



CITY COUNCIL MINUTES

February 23, 2023 at 7:00 PM

Wilsonville City Hall & Remote Video Conferencing

CALL TO ORDER

1. Roll Call
2. Pledge of Allegiance

A regular meeting of the Wilsonville City Council was held at the Wilsonville City Hall beginning at 7:00 p.m. on February 23, 2023. The Mayor called the meeting to order at 7:17 p.m., followed by roll call and the Pledge of Allegiance.

PRESENT

Mayor Fitzgerald
Council President Akervall
Councilor Linville
Councilor Berry
Councilor Dunwell

STAFF PRESENT

Bryan Cosgrove, City Manager
Amanda Guile-Hinman, City Attorney
Jeanna Troha, Assistant City Manager
Beth Wolf, Senior Systems Analyst
Kimberly Veliz, City Recorder
Andrew Barrett, Capital Projects Engineering Manager

3. Motion to approve the following order of the agenda.

Motion: Moved to approve the following order of agenda as amended with the minutes excluded.

Motion made by Councilor Akervall, Seconded by Councilor Berry.

Voting Yea:

Mayor Fitzgerald, Council President Akervall, Councilor Linville, Councilor Berry, Councilor Dunwell

Vote: Motion carried 5-0.

MAYOR'S BUSINESS

4. Upcoming Meetings

The Mayor reported on a couple of meetings that occurred since City Council last met:

Greater Portland Inc. (GPI) "Best Practices" Tour

- The City's Community Development Department hosted about a hundred regional business executives and government officials for a GPI, "Best Practices" tour of area cities.
- It was explained that GPI is an economic development organization in the area for whom Councilor Linville is the representative.
- Wilsonville hosted the tour group for lunch. Other stops on the tour included Hillsboro, Vancouver, Gresham, and Portland. The purpose of the multi-day event was to garner key take-away for what constitutes 'best practices' for economic development and high-wage job growth.
- The Mayor shared Chris Neamtzu, Community Development Director, and Matt Lorenzen, Economic Development Manager, gave an excellent comprehensive presentation about the history of Wilsonville's industrial development and accomplishments.
- During the stop in Wilsonville, the Mayor was on a panel answering questions posed by Westside Economic Alliance (WEA). Other panelist included the Tualatin Mayor, Sherwood Council President, and business leaders from Twist Bioscience and D W Fritz Automation.

Legislative Matters

- The Mayor had been working closely with the Offices of Representative Courtney Neron and Senator Aaron Woods and City staff to coordinate City testimony on a number of bills in the state legislature.
- The Mayor testified both in writing and in in-person before the Joint Transportation Committee supporting House Bill (HB) 2662. Dwight Brashear, SMART Transit Director, had also testified in support.
- HB 2662 would fund an Oregon Department of Transportation (ODOT) study of extending the Portland metro-area WES Commuter Train from Wilsonville to Salem, with stops in Donald, Woodburn, and Keizer.
- The Councils of the Cities of Aurora, Donald, Hubbard, Keizer, Salem, Wilsonville, and Woodburn supported HB 2662. In addition, the Salem Mass Transit District or "Cherriots" and Yamhill County Transit supported it.
- A commuter train has the potential to relieve congestion on Interstate 5 (I-5) while keeping freight transit moving.
- As traffic continues to worsen, commuters, shoppers and those with medical appointments would welcome a public-transit alternative unaffected by ever-increasing highway traffic congestion.
- The Mayor submitted testimony aligning with the City's legislative agenda on other bills, including supporting the expansion of high-speed broadband communications in Oregon by leveraging federal funds.

