Packet

CITY OF HILLSBORO

HILLSBORO CITY COUNCIL

Preliminary Agenda
Tuesday, September 4, 2007

6:30 PM
Hillsboro Civic Center Conference Room C113B

Executive Session
150 E. Main Street

7 PM
Hillsboro Civic Center Auditorium

Regular Session
150 E. Main Street

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When addressing the Council, please use the witness table (center front of the room). All testimony is electronically recorded. Public participation is encouraged. If you wish to speak, please raise your hand or walk to the witness table as the Mayor calls the item, or, on any item not on the agenda, as the Mayor calls for "Communications and Non-Agenda Items." If you are speaking on an item not on the regular agenda, please fill out the card on the table in the back of the room and give to the City Recorder. You are not required to give your address when speaking to the City Council, only your name.

Ordinances and Resolutions marked with an asterisk will not be read in full unless requested by a member of the City Council. Copies were distributed to Council and posted for at least three days, and are available on the north side of the auditorium.

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*** SEE ATTACHED AGENDA ***
Posted – August 29, 2007

EXECUTIVE SESSION – 6:30 PM – CONFERENCE ROOM C113B

A. Consider convening in Executive Session under ORS 192.660(2)(e) to deliberate with persons designated by the governing body to negotiate real property transactions.

B. Consider action related to Executive Session, if needed.

REGULAR SESSION – 7 PM – AUDITORIUM

PLEDGE OF ALLEGIANCE – Mayor Tom Hughes

CALL TO ORDER - Roll Call

1. **CONSENT AGENDA:** (The items on the Consent Agenda are normally considered in a single motion. Any item may be removed for separate consideration upon request by any member of the Council.)

   A. Consider minutes: August 7, 2007
   August 21, 2007

   B. Designate Mayor Tom Hughes as the City's Voting Delegate and Sarah Jo Chaplen, Assistant City Manager, as the Alternate, for the League of Oregon Cities Annual Business Meeting, Saturday, September 29, 2007.

   C. Accept a petition for VAC 07-04 for the vacation of a portion of NW 229th Avenue located south of NE Cherry Drive and north of the Westside Light Rail tracks and set a public hearing for October 2, 2007 at 7 PM. Petitioner is Orenco III LLC.

   D. Approve a dedication deed of additional public right-of-way along a portion of the west side of north-south Alley in Block 2, Hillsboro Garden Tract Addition. (Transportation Committee recommendation)

   E. SN 2-07: SW Davis Road to SE Davis Road: Consider setting a public hearing for October 2, 2007 at 7 PM to consider formally renaming a section of a public street from SW Davis Road to SE Davis Road due to a transfer of street jurisdiction from Washington County to City of Hillsboro.

   F. Authorize and ratify expenditures, public contracts, contract amendments and agreements by adopting **Resolution No. 2222*.**

2. **PRESENTATIONS AND APPOINTMENTS:**

   A. Presentation of a check to the City Council for the Hillsboro Main Library by Jerry Willey and Debbie Clarke of the Library Foundation of Hillsboro.

3. **WAIVER OF ORDINANCE READINGS:**

   A. Consider motion to waive reading in full and read by title only Ordinance Nos. _____. (The ordinances have been posted and will be available on the table on the north side of Auditorium.)

4. PUBLIC HEARINGS:

A. VAC 07-03: Consider vacating a public pedestrian easement located north of NW Quatama Road and west of NW 206th Avenue in the City of Hillsboro in Washington County. (Petition was presented to the City Council on August 7, 2007.) **Ordinance No. *_____ is available.**

5. UNFINISHED BUSINESS:

A. None.

6. NEW BUSINESS:

A. Consider Transportation Committee recommendation amending Section 10.08.030 (Stop Streets – Schedule B) of the City of Hillsboro Municipal Code by creating an additional stopped street at SE 32nd Avenue with SE 30th Avenue/SE Ripplewood Drive and declaring an emergency. **Ordinance No. *_____ is available.**

B. Consider Transportation Committee recommendation amending Section 10.12.110 (Prohibited Parking – Schedule G) of the City of Hillsboro Municipal Code by establishing a parking prohibition on the south side of NW Wagon Way between NW Five Oaks Drive and NW Croeni Road and declaring an emergency. **Ordinance No. *_____ is available.**

C. Consider endorsement of liquor license applications: (These requests have been reviewed by the Police Department and no objections have been filed.)

Full On-Premises Sales – Allows the sale and service of distilled spirits, malt beverages and wine for consumption on the licensed premises.

Limited On-Premises Sales – Allows the sale of malt beverages, wine and cider for consumption on the licensed premises, and the sale of kegs of malt beverages for off premises consumption.

1. Lentil Garden Indian Restaurant, 18033 NE Evergreen Pkwy #20 – Original Application – Limited on-premises sales
2. Coyote's Bar and Grill, 5301 W Baseline – Original Application – Full on-premises sales
3. Taylor's Restaurant/SA Ventures, Inc., 264 E Main St. – Change of Ownership – Full on-premises sales

7. COMMUNICATION AND NON-AGENDA ITEMS:

(Persons wishing to speak on matters not on the agenda may be recognized at this time. *Please fill out the card on the table in the back of the room and give to the City Recorder.* You are not required to give your address when speaking to the City Council, only your name. Presentations are limited to three minutes, with a maximum total of 15 minutes for this agenda item. More time, if needed, may be provided upon completion of the regular agenda.)

8. ADVICE/INFORMATION ITEMS:

A. John Denver Tribute Concert and Fair: Free concert and renewable energy fair on Saturday, September 8, 2007 from 4 PM to 8 PM in the Civic Center Plaza.

