



CITY COUNCIL MINUTES

May 15, 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 Monday, May 15, 2023. Mayor Fitzgerald called the meeting to order at 7:05 p.m., followed by roll call and the Pledge of Allegiance.

PRESENT

Mayor Fitzgerald
Council President Akervall
Councilor Linville - Excused
Councilor Berry
Councilor Dunwell

STAFF PRESENT

Amanda Guile-Hinman, City Attorney
Andrew Barrett, Capital Projects Engineering Manager
Bill Evans, Communications & Marketing Manager
Bryan Cosgrove, City Manager
Dan Pauly, Planning Manager
Jeanna Troha, Assistant City Manager
Kimberly Veliz, City Recorder
Zach Weigel, City Engineer
Zoe Mombert, Assistant to the City Manager

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

Motion: Moved that in recognition of all of the guests here Council start with the Communication Section. Flip the Mayor's Business and Communications Section.

Motion made by the Mayor, Seconded by Councilor Berry.

Voting Yea:

Mayor Fitzgerald, Councilor Akervall, Councilor Berry, Councilor Dunwell

Vote: Motion carried 4-0.

Motion: Moved to approve the order of the agenda as amended.

Motion made by Councilor Akervall, Seconded by Councilor Dunwell.

Voting Yea:

Mayor Fitzgerald, Councilor Akervall, Councilor Berry, Councilor Dunwell

Vote: Motion carried 4-0.

COMMUNICATIONS

4. Tualatin Valley Fire & Rescue State of the District (*Chief Hitt*) [15 min.]

Tualatin Valley Fire & Rescue (TVF&R) Chief Hitt introduced crewmembers that were present in the audience. Following the introductions, the Chief displayed a PowerPoint on the TVF&R State of the District, which has been added to the record. The presentation detailed TVF&R's operations, and summarized service calls and the district's plans to support future growth.

Following the presentation Council asked questions, made comments, and thanked TVF&R.

5. West Linn - Wilsonville School District Achievements

Elijah Siebers, Wilsonville High School student and student body representative, detailed the accomplishments of classmates and teams during the 2022-2023 school year.

The City Manager announced staff had met with counterparts at the West Linn - Wilsonville School District. During that meeting it was decided annually a representative on behalf of the School District would present the many amazing accomplishments of the students to City Council. Moreover, any Oregon School Activities Association (OSAA), sanctioned team sports whom win championships would still receive proclamations.

Lastly, Council appreciated Elijah Siebers for providing the update.

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.

Tabi Traugher of Wilsonville on behalf of NAMI shared that May is Mental Health Awareness Month. A PowerPoint was displayed; handouts and a proclamation were provided to Council all of which have been added to the record.

Next, the Mayor read into the record a proclamation proclaiming May 2023 as Mental Health Awareness Month in Wilsonville.

MAYOR'S BUSINESS

6. Upcoming Meetings

The Mayor announced the following:

Legislative Activity

- The Mayor shared her and staff had spent time reviewing and providing City testimony or letters to State legislators on a number of issues.
- House Bill 3314
 - House Bill 3314 was a bad bill from the City's perspective for a number of reasons.
 - The Mayor summarized that the bill makes it difficult for cities to carry out their planning and zoning codes, which had been developed over time with input from the community.
 - The Mayor added she thought what makes each city unique, and was reflective of the will and interest of the people living there are the developed master plans and codes of individual cities.
 - The current form of the amended bill was House Bill 3314-6, which would allow developers to build whatever kind of housing they want without regard to environmental, transportation or community aspirations.
 - The Mayor had twice submitted testimony in opposition to this bill.
 - Planning Director Miranda Bateschell was scheduled to meet the next week with the bill's sponsor.
 - Ms. Bateschell would advocate for the House Bill 3314-5 amendment sponsored by the former mayor of Milwaukie, who understands well city issues of concern with the bill.
- House Bill 2662-4
 - The Joint Transportation Committee held a work session on House Bill 2662-4, and unanimously voted in favor to advance the legislation.
 - The bill would set up a volunteer task force of state legislators, local governments, transit agencies, and railroad interests to look at issues of extending the Portland-metro WES commuter train from Wilsonville south to Salem.
 - The bill was moved to the Joint Ways and Means and Legislative Administration Committees for approval.
 - The City was hopeful for a positive vote at the House and Senate, and encouraged residents and businesses to support House Bill 2662-4.
 - The Mayor further explained the study would explore the potential for extending this train to Salem. The Mayor added she hoped the study would show that it was a doable project and it could pull cars off the freeway and give people a much easier way to commute to and from jobs.