- The City also provided testimony regarding a “Housing Production” bill presented by the Governor. The bill challenges all cities to increase their housing production. The Mayor explained the City is ready to go with Frog Pond East and South. However, the City does not control some of the additional items presented in the bill; such as interest rates, how quickly homes are built, and bought.
- Another testimony supported the legislature’s reauthorizing and funding of the Regional Significant Industrial Sites program. This State program helps local governments fund industrial infrastructure that leads to the creation of high-wage jobs, which in turn produce more income tax that funds State government programs. This was supported because in order to put in the sewer, sidewalks and water, and all of the power needed to attract excellent high wage, industrial jobs, cities are going to need some help from the state.
- The Mayor provided testimony regarding the legislature’s search for appropriate sites for semiconductor and computer-chip manufacturing.
- The Mayor recommended that North Wilsonville sites in the Metro Urban Growth Boundary were appropriate for industrial development.
- Moreover, the Mayor advocated that prime farms lands south of Wilsonville in the French Prairie Rural Reserve were inappropriate to consider for industrial development. Testimony highlighted the bank of available land already in the urban growth boundary for development of industrial lands. The Mayor recalled there was already a lot of infrastructure ready for a semiconductor site. The Mayor added if it was decided to build a giant installation south of the river, the amount of funding required from the public to bring services out to that kind of development would be extremely expensive.

COMMUNICATIONS

There was none.

CITIZEN INPUT AND COMMUNITY ANNOUNCEMENTS

This is an opportunity for visitors to address the City Council on items not on the agenda. It is also the time to address items that are on the agenda but not scheduled for a public hearing. Staff and the City Council will make every effort to respond to questions raised during citizen input before tonight's meeting ends or as quickly as possible thereafter. Please limit your comments to three minutes.

Sean Leahy, Wilsonville resident recalled his February 6, 2023 public comment to Council. He reminded Council that he had previously brought to their attention an offensive street name in the Frog Pond Ridge development and had requested the street be renamed. Council was asked to consider the comments made when discussing the proposed cost structure.

The City Manager let Council know discussion on the request to reduce the fees would be discussed under Legal Business.

Steven Benson, Wilsonville resident, provided comment on the camping regulations. Mr. Benson shared he supports housing, mental health, addictive services, and any other means to help the homeless. However, he does not support camping in parks.

COUNCILOR COMMENTS, LIAISON REPORTS AND MEETING ANNOUNCEMENTS

5. Council President Akervall

Councilor Akervall shared she had a meeting with West Linn-Wilsonville School District staff. The meeting was held at the Town Center location of the adult transition services program. The facility is under remodel and was to open spring of 2023. The program is for former students of the district that have received special education services during their time as a student. These individuals are now between the ages of 18 and 21. This program focuses on developing job skills and life skills for these individuals. The program includes collaboration from Clackamas Community College and local businesses. The program was in need of mentors and connections with potential employers to provide jobs to individuals involved in the program.

Councilor Akervall reported the Library was doing a survey regarding their library of things collection. Residents were encouraged to take the survey and to check out resources from the library of things collection.

6. Councilor Linville

Councilor Linville shared her regrets for not being able to attend the GPI tour. She explained that she was exposed to Covid and the tour took place during her isolation period.

She reported on the following past events:

- Charbonneau Women's Association
 - Presented with Councilor Berry on February 13, 2023
 - Topics included Town Center, Boeckman Dip, I-5 Pedestrian Bridge and other projects
- GPI Meet the Mayors event on February 23, 2023
 - Liked an idea heard at the meeting from the City of Sherwood. Sherwood has an ambassadors group that works with economic development staff and their mayor, to meet and recruit businesses and prospective developers.
 - Next GPI meeting for the Small Cities Consortium scheduled for March 16, 2023 and the following meeting would be April 2023.

Councilor Linville appreciated Council President Akervall's presentation on the West Linn-Wilsonville School District workforce-training program.

7. Councilor Berry

Councilor Berry reported on the following events she attended since Council last met:

- Charbonneau Women's Association
 - Presented with Councilor Linville on February 13, 2023
 - Commended Councilor Linville on her outstanding job as keynote speaker
 - Shared her portion of the presentation highlighted parks around the City of Wilsonville
- Clackamas County Coordinating Committee (C4) Metro Subcommittee meeting on February 15, 2023

Councilor Berry reported on these upcoming events:

- City Tour with Key Leaders on February 24, 2023
- Council Retreat on February 24-25, 2023
- February was Black History Month
- DEI Lecture “Displacing Black Portland: A History of Housing Discrimination” on March 2, 2023
- C4 meeting on March 2, 2023
- League of Oregon Cities (LOC) Budget 101 Training on March 7, 2023

8. Councilor Dunwell

Councilor Dunwell detailed her experience on a ride along with Officer/Deputy Lindstrom on February 10, 2023 from 4:00 p.m. to 1:30 a.m. The Councilor reminded that Wilsonville Police Department is part of the Clackamas County Sherriff’s Office. Councilor Dunwell shared the experience was an absolute reinforcement of the value in the training and the expertise that officers provide the City as public servants. She further added public safety goes beyond just speeders, and everything else. Councilor Dunwell encouraged Councilors and citizens to participate in a ride along. In order to engage more closely with the officers, and learn more about the value they bring to the City.

