



CITY COUNCIL MEETING MINUTES

December 06, 2021 at 7:00 PM

City Hall Council Chambers & 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 Monday, December 6, 2021. Mayor Fitzgerald called the meeting to order at 7:13 p.m., followed by roll call and the Pledge of Allegiance.

The following City Council members were present:

Mayor Fitzgerald
Council President Akervall - Excused
Councilor Lehan
Councilor West
Councilor Linville

Staff present included:

Andy Stone, IT Director
Bryan Cosgrove, City Manager
Chris Delk, Parks Maintenance Specialist
Chris Neamtzu, Community Develop. Director
Cindy Luxhoj, Associate Planner
Dan Pauly, Planning Manager
Dustin Schull, Parks Supervisor
Jeanna Troha, Assistant City Manager
Keith Katko, Finance Director
Kerry Rappold, Natural Resources Manager
Kimberly Rybold, Senior Planner
Kimberly Veliz, City Recorder
Miranda Bateschell, Planning Director
Ryan Adams, Assistant City Attorney
Zach Weigel, Capital Projects Engineering Manager
Zoe Mombert, Assistant to the City Manager

3. Motion to approve the order of the agenda.

Motion: Councilor West moved to approve the order of the agenda. Councilor Lehan seconded the motion.

Vote: Motion carried 4-0.

SUMMARY OF VOTES

Mayor Fitzgerald	Yes
Council President Akervall	Excused
Councilor Lehan	Yes
Councilor West	Yes
Councilor Linville	Yes

MAYOR'S BUSINESS

4. Upcoming Meetings

The Mayor provided a report on items that had occurred since the last City Council meeting.

She hoped that all had a good Thanksgiving holiday. The Mayor recalled the ongoing Covid-19 pandemic and the new variants seemed to make planning much more difficult.

Build Back Better Act

- Acting in capacity as a community leader, the Mayor joined other elected officials to call for Congressional support of the proposed Build Back Better infrastructure investment act.
- Joined Metro Councilor Christine Lewis, Milwaukie Mayor Mark Gamba and others to show support in a rally for the Build Back Better Act, which had passed the House of Representatives.

Board and Commissions Interviews

- Over the past several weeks, the Mayor conducted approximately 20 interviews of community members who have applied to serve on various City boards and commissions that have openings.
- The Mayor explained interviewing is time consuming however, she enjoys meeting neighbors to hear their thoughts and issues, and to discuss with them issues that the City is working on.
- The Mayor stated she would bring a roster of names of community members to the Council for confirmation to fill the vacancies at the next City Council meeting on December 20, 2021.

Clackamas County Coordinating Committee (C4)

- The Mayor shared she attended the C4 meeting last week's meeting. The meeting was primarily a hearing from ODOT and discussion on issues about the proposed I-205 Toll Project.
- A considerable amount of time was spent talking about highway traffic diversion onto local streets and mitigation for those impacts.
- One issue that arose was how tolling one segment of I-205 without looking at the entire system could be problematic in terms of generating significant toll revenue and producing considerable traffic diversion and hence congestion onto local area streets.

- The Mayor provided examples of the kinds of issues and questions at hand:
 - Tolling will generate a finite amount of revenue, and at this time, there is no estimation of what that amount of revenue could be.
 - Since ODOT has shown that highway traffic is already diverting onto other arterials, how much more traffic will divert when the highway is tolled?
 - What needs to be done to mitigate the impacts of diversion onto local streets and regional corridors?
 - What is the cost of those mitigation efforts? What is the priority for implementing mitigation efforts?
 - If diversion is already an issue and is anticipated to increase after the implementation of tolling, would it not make sense to start sooner on pursuing real mitigation efforts?
- The City will continue to work with metro-area cities, counties, ODOT and state legislators to pursue answers to these questions.

Clackamas County Coordinating Committee (C4) Metro Subcommittee

- Presentation provided by Metro staff on the 2023 Regional Transportation Plan (RTP) update.

French Prairie Forum

- The Oregon Aviation Department's Aurora State Airport Master Plan Process and the first Planning Advisory Committee meeting were subjects of discussion.
- Both the Mayors of the Cities of Aurora and Donald had quite a few issues of concern about the Aviation Department and the Airport planning process.

Upcoming Meetings

- The Mayor described that upcoming meetings include the Washington County Coordinating Committee and the Clackamas County Business Alliance Annual Meeting. In addition, the next City Council meeting is Monday, December 20, 2021.

COMMUNICATIONS

5. Pollinator Demonstration Garden

Zoe Mombert, Assistant to the City Manager and Chris Delk, Parks Maintenance Specialist along with the assistance of Dustin Schull, Parks Supervisor presented a PowerPoint of the Pollinator Demonstration Garden. The Community Enhancement Program funded the Pollinator Demonstration Garden. Staff discussed the opening of a new Pollinator Demonstration Garden near the Murase Plaza at Memorial Park. The Garden was designed with easy-to-replicate layouts using native plants that are readily available.