Joint Meeting

- The Mayor attended a joint meeting of the City's Arts, Culture and Heritage Commission (ACHC) with the West Linn Art and Culture Commission and the West Linn-Wilsonville School District.
- The meeting was an opportunity for these groups to share their efforts, initiatives, and visions toward making arts and culture more visible and accessible in their communities.

Boards/Commissions Interviews

- The Mayor said she had interviewed 9 or 10 applicants for various boards/commissions openings.
- The Mayor shared she enjoys the interviews as it gave her an opportunity to meet community members and hear about their interests to make the City of Wilsonville even better.

Collins Aerospace Visit

- Earlier that day the Mayor and the City's Economic Development Manager visited Collins Aerospace, a major Wilsonville employer with over 600 workers.
- Collins Aerospace had over 73,000 employees at 300 sites around the world.
- Collins Aerospace designed the "Head's-Up" technology for pilots. Therefore, instead of looking down at controls, you look up and see it on a screen.
- This technology was being used to create high tech helmets as well.
- Collins Aerospace was interested in affordable housing for their employees and was glad to see Frog Pond east and south developing.
- In addition, they are very interested in Wilsonville High School students; they recently hosted female STEM students from Wilsonville to tour the plant and highlighted the technical and scientific jobs available at their plant.

The Mayor announced a few upcoming events:

Budget Committee Meetings

- The Mayor announced the Budget Committee meetings started later that week.
- She then explained the Budget Committee was composed of the City Council and five (5) members of the community.
- Moreover, at the upcoming Budget Committee meetings members would review and approve the draft Fiscal Year 2023-24 City Budget presented by the Finance Department.

Representative Courtney Neron Constituent Coffee

- Representative Neron was hosting a "Constituent Coffee" event that upcoming Saturday at the Charbonneau Activity Center.
- Representative Neron would address a number of issues of concern, including proposed tolling of I-205.
- The Mayor shared the Governor announced she was postponing any implementation of highway tolling for a two-year period.

City Council Meeting

- Council President Akervall would chair the next City Council meeting, which was scheduled for Monday, June 5, 2023.

7. Commemorative Flag Request - Pride Flag

The Mayor announced the next item of Mayor's Business pertained to a request by the Diversity, Equity and Inclusion (DEI) Committee. The Mayor recalled that Council recently approved the Diversity, Equity and Inclusion Committee's Cultural Calendar, which includes Pride month in June. The Mayor shared the DEI Committee recommended Council authorize the display of a commemorative rainbow Progress Pride Flag at City Hall for the month of June.

In addition to displaying the Progress Pride Flag at City Hall, the Boones Ferry Messenger masthead would display the traditional Pride symbol for the second year in a row and the Library would have a book display as well.

The DEI Committee specifically recommended the Progress Pride Flag be displayed because it included representation of the Trans community and people of color, thereby being more inclusive. Display of the commemorative Pride Flag was intended to show support and acknowledge community members whom identified as L G B T Q I A + as a part of the City's commitment to diversity, equity and inclusion.

The Mayor requested a motion.

Motion: Moved to authorize the display of a Commemorative Pride Flag at City Hall for the month of June.

Motion made by Councilor Akervall, Seconded by Councilor Berry.

Council and staff discussion ensued.

