



CITY OF OREGON CITY

CITY COMMISSION REGULAR MEETING - REVISED MINUTES

Commission Chambers, Libke Public Safety Facility, 1234 Linn Ave, Oregon City
Wednesday, February 02, 2022 at 7:00 PM

6:00 PM - EXECUTIVE SESSION OF THE CITY COMMISSION:

The Executive Session began at 6:00 PM prior to the City Commission Regular Meeting and continued immediately after the adjournment of the City Commission Regular Meeting.

- Pursuant to ORS 192.660(2)(f): To consider information or records that are exempt by law from public inspection.
- Pursuant to ORS 192.660(2)(h): To consult with counsel concerning the legal rights and duties of a public body with regard to current litigation or litigation likely to be filed.

REGULAR MEETING OF THE CITY COMMISSION

1. CONVENE MEETING AND ROLL CALL

Mayor Lyles Smith convened the meeting at 7:13 PM.

PRESENT: 5 - Commissioner Frank O'Donnell, Commissioner Denyse McGriff, Commissioner Rocky Smith, Commissioner Adam Marl, and Mayor Rachel Lyles Smith

STAFFERS: 10 - City Manager Tony Konkol, City Recorder Jakob Wiley, Interim Community Development Director Aquilla Hurd-Ravich, Asst. to the City Manager Lisa Oreskovich, Police Chief Jim Band, Finance Director Matt Zook, Library Director Greg Williams, Parks and Recreation Director Kendall Reid, and Public Works Director John Lewis

2. FLAG SALUTE

3. CEREMONIES AND PROCLAMATIONS

3a. Appointment of Citizen Involvement Committee (CIC) Members

Mayor Lyles Smith appointed the following members to the Citizen Involvement Committee:

Canemah Neighborhood Association

Dennis Anderson

Linda Baysinger

Caufield Neighborhood Association

John Kies

Robert Malchow

Elyville Neighborhood Association

Dorothy Dahlsrud

Karla Laws

Gaffney Lane Neighborhood Association
Ray Atkinson

Hazel Grove-Westling Farm Neighborhood Association
Currently Inactive

Hillendale Neighborhood Association
None

McLoughlin Neighborhood Association
Denise Beasley

Park Place Neighborhood Association
Bob LaSalle
Steve VanHaverbeke

4. CITIZEN COMMENTS

None

5. PRESENTATIONS

None

6. ADOPTION OF THE AGENDA

The agenda was adopted as presented.

7. CONSENT AGENDA

Commissioner McGriff requested Item 7b be pulled from the Consent Agenda.

Motion made by Commissioner Smith, seconded by Commissioner McGriff, to approve the consent agenda except Item 7b. The motion carried by the following vote:

Voting Yea: Mayor Lyles Smith, Commissioner Marl, Commissioner McGriff, Commissioner O'Donnell, and Commissioner Smith

7a. Professional Service Agreement/Fiber Optic Feasibility Study with Magellan Advisors

7b. OLCC: Liquor License Application – Thapa Liquor Inc. (dba 365 Liquor & Beverage), 524 Main Street, Unit 1, Oregon City

Commissioner McGriff was concerned about the location in the historic downtown and how there were other facilities on Main Street that were in conflict with this type of use. She did not think the community was aware of the application and this was not the right location for a packaged store.

There was discussion regarding how it was an allowable use and approval was simply a formality.

Motion made by Commissioner Smith, seconded by Commissioner Marl, to approve the liquor license application for Thapa Liquor Inc. (dba 365 Liquor & Beverage), 524 Main Street, Unit 1, Oregon City. The motion failed by the following vote:

Voting Yea: Mayor Lyles Smith and Commissioner Smith

Voting Nay: Commissioner Marl, Commissioner McGriff, and Commissioner O'Donnell

8. PUBLIC HEARINGS

- 8a. Request for Continuance - AP 21-00006 Appeals of the November 30, 2021, Historic Review Board Approval with Conditions of Planning Files GLUA 21-00052 / HR-21-00020 Modification of HR 20-00001

Ms. Hurd-Ravich, Interim Community Development Director, stated the appellant had requested a continuance of the hearing.

There was discussion regarding notification of the continuance and the 120 day deadline.

Motion made by Commissioner McGriff, seconded by Commissioner Marl, to continue the hearing for AP 21-00006, appeals of the November 30, 2021, Historic Review Board approval with conditions of Planning Files GLUA 21-00052 / HR-21-00020 Modification of HR 20-00001 to February 16, 2022. Motion passed by the following vote:

Voting Aye: Mayor Lyles Smith, Commissioner Marl, and Commissioner McGriff

Voting Nay: Commissioner O'Donnell and Commissioner Smith

9. GENERAL BUSINESS

- 9a. Resolution No. 22-02 Adopting the Oregon City Sidewalk Replacement Assistance Program

John Lewis, Public Works Director, said this was a program for the community to replace sidewalks that had been damaged by street tree roots. He reviewed the redline changes to the document and application process.

There was discussion regarding clarity for the exclusions and right-of-way permit.

