the 10% industry target and what portions of that margin are used for. Manager Murata-Chambers shared Tualatin's financials stating the range of accepted profitability will dip below the guidelines in 2022. She shared Republic's statement of income and table of expenses. She stated major cost increase factors were due to expenses related to disposal and recycling, labor, repairs and maintenance, fuel, administration, and other overhead expenses. Manager Murata-Chambers shared a pie chart illustrating what a 35 gallon customer's monthly rate of \$29.12 is broken down to. Manager Jordan further explained the cost breakdown of recycling and disposal costs noting this is impacted by fluctuating commodity market prices. He stated they are trying to mitigate and stabilize this cost by diversifying processors and investing in recycling processes. Manager Jordan stated labor represents a quarter of their costs. He stated they are trained professionals who are paid a fair and livable

wage. Manager Jordan spoke to fuel costs noting Republic has invested in natural gas vehicles. He shared area rates for surrounding cities and how they compare to Tualatin.

Council President Grimes asked how Wilsonville is able to keep their costs low. Manager Jordan stated their proximity to the dumpsite is a major component as to why they can keep their rates lower.

Councilor Pratt asked how many cities have food recycling included in their rate. Manager Jordan stated Lake Oswego, Beaverton, Oregon City, and Wilsonville have it included.

Manager Jordan shared their requested adjustment of 7.87% for 2022. Manager Lewis summarized that the increased disposal costs, regional system fees, host fees, excise tax, and DEQ fees have lead them to request this increase effective January 1, 2023. Manager Jordan thanked the city for their partnership.

Councilor Pratt asked about the revenue projection for 2023 and why they are asking for more than the increase. Manager Jordan stated they will verify the numbers and follow-up.

Mayor Bubenik asked about the additional recycling fee that is charged to customers. Manager Jordan stated that fee outpaces the actual costs of recycling now. He stated that is no longer bridging the gap.

Mayor Bubenik asked for clarification on the percentages of recycling costs. Manager Jordan stated Metro controlled rates is 36% of the costs and the total cost of 42% includes the recycling costs.

Council President Grimes asked about the solid waste allocation and why Metro is reducing those allocations. Manager Jordan stated Metro is looking at efficiencies and they have added goals to incentivize private haulers to meet those goals. He stated they have met 4 of the 5 goals and have applied for tonnage based of that.

Councilor Brooks asked if they anticipate improvements on cost projections as they make improvements to their recycling processes. Manager Jordan stated long term they don't see the costs improving and that they can only work to minimize the fluctuations in costs.

Councilor Brooks asked if Republic will be able meet all the Metro goals. Manager Jordan stated they didn't hit the goal to match the cost of rate per ton to match the public transfer station rate because factors such as property and fuel taxes affect their rates.

Councilor Hillier asked for clarification on the components of the 36% and what portions of that is Metro. Manager Jordan stated the fix cost per ton affects that percentage.

Mayor Bubenik asked when they anticipate their fleet being all natural gas. Manager Jordan stated they are looking at electrification as well and so feasibility studies are being done about how they will move forward.

Motion by Council President Grimes, seconded by Councilor Brooks to approve the rate adjustment of 7.87%.

Discussion on Motion

Councilor Pratt noted food scraps is also included in surrounding cities rates and that will limit the city moving forward.

Councilor Brooks wants to make sure we can accommodate future services like food scraps. She wants to evaluate if there is a difference in the requested rate and the actual rate.

Councilor Sacco would like to see food scraps wrapped into the rate adjustment.

Councilor Brooks withdrew her second of the motion.

Manager Jordan stated they would be open to looking at what a food scraps program would look like in Tualatin and further look at and evaluate the costs in 2023.

Amendment to original motion to accept the 7.87% rate adjustment to include food recycling through the end of 2023 made by Council President Grimes, Seconded by Councilor Sacco.

Voting Yea: Mayor Bubenik, Council President Grimes, Councilor Brooks, Councilor Reyes, Councilor Pratt, Councilor Hillier, Councilor Sacco

#### MOTION PASSED

Manager Jordan clarified that the program will not roll out right away as there will need to be an education piece involved with it.

Councilor Brooks asked if the enhanced recycling program is included in the discussion tonight. Manager Jordan stated it is not included in tonight's discussion.

City Manager Lombos stated a resolution will come back on January 9, 2023 for final consideration.

#### **Council Communications**

Councilor Brooks thanked the members of rotary for inducting the Tualatin Sustainability Network as a member. She also thanked the Chamber for hosting the Key Leaders Breakfast. Councilor Brooks thanked the Historical Society for collaborating with the Tualatin Sustainability Network for their work on their garden

#### **Adjournment**

Mayor Bubenik adjourned the meeting at 9:23 p.m.

Sherilyn Lombos, City Manager

\_\_\_\_\_ / Nicole Morris, Recording Secretary

\_\_\_\_\_ / Frank Bubenik, Mayor