The City Manager reminded Council the current process for approving a flag was the DEI Committee makes a recommendation to Council, with Council having final approval. Staff felt this process was sound. However, acknowledged Council could change the process if they desired.

There was discussion regarding the cost of the flags and whom was responsible for purchasing.

The City Attorney pointed out the Flag Policy was created to ensure the flags displayed were tied to government speech and not a public forum. The policy ensured what was displayed on the flag stays in government speech and that the government pays for it. The City Attorney noted that was why the only entities/people who can recommend Council approve a commemorative flag are the City Manager, a City committee, or a City Council member. An outside group cannot directly request Council to display a flag. Therefore, as the policy was written the City pays for the flag.

The City Attorney read aloud Section 5 of the City of Wilsonville Flag Policy:

5. Commemorative Flags

A commemorative flag is a flag that identifies with a specific historical event, cause, nation, or group of people that the City Council chooses to honor or commemorate consistent with the City's mission and priorities. A commemorative flag may include, but is not limited to, a Sister City flag; the World flag; flags received for awards for which the City has applied (e.g., Tree City USA flag); or flags displayed in conjunction with official actions, ceremonies, or proclamations of the City.

The City Attorney next read aloud a portion of Section 5.1 of the City of Wilsonville Flag Policy:

5.1. General Requirements

**** The City Council will only consider a request to display a commemorative flag if the request is made by any one of the following: (1) the City Manager; (2) a member of Council; or (2) a recommendation from one of the City's committees, boards, or commissions. ****

The audience was informed if any member of the public wanted to request that the DEI Committee recommend their group they could attend a DEI Committee meeting, which are all advertised, and opened to the public.

It was recalled when the flag policy was created there was opportunity for public comment and the policy was discussed at several Work Sessions. Furthermore, when the Cultural Calendar was assembled it was highlighted on Let's Talk Wilsonville!. At that, time public was given an opportunity to suggest and review dates. Council had also talked about that Cultural Calendar during more than one meeting.

Council was reminded in the past a proclamation had come forward for Pride Month.

Voting Yea:

Mayor Fitzgerald, Councilor Akervall, Councilor Berry, Councilor Dunwell

Vote: Motion carried 4-0.

8. City Attorney Employment Agreement

The Mayor announced Council had previously met in Executive Session as Council does every year to review the performance of the City Attorney. Moreover, a 360 review of the City Attorney was done with participation by City staff and Council.

Next, the Mayor requested a motion.

Motion: Moved to approve the proposed amendment to Ms. Guile-Hinman's Employment Agreement that had been distributed.

Motion made by Councilor Akervall, Seconded by Councilor Dunwell.

Council appreciated the leadership and amazing work of the City Attorney. They unanimously praised the City Attorney for doing an excellent job.

Voting Yea:

Mayor Fitzgerald, Councilor Akervall, Councilor Berry, Councilor Dunwell

Vote: Motion carried 4-0.

COUNCILOR COMMENTS, LIAISON REPORTS AND MEETING ANNOUNCEMENTS

1. Council President Akervall

The Council President reported on the following past and upcoming events:

- Diversity, Equity and Inclusion (DEI) Lecture Series
 - The Council President and the Mayor attended the “DEI Lecture Series” on ‘Mainstreaming of Antisemitism’ held in Charbonneau.
 - The next DEI Committee sponsored lecture entitled “Systemic Racism in Oregon Schools” was scheduled for June 8, 2023 at the Library.
- WERK Day
 - The Council President and Councilor Dunwell participated the event, which occurred on May 6, 2023.
- Washington County Coordinating Committee
 - The Council President attended the May 15, 2023 meeting where Metro representatives provided a report on the Regional High Capacity Transit Strategy.
- Memorial Day Ceremony
 - A ceremony was scheduled at the Korean War Memorial in Town Center Park at 11:00 a.m. on Memorial Day, May 29, 2023.

The City Manager announced the City’s water features would be open for the public on June 1, 2023.

