



## OFFICIAL MINUTES OF THE TUALATIN CITY COUNCIL MEETING FOR JUNE 26, 2023

Present: Mayor Frank Bubenik, Council President Valerie Pratt, Councilor Bridget Brooks, Councilor Maria Reyes, Councilor Cyndy Hillier, Councilor Octavio Gonzalez

Absent: Councilor Sacco

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### **Call to Order**

Mayor Bubenik called the meeting to order at 7:00 p.m.

### **Pledge of Allegiance**

### **Announcements**

#### 1. Update on the Tualatin Youth Advisory Council's Activities

The Tualatin Youth Advisory Committee (YAC) members provided an update on their recent activities and events. They mentioned that their focus is on enhancing the lives of young people by fostering relationships, advocating for diverse needs, and serving as a bridge between youth and the government. The committee highlighted two recent projects: the Vertical Garden Project and a youth survey. They also informed the council that they would be selling sno-cones and popcorn at the Concerts on the Park during the summer.

Councilor Brooks inquired about the insights gained from the vertical garden wall project. YAC members shared that they acquired knowledge about native plants in the area and their environmental impacts.

Council President Brooks asked how often the plants in the garden would be changed. YAC members responded that they planned to switch out the plants in the fall but would continue testing different plants in the garden.

### **Public Comment**

Hayley Rousselle spoke to concerns related to the homeless camping ordinance on the agenda tonight. She urged the Council to only designate the area near the police station as it is further away from residents on the commons.

### **Consent Agenda**

Motion to adopt the consent agenda made by Council President Pratt, Seconded by Councilor Reyes.

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

MOTION PASSED

#### 1. Consideration of Approval of the Work Session and Regular Meeting Minutes of June 12, 2023

2. Consideration of **Resolution No. 5703-23** Authorizing City of Tualatin to Enter into a Letter of Agreement with Washington County Disability, Aging, and Veterans Services
3. Consideration of **Resolution No. 5704-23** Authorizing the Purchase and Replacement of Tualatin Community Park Field Lighting through a Cooperative Procurement Program
4. Consideration of **Resolution No. 5705-23** Increasing the Authorization Amount of the Professional Services Agreement with AKS Engineering for the 65th Avenue / Nyberg Sewer Rehabilitation Project
5. Consideration of **Resolution No. 5706-23** Authorizing Personal Services Updates for Non-Represented Employees for FY 2023-2024
6. Consideration of **Resolution No. 5707-23** Approving and Authorizing Provision of Workers Compensation Insurance Coverage to Volunteers of the City of Tualatin
7. Consideration of **Resolution No. 5708-23** Authorizing the City Manager to Execute Grant Agreements for Two Metro Area Communications Commission Grants; and Appropriating Special Purpose Revenues in the City's General Fund During the FY 2022-23 Budget
8. Consideration of **Resolution No. 5709-23** Authorizing Changes to the FY 2022-2023 Adopted Budget
9. Consideration of **Resolution No. 5710-23** Amending Water, Sewer, Stormwater, Road and Parks Utility Fee Rates Inside the City of Tualatin and Rescinding Resolutions 5629-22
10. Consideration of **Resolution No. 5712-23** Amending the City of Tualatin Fee Schedule and Rescinding Resolution No. 5627-22
11. Consideration of **Resolution No. 5713-23** Awarding a Contract for Construction of the Sandalwood Water Quality Swale Retrofit
12. Consideration of **Resolution No. 5714-23** Authorizing the City Manager to Execute Grant Agreements for a State Homeland Security Program (SHSP) Grant

**Public Hearings - Legislative or Other**

1. Consideration of **Resolution No. 5711-23** Adopting the City of Tualatin Budget for the Fiscal Year Commencing July 1, 2023, Making Appropriations, Levying Ad-Valorem Taxes, and Categorizing the Levies

Finance Director Don Hudson presented the Fiscal Year (FY) 2023-2024 budget to the City Council. He informed them that the Budget Committee approved the budget on May 30th. Director Hudson mentioned that the City Council has the authority to make changes to the approved budget, but those changes cannot exceed 10% of the total budget for each fund. He present staff's proposed changes to the general fund. Director Hudson stated the changes included carryovers for projects that would not be completed in the current fiscal year and the allocation of additional funds to cover expenses when items are received.

Director Hudson stated the total budget for Fiscal Year 2023-2024 amounts to \$153,629,340, as approved by the Budget Advisory Committee and amended by the City Council. Director Hudson stated the tax rate would be set at \$2.2665 per \$1,000 of taxable assessed value, with \$4,764,595 to be levied for bonded debt.