Council questions followed the presentation.

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 citizens input before tonight's meeting ends or as quickly as possible thereafter. Please limit your comments to three minutes.

There was no public input.

COUNCILOR COMMENTS, LIAISON REPORTS AND MEETING ANNOUNCEMENTS

6. Council President Akervall – Excused

7. Councilor Lehan

Since, the last meeting Councilor Lehan attended a Zoom meeting on the Aurora Airport master planning. Councilor Lehan shared she was able to watch the meeting however, was unable to participate in the meeting. Councilor Lehan explained the meeting hosts were having Zoom issues. She then mentioned there was not a representative from the Department of Agriculture nor Department of Environmental Quality (DEQ) in attendance.

Ms. Lehan shared that the City light displays are fabulous. Furthermore, staff is creative with new ideas each year. She also noted that there are many nice light displays in the neighborhoods as well.

8. Councilor West

Councilor West recalled the Build Back Better Act was promoted at the City Council meeting. He then provided context to the topic. He stated that according to the Congressional Budget Office President Biden's Build Back Better Act would fund \$80 billion to the IRS. In addition, it would include hiring 87,000 new IRS agents, which would increase tax audits across the country by 1.2 million. Additionally, it doubles the chances of Oregonians or other Americans of being audited. He said the Build Back Better Act does not target the wealthy one percent but rather those making as little as \$25,000 annually. Mr. West feels the Build Back Better Act is harmful and that all should be cautious before supporting it as local leaders. Councilor West urged City Council to be informed before supporting as a local leader something that would exacerbate inflation.

9. Councilor Linville

Ms. Linville provided information on the Clackamas County Coordinating Committee (C4) Metro Subcommittee Regional Transportation Plan (RTP) update. It was recalled that the Regional Transportation Plan is a state and federally mandated long-range transportation plan for the Portland metropolitan area for which, the Metro Council has been charged with oversight for leading and coordinating the updates. The last update was done in 2018 and there have been many changes since the adoption such as climate change and rising inequities in public health, safety, and housing affordability. Ms. Linville explained much of these changes were brought on by the pandemic, which had led to changes in commute trips and needs for public transportation.

Ms. Linville shared the Portland metropolitan planning area, which includes Wilsonville, has since 2010 and 2020 has had an increase in the percentage of persons of color and a decrease in the percentage of the white population. Therefore, there is a need to update the plan.

Councilor Linville hoped Wilsonville would have an opportunity to provide input into the plan. She further hoped the C4 Metro Subcommittee gets charged with providing input. Councilor Linville described this is going to be a three-year process and is not anticipated to be completed until 2024. Therefore, most of next year will be spent developing the plan and establishing priorities and values from the different communities, which includes racial and ethnic communities as well as municipalities.

Ms. Linville shared Dwight Brashear; SMART Transit Director would be a part planning conversations. Therefore, she felt his participation would be a critical factor in assisting the City in ensuring transportation needs are met. She recalled the Work Session discussion about climate and equitable communities rule making and transportation carries over into this planning as well.

CONSENT AGENDA

10. Minutes of the November 15, 2021 City Council Meeting.

The Assistant City Attorney read the title of the Consent Agenda item into the record.

Motion: Councilor Linville moved to approve the Consent Agenda as read. Councilor West seconded the motion.

Vote: Motion carried 4-0.

SUMMARY OF VOTES

Mayor Fitzgerald	Yes
Council President Akervall	Excused
Councilor Lehan	Yes
Councilor West	Yes
Councilor Linville	Yes

NEW BUSINESS

11. **Resolution No. 2939**

A Resolution Of The City Of Wilsonville, Oregon Authorizing A Full Faith And Credit Borrowing Related To The Expansion Of The City's Water Treatment Plant.

The Assistant City Attorney read the title of Resolution No. 2939 into the record.

Keith Katko, Finance Director provided the staff report.

Council asked staff clarifying questions.

Motion: Councilor West moved to approve Resolution No. 2939. Councilor Linville seconded the motion.

Vote: Motion carried 4-0.

SUMMARY OF VOTES

Mayor Fitzgerald	Yes
Council President Akervall	Excused
Councilor Lehan	Yes
Councilor West	Yes
Councilor Linville	Yes

CONTINUING BUSINESS

There was none.

PUBLIC HEARING

12. **Resolution No. 2938** (*Legislative Hearing*)

A Wilsonville City Council Resolution Approving The Urban Forest Management Plan.

The Assistant City Attorney read the title of Resolution No. 2938 into the record.