2. Councilor Linville - Excused

3. Councilor Berry

Councilor Berry reported on the following:

- Clackamas County Coordinating Committee (C4)
 - The Councilor Berry attended the C4 meeting. She shared State Representative Janelle Bynum also attended the meeting.
 - Topics of discussion included economic development priorities, transportation, housing, and childcare provider consortium.

- Bulky Waste Day Report
 - The prior weekend, the City and Republic Services held the twice annual, no-charge “Bulky Waste Day” collection event.
 - Three hundred eighty-six vehicles dropped-off for recycling and disposal a total 46.4 tons of material – this was equal to about 93,000 pounds of large bulky waste correctly disposed of.

4. Councilor Dunwell

The Councilor Dunwell reported on the following activities she attended:

- WERK Day
 - Councilor Dunwell announced she attended the WERK Day event and added that she was a fan girl of Parks and Recreation.
- Rotary Breakfast
 - Councilor Dunwell also attended the Rotary Breakfast, which was in conjunction with the WERK Day event. There she met a Wilsonville High School student whom was here from Mexico on an exchange student program.
- Wilsonville High School Booster Club Scholarship Judge
 - Councilor Dunwell shared she had been honored to be a judge for the scholarships given away by the Booster Club. She added reviewing the applications gave her an insider’s view of the academic and personal excellence of some of Wilsonville’s top high school seniors.

In closing, Councilor Dunwell shared her feelings that the evening was special because Council was stepping out and making important decisions that would affect lives. She noted the significance and impact of the camping ordinance, NAMI presentation, and tour of Rain Garden Apartments. She explained this work makes you become aware of the homeless population in Wilsonville, even though it is quite small, you start to realize these individuals are somebody's brother, sister, daughter, or son. Moreover, there are many reasons why these individuals are in this situation. Councilor Dunwell thought with the Clackamas County collaboration there was an opportunity for Council to make a difference. Councilor Dunwell further added she takes very seriously Council’s responsibility to the citizens of the community to keep them safe.

CONSENT AGENDA

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

5. **Resolution No. 3047**

A Resolution Of The City Of Wilsonville Adopting The FY 2023/24 Five-Year Action Plan And Annual One-Year Implementation Plan For The Wilsonville Tourism Development Strategy.

6. **Resolution No. 3057**

A Resolution Of The City Of Wilsonville Authorizing The City Manager To Execute A Professional Services Agreement Contract With FFA Architecture And Interiors For The Community Service Block Master Plan (Capital Improvement Project #8158).

7. **Resolution No. 3067**

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

8. Minutes of the April 17, 2023 City Council Meeting.

The Mayor requested a motion.

Motion: Moved to approve the Consent Agenda as read.

Motion made by Councilor Berry, Seconded by Councilor Akervall.

Voting Yea:

Mayor Fitzgerald, Councilor Akervall, Councilor Berry, Councilor Dunwell

Vote: Motion carried 4-0.

NEW BUSINESS

9. **Resolution No. 3058**

A Resolution Of The City Of Wilsonville Adopting Administrative Rules Related To Regulation Of Camping For Survival On Public Property.

The City Attorney read the title of Resolution No. 3058 into the record.

The City Attorney provided the staff report and PowerPoint, which had been made a part of the record.

It was reminded that the City's goal was that anyone identifying or who appears to be experiencing homelessness, would be connected with services, regardless of where they are located. However, there was no enforcement of the City's camping code, on private property, because it does not apply.

It was reiterated that the City's goals was to make sure anybody whether they are in the City's designated area, or in an undesignated area, was contacted and ultimately connected to services early and often.

The City Manager chimed in that Code Enforcement or the Police Department would make most of those contacts, as they tend to receive those calls and they would possess information regarding resources.

