



CITY OF OREGON CITY

CITY COMMISSION REGULAR MEETING - REVISED MINUTES

Commission Chambers, Libke Public Safety Facility, 1234 Linn Ave, Oregon City
Wednesday, March 01, 2023 at 7:00 PM

1. CONVENE MEETING AND ROLL CALL

Mayor McGriff convened the meeting at 7:15 PM.

PRESENT: 5 - Commissioner Mike Mitchell, Commissioner Rocky Smith, Commissioner Frank O'Donnell, Commissioner Adam Marl, Mayor Denyse McGriff

STAFFERS: 12 - City Manager Tony Konkol, City Recorder Jakob Wiley, Library Director Greg Williams, City Engineer Dayna Webb, Finance Director Matt Zook, Senior Planner Christina Robertson-Gardiner, Parks and Recreation Director Kendall Reid, Community Development Director Aquilla Hurd-Ravich, Police Chief James Band, Assistant Parks and Recreation Director Denise Conrad, Aquatics and Recreation Manager Melissa Tierney, Parks Operations Manager Jonathan Waverly

2. FLAG SALUTE

3. CEREMONIES AND PROCLAMATIONS

4. CITIZEN COMMENTS

Karla Laws, resident of Oregon City, wanted to look at the new Parks Master Plan when it was available.

Seth Henderson, resident of Portland, spoke about a RAISE grant that ODOT would administer for road improvements. He was also working on a congressionally directed spending application which could only be submitted by a municipality, and he asked to submit it on behalf of Oregon City. It was also for public transportation upgrades. The item was added to General Business.

There was discussion regarding taking public comment on the Work Session item.

Ms. Laws had not seen the MOU fees on the agenda until today. They would affect the neighborhood associations and non-profits and those groups wanted to have a chance to give input.

5. PRESENTATIONS

5a. 2022 Historic Review Board Accomplishments

Sabrina Ferry, Historic Review Board Chair, presented the 2022 Board accomplishments and upcoming 2023 activities.

There was discussion regarding the welcome packet for new historic homeowners, applications that were reviewed, and takeaways.

5b. Citizen Involvement Committee (CIC) Activities in Calendar Year 2022

Bob La Salle, Citizen Involvement Committee Chair, presented the 2022 Committee activities.

There was discussion regarding what the CIC would concentrate on in 2023 and reactivating neighborhood associations.

6. ADOPTION OF THE AGENDA

Motion made by Commissioner Mitchell, Seconded by Commissioner Marl, to discuss the congressionally directed spending application before the Consent Agenda. The motion carried by the following vote:

Yea: Commissioner Mitchell, Commissioner O'Donnell, Commissioner Marl, Mayor McGriff

Nay: Commissioner Smith

Tony Konkol, City Manager, said the commission had approved submitting the RAISE grant application and would have to negotiate with ODOT for how it would be administered. There was an opportunity to request additional funds for infrastructure. Staff were asking for approval to submit the application for additional funds.

There was discussion about the grant being tied specifically to one development, how the improvements would benefit more than just one project, how the developer was providing a 20 percent contribution, how if something happened to the project, the city, county, or ODOT could step up with a contribution to continue improvements, how without the private developer there would not be an impetus to do the improvements, how it was better to use these funds instead of Urban Renewal funds, and an increased burden on staff.

Motion made by Commissioner Mitchell, Seconded by Commissioner Marl, to approve the submittal for the congressionally directed spending as presented. The motion carried by the following vote:

Yea: Commissioner Mitchell, Commissioner O'Donnell, Commissioner Marl, Mayor McGriff

Nay: Commissioner Smith

7. CONSENT AGENDA

Motion made by Commissioner Smith, Seconded by Commissioner Mitchell, to adopt the consent agenda. The motion carried by the following vote:

Yea: Commissioner Mitchell, Commissioner Smith, Commissioner O'Donnell, Commissioner Marl, Mayor McGriff

- 7a. Resolution No. 23-01, Vacating an Unused Portion of Public Water Main Easement on 1500 Division Street
- 7b. Mountain View Cemetery Restroom Site Work Contract
- 7c. Purchase of three (3) 2023 Dodge Durango AWD Pursuit Vehicles
- 7d. Personal Services Agreement with The Garden Corner for Annual Hanging Flower Baskets and Decorative Planter Boxes (PS 23-001)
- 7e. Opioid Settlement Agreement with Multiple Opioid Distributors

7f. Minutes of the November 2, 2022 City Commission Meeting

7g. Minutes of the November 16, 2022 City Commission Meeting

8. PUBLIC HEARINGS

8a. First Reading of Ordinance No. 23-1001, Code Amendments to Previously Adopted Middle Housing Code, Package #2 (GLUA 22-0002/LEG-22-0001 - HB 2001 Housing Choice Code Update - Technical Revisions)

Mayor McGriff opened the public hearing.