On February 15, 2023, Councilor Dunwell attended the French Prairie Forum along with staff representatives. The focus of the discussion at the meeting was House Bill (HB) 2889, which was concerning housing and amending the land use requirements for local governments regarding urbanization. She noted staff was paying close attention to this bill because it could change how building is done within cities.

Councilor Dunwell revealed she attended all four of the Lehan Lectures and commented that Charlotte Lehan was a treasure to the City. She then added the Lehan Lecture series was recorded and available for viewing on the City’s website.

CONSENT AGENDA

The City Attorney read the titles of the Consent Agenda into the record.

9. **Resolution No. 3020**

A Resolution Of The City Of Wilsonville Authorizing The City Manager To Execute Guaranteed Maximum Price Amendment No. 1 To The Progressive Design-Build Agreement For The Boeckman Road Corridor Project With Tapani|Sundt A Joint Venture.

10. **Resolution No. 3027**

A Resolution Of The City Of Wilsonville Authorizing The City Manager To Execute A Goods And Services Contract With Urban Solar For Smart Bus Station Electronic Display Signage.

Motion: Moved to approve the Consent Agenda as read.

Motion made by Councilor Linville, Seconded by Councilor Dunwell.

Voting Yea:

Mayor Fitzgerald, Council President Akervall, Councilor Linville, Councilor Berry, Councilor Dunwell

Vote: Motion carried 5-0.

NEW BUSINESS

11. Minutes of the February 6, 2023 City Council Meeting.

The Mayor informed there had been a correction to the minutes. In the minutes, there was a reference to Clackamas County, which was updated to read instead the Committee.

Motion: Moved to approve the minutes as amended.

Motion made by Councilor Linville, Seconded by Councilor Dunwell.

Voting Yea:

Mayor Fitzgerald, Council President Akervall, Councilor Linville, Councilor Berry, Councilor Dunwell

Vote: Motion carried 5-0.

12. **Resolution No. 3036**

A Resolution Of The City Of Wilsonville Authorizing Acquisition Of Property And Property Interests Related To Construction Of The Boeckman Road Corridor Project.

The City Attorney read the title of Resolution No. 3036 into the record.

Andrew Barrett, Capital Projects Engineering Manager provided the staff report and PowerPoint, both of which had been added to the record.

Council asked clarifying questions throughout the presentation.

Motion: Moved to adopt Resolution No 3036.

Motion made by Councilor Linville, Seconded by Councilor Dunwell.

Voting Yea:

Mayor Fitzgerald, Council President Akervall, Councilor Linville, Councilor Berry, Councilor Dunwell

Vote: Motion carried 5-0.

CONTINUING BUSINESS

There was none.

PUBLIC HEARING

There was none.

CITY MANAGER'S BUSINESS

The City Manager and Council discussed the impacts the weather may have on their retreat schedule for the evening of Friday, March 24, 2023.

LEGAL BUSINESS

13. Sean Leahy's Request

The City Attorney and Council discussed resident Sean Leahy's request for a waiver/reduction to rename a City street. Council was reminded that City fees are set by resolutions adopted by City Council. Administratively staff cannot change a fee, as it requires action by Council.

Council was then informed of estimated fees associated with the renaming of the street. Estimated fees are as follows:

- \$475 newspaper notice
- \$100 recording fee
- \$1,525 staff time
- \$2,100 total

The City Attorney recommended billing Sean Leahy the above-mentioned fees including staff's actual time but capping at \$2,100.

Council was reminded it is their prerogative to choose a different fee or action if desired. However, there were certain hard charges the City could not avoid.

