



*Mayor*  
Patricia Smith

*Council President*  
Timothy Clark

*Councilors*  
Scott Harden

Bruce Nissen

Jimmy Frank

**MEETING OF THE  
WOOD VILLAGE CITY COUNCIL  
May 10, 2016  
MINUTES**

**PRESENT:** Mayor Patricia Smith, Council President Tim Clark, Councilors Scott Harden, Bruce Nissen, and Jimmy Frank via phone, City Attorney Jeff Condit, City Manager Bill Peterson, Finance Director Peggy Minter, Public Works Director Scott Sloan, and interested parties.

**ABSENT:** None.

**MAYOR SMITH CALLED THE MEETING TO ORDER AT 6:00 PM.**

**CITIZEN COMMENTS**

There were none.

**PUBLIC SAFETY REPORT**

Multnomah County Sheriff Chief Deputy Jason Gates presented the report. Gates stated that there were 366 calls for service in April, which is slightly less than average. Gates explained that about half of the calls were self-initiated, which is about what you want in law enforcement. Gates explained that the average response time for emergency calls was 3 minutes and 36 seconds. The total time spent on calls was 187 hours.

Gates stated that there were some injury crashes, and the notable incident was the fatal pedestrian hit by a MCSO deputy. Gates explained that investigation is still ongoing, and they are using the Portland Police Major Crash Team to lead the investigation. More information about the incident will be released once the investigation is complete. Gates stated that there has been a lot of concern for the family of the victim, and the deputy.

Gates stated that the investigation on the gang shooting that occurred on Halsey is still ongoing. Gates explained that there are two detectives working with the Gang Taskforce to identify people of interest in that case. Gates stated that there have also been a lot of calls about speeding vehicles along Arata, so the MCSO will be conducting additional patrols along that area.

Clark asked about the possibility of creating a crime map. Gate stated that the GIS programing is still labor intensive at this time, but they are working on developing a program that has more self-populating fields.

Smith asked about the Cherry Park area just south of the park, and if that will be cleaned up. Gates stated that the MCSO is working with Troutdale, landowners, and the City to address that issue. Gates explained that the first step will be to clear the brush, and then coordinate follow up activities with the homelessness outreach team.

Frank stated that he heard a refugee camp was looking to locate in Portland, and asked if we would receive any notice if one were to locate in the City. Gates stated that he has not heard of that activity, but any issues would be brought to the City Council.

Harden stated that there are always a lot of vehicle accidents at the same location in the report. Harden stated that it would be interesting to lookback overtime and locate problem areas to see if improvements could be made to reduce incidents in the future. Gates stated that some of the accidents actually occur in parking lots, and those would have to be pulled out of the reports to get at surface street incidents. Gates explained that the majority of incidents will be in intersections.

Harden stated that there was also a discussion about adding a narrative or summary of incidents back into the report. Gates stated that the deputies had to write those narratives separately from their reports. The deputies have to spend more time with the new reporting system, and that is why the separate narratives have been removed. Gates explained that it might be possible to extract a summary from the new reporting system though. Harden stated that just having addresses of notable incidents would be beneficial. Gates stated that they will work on adding those back.

The Council thanked Gates for the report, and service to the City.

**CONSENT CALENDAR:**

- a. Review of bills paid in April, 2016
- b. Contracts \$2,500 - \$50,000
  - Firwood Design Group – Interceptor Trail Design: \$15,234
- c. Budget Committee Appointment: Craig Howard
- d. Council Minutes:
  - April 12, 2016
  - April 28, 2016

Harden asked for the April 12<sup>th</sup> minutes to be pulled for a discussion. Harden asked for an update on the Halsey IGA, and if the agreement was amended to give every member a vote.

Harden stated that while the minutes reflect that this is supposed to be a collaborative effort, he wanted to go on the record that it is not really a collaborative effort because they will be competing for the same developments. Harden stated that Fairview will be offering an incentive plan that he feels is irresponsible, and is something we would never adopt. Peterson stated that the IGA was revised to give all members a vote.

Upon motion by Harden, seconded by Nissen and passing 5-0, the Consent Calendar was approved.

### **PROCLAMATION: PUBLIC WORKS APPRECIATION WEEK**

Sloan read the proclamation.

Smith declared May 15<sup>th</sup> – 21<sup>st</sup> as Public Works Week.

### **RESOLUTION 16-2016: FINAL PAYMENT AUTHORIZATION FOR THE HALSEY STREET SEWER CAPACITY PROJECT**

Sloan presented the resolution and stated that the project has been completed, including fixing a misaligned manhole. Sloan explained that the manhole's base was broken out, and a new section was added to get at the correct pipe alignment. Sloan stated that he does not know why the manhole had that alignment, as there were no obstructions below the pipe.

Sloan stated that there were substantial price increases from the approved contract. Sloan stated that the majority of price increases were the result of the County mandating that a liquid concrete be used to backfill the holes instead of compacted fill. Sloan explained that the liquid concrete will not settle once in the hole, and that will prevent future settling and deterioration of the work areas. Sloan stated that the other price increase was the result of fixing the manhole. Sloan stated that the total amount is still under the engineer's estimate, and within the budget authority. Sloan stated that we had a great engineering team and quality contractor for the job.