The Mayor provided the public hearing format and opened the public hearing at 8:01 p.m.

Kerry Rappold, Natural Resources Manager along with Chris Peiffer of Plan-It Geo provided the staff report and PowerPoint, which has been made a part of the record.

Following the presentation Council asked questions of staff.

The Mayor then invited public testimony.

Karen Carnahan, Wilsonville resident spoke in support of Resolution No. 2938.

The Mayor invited additional speakers, seeing none the Mayor closed the public hearing at 8:36 p.m.

Motion: Councilor Lehan moved to adopt Resolution No. 2938 on first reading. Councilor West seconded the motion.

Council discussion ensued.

Vote: Motion carried 4-0.

SUMMARY OF VOTES

Mayor Fitzgerald	Yes
Council President Akervall	Excused
Councilor Lehan	Yes
Councilor West	Yes
Councilor Linville	Yes

13. Ordinance No. 853 - 1st Reading (*Quasi-Judicial Hearing*)

An Ordinance Of The City Of Wilsonville Approving A Zone Map Amendment From The Residential Agricultural-Holding (RA-H) Zone (Renamed By Ordinance No. 851 To Future Development Agricultural-Holding (FDA-H) Effective November 18, 2021) To The Planned Development Residential-4 (PDR-4) Zone On Approximately 2.39 Acres Comprising Tax Lot 5500, Section 13AA, Township 3 South, Range 1 West, Willamette Meridian, Clackamas County, Oregon. Meridian United Church Of Christ, Applicant/Owner.

The Assistant City Attorney read the title of Ordinance No. 853 into the record on first reading.

The Mayor provided the public hearing format and opened the public hearing at 8:43 p.m.

No Councilor declared a conflict of interest, bias, or conclusion from information gained outside the hearing. No member of the audience challenged any of the Councilor's participation.

Cindy Luxhoj, Associate Planner provided the staff report and PowerPoint, which has been made a part of the record.

After providing the applicable criteria for the application as stated in the staff report Ms. Luxhoj noted a correction to the text of Ordinance No. 853. She corrected the date of the Development Review Board hearing was November 8, 2021 and not November 1, 2021 as stated in the text.

Council then asked clarifying questions.

Ben Altman and Rich Truitt spoke on behalf of the applicant Meridian United Church of Christ informally known as the Frog Pond Church.

The Mayor then invited public testimony.

Pat Wolfram, former Wilsonville resident and member of Frog Pond Church spoke in support of Ordinance No. 853.

Karen Carnahan, Wilsonville resident spoke in support of Ordinance No. 853.

The Mayor invited additional speakers, seeing none the Mayor closed the public hearing at 9:12 p.m.

Motion: Councilor Linville moved to adopt Ordinance No. 853 on first reading.

The Assistant City Attorney suggested the motion for adoption of Ordinance No. 853 be amended to add language correcting the Development Review Board meeting date from November 1, 2021 to November 8, 2021.

Amended Motion: Councilor Linville moved to adopt Ordinance No. 853 on first reading with the amendment to the motion correcting the Development Review Board date from November 1, 2021 to November 8, 2021. Councilor West seconded the motion.

Vote: Motion carried 4-0.

SUMMARY OF VOTES

Mayor Fitzgerald	Yes
Council President Akervall	Excused
Councilor Lehan	Yes
Councilor West	Yes
Councilor Linville	Yes

CITY MANAGER'S BUSINESS

The City Manager updated the City Council on American Rescue Plan Act funding projects. He recalled at the November 15, 2021 Work Session Council approved criteria and discussed ideas to use the funding.

Mr. Cosgrove shared staff was working on details of a behavioral health contract and that he had reviewed the scope of work. Furthermore, Clackamas County Health would present the scope of work at a future Work Session. Mr. Cosgrove explained the behavioral contract would require a supplemental budget adjustment. City Manager Cosgrove detailed he was working with the Finance Director on cost figures.

Staff explained they would bring Council recommendations on updated cost estimates on the System Development Charge (SDC) buy down for the Transit-Oriented Development (TOD) at the SMART central location.

It was described that the Parks and Recreation department recommendation was adjusted as staff had an idea to perform ADA upgrades at City parks. Mr. Cosgrove explained those upgrades would fit into quite a few buckets for the American Rescue Plan Act funding. Staff anticipates this recommendation would be brought to City Council in March or April. Moreover, if City Council gives approval for staff to move forward work could start early next summer.

LEGAL BUSINESS

No report.

ADJOURN

Mayor Fitzgerald adjourned the meeting at 9:16 p.m.

Respectfully submitted,

Kimberly Veliz, City Recorder

ATTEST:

Julie Fitzgerald, Mayor

DRAFT