The City Manager explained the request for renaming the street was extremely unique. Per City policy, the developer chooses a street name that must fall within certain parameters. The City does not have any reason to say no to the name Columbine because it is a perennial flower that is native to this area. Therefore, the developer chosen street name met all criteria. Even if staff had raised objections to the name, if the developer wanted to proceed, most likely the City would not be able to say no. The City Manager again reiterated an issue like this had never occurred in the past.

During Council discussion, it was acknowledged that the current name of the street might trigger people's emotions especially since the street is near a school. Council also acknowledged their fiduciary responsibility and the importance of staying consistent with fees with the understanding this is an unusual situation.

Motion: Moved to structure the fees in a way that addresses the code, and the consistency of paying fees, yet it is, as you know, taking a very conservative look at the fees as the City Manager described, and actually cutting some of the fees because the City will experience some expense. So, it is sort of meeting them halfway, and there is a \$475 publishing fee, a \$100 county recording fee, capping the staff costs at \$500, with a total to pay the City at \$1,075. With the understanding that if staff finds they actually take less time to do that, it could actually be Less than \$1,075.

Motion made by Mayor Fitzgerald, Seconded by Councilor Dunwell.

Additional discussion ensued.

Amended Motion: Moved to amend the motion for a total fee of \$575 to represent the hard costs.

Motion made by Mayor Fitzgerald, Seconded by Councilor Dunwell.

Voting Yea:

Mayor Fitzgerald, Council President Akervall, Councilor Linville, Councilor Berry, Councilor Dunwell

Vote: Motion carried 5-0.

14. Prohibited Camping Code Update Project

The City Attorney continued the presentation on the Prohibited Camping Code Update Project, which was a carryover from the Work Session, held prior to the Council meeting. The PowerPoint had been made part of the record.

The City Attorney informed she would pick for discussion specific policy questions that implicate potential new questions to the community for outreach. Therefore, if Council decided to do as a second survey on specific targeted issues, she could work on getting that survey out prior to the March 6, 2023 Work Session. If a second survey were to be, published Council would be able to review before it was released to the public.

Policy Question 1: Whether Limit Hours for Camping?

Council resumed discussion on policy question 1, which they had begun discussing at the Work Session.

During discussions, Council spoke about limiting camping hours to specific time versus a set schedule. They also talked about car camping versus tent and/or outdoor camping. Throughout the discussion, Council noted their commitment to work in the direction that best helps people experiencing homelessness to exit homelessness. Council desired to work with Clackamas County to connect those in need with resources and services.

It was reiterated in discussion that Council's goal was to get to zero individuals experiencing homelessness and it was a priority to connect those individuals with services to assist.

The consensus heard from Council was to limit hours of camping to a specific timeframe. In addition, Council wanted to ensure individuals are treated fairly whether they are living in a car, tent, or outdoors.

Policy Question 7: Whether Consider a Private Property Camping Program?

The City Attorney explained the details of the variety of ways jurisdictions whom allow camping on private property oversee those programs. Those jurisdictions with a private property camping program have a process for designating the private property for camping. The property owner is responsible, not the individual living on the property. Property owners are responsible for providing sanitation and water. The duration of the stay is typically short and varies from jurisdiction.

In addition, some cities designated certain areas for camping such as commercial, industrial, or residential. Those jurisdictions that have implemented allowing camping on private property generally see it done by charitable organizations, such as churches.

It was recalled that on the questionnaire, respondents were split on whether to consider a private property camping program.

The City Attorney disclosed state law did not require a private property camping program. State mandates are about public camping on public property.

Following discussion Council decided to parking lot this item for now. It was also decided another survey or questionnaire to the community was not necessary.

Policy Question 1 (Continued): Whether to Keep Parks Closed at Night?

After much discussion, Council came to the consensus to keep parks closed at night.

At the March 6, 2023 Work Session the City Attorney would bring a map that overlays the Significant Resource Overlay Zone (SROZ). In addition, the City Attorney would talk to Geographic Information Systems (GIS) staff about creating mapping of the City's rights-of-way that are not in residentially zoned areas. GIS staff would be asked to add pins on the mas to show where schools are located, and highlight the routes of foot traffic to the schools.

ADJOURN

The Mayor adjourned the meeting at 9:33 p.m.

Respectfully submitted,

Kimberly Veliz, City Recorder

ATTEST:

Julie Fitzgerald, Mayor