Christina Robertson-Gardiner, Senior Planner, presented the staff report. She discussed HB 2001 implementation, which had been done in 2022. These were technical revisions to the code that had been forwarded by the Planning Commission to the City Commission in January 2023. The topics included: middle housing setbacks in commercial districts, townhomes and middle housing land division, driveways, and middle housing modifications and variances. The commission's amendments from the last discussion had been included, and she reviewed the City Commission's options.

There was no public testimony.

Mayor McGriff closed the public hearing.

Motion made by Commissioner Mitchell, Seconded by Mayor McGriff, to approve the first reading of Ordinance No. 23-1001, Code Amendments to Previously Adopted Middle Housing Code, Package #2 (GLUA 22-0002/LEG-22-0001 - HB 2001 Housing Choice Code Update - Technical Revisions). The motion carried by the following vote:

Yea: Commissioner Mitchell, Commissioner Smith, Commissioner O'Donnell, Commissioner Marl, Mayor McGriff

9. GENERAL BUSINESS

10. COMMUNICATIONS

11. City Manager

Mr. Konkol discussed the proposed budget calendar.

Jakob Wiley, City Recorder, spoke about the schedule for the Commission Retreat on March 3, 2023 and March 4, 2023.

12. Commissioners

Commissioner Smith attended the lantern tour at the Ermatinger House.

Commissioner Mitchell reported that all cities had submitted their transportation project lists and that there were enough projected funds for the projects.

Commissioner Marl gave an update on new HB 2001 and SB 933.

13. Mayor

13a. Mayoral Appointments to the Transportation Advisory Committee

Mayor McGriff made appointments to the Transportation Advisory Committee. She reported on Mayors Association initiatives, Senator Meek's Townhall, a panel discussion for Black History Month, and the Oregon City Chamber of Commerce's State of the Community event.

14. WORK SESSION ITEMS

14a. Memorandums of Understanding, Sport Field Fees, and Neighborhood Associations

There was discussion regarding whether this was a work session or a regular meeting agenda item.

Motion made by Commissioner O'Donnell, Seconded by Commissioner Smith, to consider this item a regular meeting agenda item. The motion carried by the following vote:

Yea: Commissioner Mitchell, Commissioner Smith, Commissioner O'Donnell, Commissioner Marl

Nay: Mayor McGriff

Kendall Reid, Parks and Recreation Director, discussed the objectives of the Memorandums of Understanding and reviewed the MOU with Friends of the Ermatinger House.

Discussion occurred regarding the donation account, the maintenance account, breaking out Ermatinger funds into separate accounts, not charging a rental fee for the proposed 12 hours' worth of events per year then charging a percentage or a flat fee after the 12 hours for the house's overhead, how this MOU was specific to the Friends of the Ermatinger House, and the process for key check out for events where staff was not in attendance.

Consensus was reached that if the city did an event with Friends of the Ermatinger House, the proceeds would be split 50/50 and the city's 50 percent would go to the dedicated line item for the Ermatinger House. The Friends group would keep their 50 percent. If the Friends group did their own event, the proceeds would be split 70/30 with the Friends group keeping 70 percent. There would no longer be a provision for 12 hours' worth of events per year.

Motion made by Commissioner O'Donnell, Seconded by Commissioner Smith, to continue the meeting to 10:30 p.m. The motion carried by the following vote:

Yea: Commissioner Mitchell, Commissioner Smith, Commissioner O'Donnell, Commissioner Marl

Nay: Mayor McGriff

Mr. Reid said the fee for youth sports was established in 2000. The city was trying to address an inconsistency in implementing fees that had been charged to some organizations but not others. They wanted to be fair and equitable and there was a certain percentage they were trying to recover. The city's fees were low compared to other cities. The city needed to recoup some of the costs associated with the sports fields and wanted to be consistent with all of the sports organizations.

There was discussion regarding costs specific to sports fields, the history of youth sports not being charged a fee, the value of youth sports to the community, subsidizing the youth sports program, the policies of other jurisdictions, how the fee was used for park maintenance, considering the fee an exclusive use fee, quantity discounts, and inviting all of the MOU organizations to the next conversation.

Motion made by Commissioner O'Donnell, Seconded by Commissioner Mitchell, to suspend the implementation of the MOUs, signed or not, until such time that the commission gathered enough information to make a decision. The motion carried by the following vote:

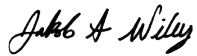
Yea: Commissioner Mitchell, Commissioner Smith, and Commissioner O'Donnell

Nay: Commissioner Marl and Mayor McGriff

15. ADJOURNMENT

Mayor McGriff adjourned the meeting at 10:33 PM.

Respectfully submitted,



Jakob S. Wiley, City Recorder