#### PUBLIC COMMENT

None.

Motion to adopt Resolution No. 5711-23 adopting the City of Tualatin budget for the fiscal year commencing July 1, 2023, making appropriations, levying ad-valorem taxes, and categorizing the levies made by Council President Pratt, Seconded by Councilor Brooks.

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

MOTION PASSED

#### General Business

##### 1. Consideration of **Ordinance No. 1475-23** Prohibiting and Regulating Camping in the City of Tualatin

Deputy City Manager Megan George presented an ordinance regarding the prohibition and regulations of camping on public property. She provided an overview of relevant case law and background information on HB 3115. Manager George explained Tualatin's current ordinance does not comply with state law, and the proposed ordinance aims to bring the city into compliance. The goals of the proposed ordinance include aligning with HB 3115, providing clarity for city staff when implementing and enforcing regulations, maintaining consistency with neighboring jurisdictions, and finding a balance between property use and compassion for individuals experiencing homelessness. Manager George went through the sections of the proposed ordinance, focusing on regulations related to time, place, and manner. She also shared a map that identified the specific parcels where camping would be prohibited. Manager George outlined the next steps, which include the adoption of the ordinance and a subsequent check-in with the council on implementation in January.

#### PUBLIC COMMENT

Keith Irvine proposed the Council implement a single camping site initially, suggesting the area near the police station.

Keith Lyons expressed concerns about safety related to homeless camping in the area.

Greg Roberts recommended a cautious approach, suggesting the Council start with one site to assess Tualatin's experience with it.

Rick Smith inquired about enforcement at the sites and raised concerns about the additional pressures it would place on the police department. He also expressed concerns about trash and the need for restroom facilities. He advocated for starting with just one site.

#### COUNCIL QUESTIONS

Councilor Reyes inquired if the Council could allow only one camping site. Manager George explained the ordinance designates areas where camping is not permitted, so they could place signage indicating that only one area is open to camping.

Councilor Gonzalez asked about the funding for the program. Manager George clarified that the city is not obligated to provide additional services, only a place to camp. If issues arise, staff will assess the need for additional services and associated costs.

Councilor Gonzalez asked about the response to individuals found camping on sidewalks. Manager George stated the police department would make contact, provide information, and seek voluntary compliance.

Councilor Gonzalez supported starting with one site to assess its effectiveness.

Councilor Reyes asked how individuals in need of shelter beds can access them. Manager George mentioned that Washington County is developing a system to help identify available shelter beds, and more guidance is expected soon.

Councilor Brooks asked about the definition of camping and whether it includes those living in cars. Manager George clarified the ordinance does not cover individuals camping in cars.

Councilor Brooks commended the police department for their experience in handling camping to date and their assistance in connecting individuals to services.

Mayor Bubenik expressed support for having just one site.

Councilor Hillier asked about the communication plan for the new ordinance. Manager George explained that if adopted, staff would develop public engagement materials, including maps and guidelines for the sites. Councilor Hillier asked about signage at the sites. Manager George stated that there are no current plans for signage.

Councilor Gonzalez asked about individuals living in their cars. Manager George noted that vehicular camping is not addressed in the ordinance, and the regulation of it is not clear in current case law.

Council President Pratt supported the idea of making the gravel lot not publicly accessible and opening only the area near the police department. Councilors Reyes and Hillier agreed.

Motion for first reading by title only made by Council President Pratt, Seconded by Councilor Brooks.

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

**MOTION PASSED**

Motion for second reading by title only made by Council President Pratt, Seconded by Councilor Brooks.

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

**MOTION PASSED**

Motion to adopt Ordinance No. 1475-23 prohibiting and regulating camping in the City of Tualatin made by Council President Pratt, Seconded by Councilor Brooks.  
Voting Yea: Mayor Bubenik, Council President Pratt, Councilor Brooks, Councilor Reyes, Councilor Hillier, Councilor Gonzalez

MOTION PASSED

Council directed staff to make the gravel lot not accessible to the public.

**Council Communications**

Councilor Brooks wished everyone a belated Happy Father’s Day and Juneteenth, as well as Happy Pride Month.

Councilor Hiller stated the Tualatin Little League is hosting the championships and invited everyone to go watch.

**Adjournment**

Mayor Bubenik adjourned the meeting at 7:58 p.m.

Sherilyn Lombos, City Manager

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

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