Motion made by Commissioner McGriff, seconded by Commissioner O'Donnell, to approve Resolution No. 22-02, adopting the Oregon City Sidewalk Replacement Assistance Program. The motion passed by the following vote:

Voting Yea: Mayor Lyles Smith, Commissioner Marl, Commissioner McGriff, and Commissioner O'Donnell

Voting Nay: Commissioner Smith

- 9b. Resolution No. 22-03, Modifying the Public Works Engineering Fee Schedule, and Amending Resolution No. 21-05

Mr. Lewis said this resolution approved the reduced permit fee for sidewalk replacement. It also added a re-inspection fee.

Motion made by Commissioner McGriff, seconded by Commissioner O'Donnell, to approve Resolution No. 22-03, modifying the Public Works Engineering Fee Schedule, and amending Resolution No. 21-05. The motion carried by the following vote:

Voting Yea: Mayor Lyles Smith, Commissioner Marl, Commissioner McGriff, Commissioner O'Donnell, and Commissioner Smith

- 9c. Resolution No. 22-06, Calling for Completion of the Regional Mobility Pricing Project Prior to a Decision on Tolling I-205 and for Construction of the Abernethy Bridge Project with Other Funds

Mayor Lyles Smith said this was in line with what other cities had done to send a message to the state about the I-205 tolling decision. The resolution could be included in the public comments to the Oregon Transportation Commission.

Motion made by Commissioner McGriff, seconded by Commissioner Smith, to approve Resolution No. 22-06, calling for completion of the Regional Mobility Pricing Project prior to a decision on tolling I-205 and for construction of the Abernethy Bridge Project with other funds.

Voting Aye: Mayor Lyles Smith, Commissioner Marl, Commissioner McGriff, Commissioner O'Donnell, Commissioner Smith

- 9d. Resolution No. 22-07, Submitting a Measure Amending Sections 7, 8, and 9a of the Oregon City Charter to Eliminate Numbering of Positions on City Commission to the Electors of Oregon City

Tony Konkol, City Manager, explained the cost of sending the Charter amendments to the election, which would be minimal.

There was discussion regarding how the DEI work might affect future Charter amendments, how the amendments in this resolution were changes to process that needed to be addressed, and how citizens had brought forward all of these proposed amendments.

Commissioner Marl pointed out typos in Exhibit B.

Motion made by Commissioner Marl, seconded by Commissioner O'Donnell, to approve Resolution No. 22-07, submitting a measure amending Sections 7, 8, and 9a of the Oregon City Charter to eliminate numbering of positions on City Commission to the electors of Oregon City as amended. The motion passed by the following vote:

Voting Yea: Mayor Lyles Smith, Commissioner Marl, Commissioner O'Donnell, and Commissioner Smith

Voting Abstaining: Commissioner McGriff

- 9e. Resolution No. 22-08, Submitting a Measure Amending Sections 7 and 9 of the Oregon City Charter to Remove Term Limits for the City Commissioner and Mayor Positions to the Electors of Oregon City

Betty Mumm, resident of Oregon City, was concerned that voters would not approve all of the amendments. She suggested putting only one amendment on the ballot, the one approved in Item 9d. She thought there should be a Charter Review Committee.

Motion made by Commissioner O'Donnell, seconded by Commissioner Marl, to approve Resolution No. 22-08, submitting a measure amending Sections 7 and 9 of the Oregon City Charter to remove term limits for the City Commissioner and Mayor positions to the electors of Oregon City. Motion passed by the following vote:

Voting Aye: Mayor Lyles Smith, Commissioner Marl, Commissioner O'Donnell, and Commissioner Smith

Voting Nay: Commissioner McGriff

- 9f. Resolution No. 22-09, Submitting a Measure Amending Section 20 of the Oregon City Charter to Authorize City Commission, rather than the Mayor, to Appoint Planning Commission and Historic Review Board Members to the Electors of Oregon City

Motion made by Commissioner Marl, seconded by Commissioner McGriff, to approve Resolution No. 22-09, submitting a measure amending Section 20 of the Oregon City Charter to authorize City Commission, rather than the Mayor, to appoint Planning Commission and Historic Review Board Members to the Electors of Oregon City. Motion carried by the following vote:

Voting Yea: Mayor Lyles Smith, Commissioner Marl, Commissioner O'Donnell, Commissioner Smith, and Commissioner McGriff

10. COMMUNICATIONS

11. City Manager

11a. City Commissioners' Duties as Mandatory Reporters

Mr. Konkol explained through HB 3071, all elected City officials were to be mandatory abuse reporters in the state.

Jakob Wiley, City Recorder, gave a background on the reasons for this House Bill.

11b. HotSpot Parking Meter Update

Mr. Konkol said the new HotSpot mobile app would allow people to pay for parking without using the meter kiosks. Recommended changes addressing the existing parking issues would be discussed at a future meeting.

James Band, Police Chief, discussed the benefits to the app. They planned to reduce the number of kiosks.

There was discussion regarding how the app worked and enforcement.

12. Commissioners

Commissioner McGriff reported on the bridge planning celebration meeting.

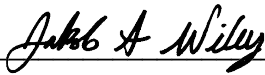
13. Mayor

The Mayor did not provide a report.

14. ADJOURNMENT

Mayor Lyles Smith adjourned the meeting at 8:41 PM.

Respectfully submitted,

A handwritten signature in black ink, reading "Jakob S. Wiley", is written over a horizontal line.

Jakob S. Wiley, City Recorder