Upon motion by Nissen, seconded by Harden and passing 5-0, Resolution 16-2016 accepting the Halsey Street Sewer Project, and authorizing the final payment was approved.

Harden asked if this came back to Council because of the increase in price. Peterson stated that is correct. Had the increase been under \$20,000 he would have signed off on it, but because it was over that amount it went back to Council for final approval.

### **DISCUSSION: CITY EDUCATIONAL PROGRAMS RECAP**

HR/Records Manager Greg Dirks presented the report, and stated that the Council had added educational programs to this year's Annual Performance Plan. Dirks explained that the Council directed that feedback from the community be used to put together the listing of programs, but

there was no feedback from residents. Dirks stated that the Council then selected the areas of budgeting, tenants' rights, and a resume/interviewing skills for the workshops. Dirks explained that staff was able to put together a program for budgeting and tenants' rights, but we could not find a partner for the resume/interview workshop. A workshop on communication skills was put together instead.

Dirks stated that the tenants' rights workshop was held on February 3<sup>rd</sup>, and had a cost of \$500. 12 people took part in that program, and four of them were from Wood Village. Dirks stated that the budget workshop had five participants, but none were from Wood Village. The cost of that program was \$250. Dirks explained that the communications workshop had 12 participants, but again none of them were from Wood Village. There was no cost for the communication workshop. Dirks stated that the total cost of the programs was \$850 including snacks and beverages, and 29 people were served.

Smith stated that is a cost of about \$30 per person. Clark stated that the cost per Wood Village resident is much higher. Nissen stated that using the contact list of the Town Center Master Plan group might be a good approach to gain more local participants. Harden asked what the lead time is to schedule a program, and if it would be possible to put together a program with short notice based on the immediate need. Dirks stated that a program could be put into place within 30-45 days.

Nissen stated that having information at the Nite Out about potential programs may be another way to attract participants. Clark stated that it also may be less expensive to provide tuition directly to residents to attend pre-selected programs.

The Council directed that a listing of programs be provided at the Nite Out event for people to express their interest in future program options at City Hall.

**EXECUTIVE SESSION PER ORS 192.660(2) (e) To conduct deliberations with persons designated by the governing body to negotiate real property transactions.**

The Council entered into Executive Session at 6:45pm.

The Council convened into regular session at 7:10pm.

**COUNCIL COMMENTS**

Peterson stated that staff received a police report today regarding vandalism over at Mayor's Corner. Peterson explained that a suspect has drilled into a tree, and poured a chemical into the trunk in attempt to kill off the tree. Peterson stated that staff will have an arborist look at the tree to determine if it can be saved. Peterson explained that we are also looking to the possibility of pressing charges against the potential suspect, but the witness expressed fears of retaliation.

Peterson stated that we could rent cameras to place at that location to see if any additional damage occurs.

Peterson stated that there are also issues with a neighboring business that has installed items either without permits, or that were not up to code that are creating issues. Peterson explained that the owner of the business keeps indicting that we are targeting him and his business. Harden stated that if the person keeps doing things outside the code, then there should be repercussions. Harden stated that the City worked to come up with responsible zoning for that type of business, but he continues to act as a bad citizen. Harden stated that we do not necessarily need to shut down the business, but he does need to abide by the rules. Harden stated that he would like the work on the revised sign code to start sooner rather than later so we can address his multiple signs, and the other illegal signs in the City. Harden stated that this is not a marijuana issue, but enforcing City rules.

Peterson stated that we can use the conditional use permit to seek revocation of the siting of that business. Smith asked what the entails. Peterson stated that would shut down the business. Condit stated that the permit could be revoked, but is entitled to a hearing. If the permit is revoked then he would have to shut down that business. Condit stated that the owner would then most likely come after the City for damages. Condit stated that it would be a fairly expensive proposition to get the injunction. Clark stated that we would then get sued. Condit stated that while the City may get sued, there is a high bar that would have to be met in order to get awarded damages. Condit stated that the real cost is in defending the lawsuit.

Condit stated that the City's actions to date have all been about actual violations, so it would be difficult to prove that the City specifically targeted that business. Condit stated that it is standard practice in a lot of cities that enforcement is done on a complaint basis. Condit stated that the cost of enforcement has the highest potential cost. Peterson stated that we have not selectively enforced this location. The City has a complaint based program, and while there are other illegal signs in the community, we have not received any complaints about those signs. There are complaints at this location.

Smith asked what will be done about the building violations. Sloan stated that we have engaged the property owner at this point, and a resolution has been established. There has not been any work done to correct the issue though.

Peterson stated that there are plans for two liquor stores in the City. One would be located inside Wal-Mart, and the other would be in the strip mall adjacent to Wal-Mart. Peterson asked if there were any objections. There were none.

Minter stated that the form letter was distributed by the auditors, and there is a copy for each Councilor. Minter stated that the letter informs the Council about the extent of the audit, and what duties will and will not be done. Minter asked if there were any questions. There were none.

**ADJOURN**

With no further business coming before the Council, and upon motion by Smith, the Council adjourned at 7:31pm.



\_\_\_\_\_  
Patricia Smith  
Mayor

6-14-16

\_\_\_\_\_  
Date

ATTEST:



\_\_\_\_\_  
Greg Dirks  
Recorder