Council was told staff was in communication with Heart of the City, Wilsonville Community Sharing, and Clackamas County. All were working to bridge a connection about the coordinated Housing Access Program. In addition, there had been discussion about potentially getting a Heart of the City or Wilsonville Community Sharing staff member certified to perform intake or obtaining a contract with a designated certified intake person located in Wilsonville. It was reminded this was separate from camping, but was still something the organizations were working on to bridge resources. Therefore, intake would be done on site. This was a way to reduce barriers of having individuals go elsewhere for the intake process. In addition, the certified intake individual would have access to the system, and would fill out necessary information, by just talking with the person needing resources.

The Mayor requested a motion.

Motion: Moved to approve Resolution No. 3058.

Motion made by Councilor Akervall, Seconded by Councilor Berry.

Council discussion ensued. With Council reminding the audience they were not, adopting these administrative rules as just a task. Nor are they limiting their vision/scope of what was needed and how the City would interact, support, and continue to drive towards the vision that Wilsonville is a clean, green, and safe community for all. The audience was further reminded the City values community and individual wellbeing, and would coordinate with state, regional, county, and local service providers to promote measures/services that are designed to increase community and individual wellbeing.

Voting Yea:

Mayor Fitzgerald, Councilor Akervall, Councilor Berry, Councilor Dunwell

Vote: Motion carried 4-0.

10. Resolution No. 3069

A Resolution Of The City Of Wilsonville Repealing Resolution No. 3055 And Authorizing The City Manager To Execute An Intergovernmental Agreement Between The City Of Wilsonville And The Tri-County Metropolitan Transportation District Of Oregon For The Adjustment Of TriMet District Boundaries.

The City Attorney read the title of Resolution No. 3069 into the record.

The City Attorney provided the staff report and PowerPoint, which had been made a part of the record.

Council questions and comments followed the presentation.

Motion: Moved to approve Resolution No. 3069.

Motion made by Councilor Dunwell, Seconded by Councilor Berry.

Council President Akervall stated that locally, regionally, and globally there was a desire for strong transit, equitable options, and a desire to combat climate change. The Council President stated you hear the popular sentiments but the City of Wilsonville was trying to address these issues by doing something while also trying to provide service. Moreover, if agencies have the same goals which included strong transit, equitable options, and climate change, if those are really the goals of all she felt it should not be this hard to complete the work. The Council President desired that TriMet demonstrate their commitment to the City of Wilsonville.

Voting Yea:

Mayor Fitzgerald, Councilor Akervall, Councilor Berry, Councilor Dunwell

Vote: Motion carried 4-0.

CONTINUING BUSINESS

11. **Ordinance No. 879** - *2nd Reading*

An Ordinance of the City of Wilsonville Regarding Regulation of Camping on Public Property by Adding Sections 10.700 through 10.780 to the Wilsonville Code; Amending Wilsonville Code Sections 3.000, 5.200, 5.210, and 10.540; and Repealing Wilsonville Code Sections 6.400 and 10.425.

The City Attorney read the title of Ordinance No. 879 into the record on second reading.

The Mayor read the second reading script.

There were no further questions from Council nor input from staff.

The Mayor requested a motion.

Motion: Moved to adopt Ordinance No. 879 on second reading.

Motion made by Councilor Dunwell, Seconded by Councilor Berry.

Voting Yea:

Mayor Fitzgerald, Councilor Akervall, Councilor Berry, Councilor Dunwell

Vote: Motion carried 4-0.

PUBLIC HEARING

There was none.

CITY MANAGER’S BUSINESS

Reminded Council the City of Wilsonville would host the June 22, 2023 Clackamas Cities Association dinner at McMenamins. City Manager Cosgrove shared he would be out of town and unable to attend the dinner. However, the Assistant City Manager and City Attorney would attend. Furthermore, the City Attorney would be presenting on the camping ordinance at the dinner.

LEGAL BUSINESS

Council was informed the City Attorney would attend and present on camping at the Oregon Cities Attorney's spring conference held later that week. However, would return for the Budget Committee meetings.

ADJOURN

The Mayor adjourned the meeting at 9:47 p.m.

Respectfully submitted,

Kimberly Veliz, City Recorder

ATTEST:

Kristin Akervall, Council President