B. Proclamation: Save a Life Month, September 2007.

ANNUAL COMMUNITY EVENTS:

C. Saturday Farmers' Market in Downtown Hillsboro: Every Saturday, May 5, 2007 through October 27, 2007 from 8 AM to 1:30 PM.

D. Sunday Farmers' Market at Orenco Station: Every Sunday, May 13, 2007 through October 7, 2007 from 10 AM to 2 PM.

9. WORK SESSION ITEM (Item A will be discussed in work session following regular session in Conference Room C113B)

A. Measure 37 Claim Waivers in Conjunction with Annexation Petitions – presented by City Attorney Pam Beery

1A,

CITY OF HILLSBORO

HILLSBORO CITY COUNCIL

Minutes
Tuesday, August 7, 2007

7 PM | **Regular Session**
Hillsboro Civic Center Auditorium | **150 E. Main Street**

REGULAR SESSION – 7 PM – AUDITORIUM

PLEDGE OF ALLEGIANCE – Council President Joe Keizur

CALL TO ORDER - Roll Call
Present: Councilors Aron Carleson, Ed Dennis, Joe Keizur, Nenice Andrews (arrived at 7:06 PM), Doug Johnson and Cynthia O'Donnell
Excused Absence: Mayor Tom Hughes
Staff Present: Tim Erwert, Rob Massar, Sarah Jo Chaplen, Rob Dixon, Justin Patterson, Barbara Simon, Charlie Shell, Tina Bailey, Mike Smith, Chris Skinner, Cindy Bolek, Amber Deming, Brett Estes and City Attorney Tom Sponsler

1. CONSENT AGENDA:

A. Approve a dedication of additional public right-of-way of SE Lone Oak Street, northwesterly from its intersection with SE Alexander Street. (Transportation Committee Recommendation)

B. Accept a petition for VAC 07-03 for the vacation of a public pedestrian easement, located north of NW Quatama Road and west of NW 206th Avenue and schedule a public hearing for September 4, 2007 at 7 PM. Petitioner is West Hills Development.

C. Authorize the Mayor and City Recorder to execute a standard developer contract for each of the following:

Project Name	Developer
Dolores Park	Aspen Northwest, LLC
Elementary #25	Hillsboro School District 1J
N. First Avenue Partition	Jason Rucker
Kalahari Ridge	Ray & Janie Deltjen
McKay Creek Town homes	Five Star Builders
Parks @ Tanasbourne	RCM Development, LLC
Stonehaven	Venture Properties, Inc.
Sunrise Place	D & D Development

D. Approve a public improvement contract for renovation work at Bagley Park and authorize the Mayor and City Recorder to execute the documents. (Park Commission recommendation)

E. Authorize and ratify expenditures, public contracts, contract amendments and agreements by adopting Resolution No. 2220.

RESOLUTION NO. 2220

A RESOLUTION AUTHORIZING AND RATIFYING THE LISTED EXPENDITURES, PUBLIC CONTRACTS, CONTRACT AMENDMENTS AND AGREEMENTS IN ACCORDANCE WITH CHAPTER 2.16 OF THE HILLSBORO MUNICIPAL CODE.

Motion was made by Dennis, seconded by O'Donnell, to move Item 1D to New Business Item 6N and approve other items on the Consent Agenda as presented. The motion passed unanimously with O'Donnell, Carleson, Keizur, Dennis, Andrews and Johnson voting in favor.

2. PRESENTATIONS AND APPOINTMENTS:

A. Presentation on the Drive Less/Save More campaign by Metro Councilor Kathryn Harrington and Metro Regional Transportation Options Manager Pam Peck.

Councilor Harrington and Ms. Peck gave a PowerPoint presentation and distributed handouts to the Council.

B. Proclamation: Las Familias de Washington County Month – August, 2007.

Mayor Hughes read the proclamation and presented it to Lorenzo Hernandez and Dottie Flores, representatives of Las Familias de Washington County. Mr. Hernandez and Ms. Flores provided information on a recognition picnic planned for August 12, 2007 at Rood Bridge Park to honor the children of Latino families.

3. WAIVER OF ORDINANCE READINGS:

A. Consider motion to waive reading in full and read by title only Ordinance Nos. 5782-5793.

Motion was made by Dennis, seconded by O'Donnell, to waive the reading in full and read by title only Ordinance Nos. 5782-5793. The motion passed unanimously with Carleson, Keizur, Dennis, Andrews, Johnson and O'Donnell voting in favor.

4. PUBLIC HEARINGS:

A. AN 6-07: Toman: Consider approval for annexation of one property approximately 1.17 acres in area into the City Limits of Hillsboro. The property is generally located south of NW Camp Ireland Street, west of NW 313th Avenue, and north of NW Lenox Street and can be specifically identified as Tax Lot 1600 on Washington County Tax Assessor's Map 1N3-25AB. Ordinance No. 5782 was available.

Brett Estes, Planning Department, gave a staff report on items 4A and 4B. Councilor Keizur asked if the property was considered as a Measure 37 claim. Mr. Estes replied since the property was not located within the city limits at the time it was filed, the claim was dismissed. The question was asked if the property owner could file a subsequent claim once the property was annexed into city limits. Staff and legal counsel confirmed that it was possible a claim could be filed. City Attorney Tom Sponslor stated that some cities require a waiver of any Measure 37 claim as a condition of approval for an annexation.

Councilor O'Donnell expressed her concerns related to potential impacts to Camp Ireland, a Boy Scout retreat location, and other housing developments surrounding the property.

Councilor Dennis suggested that staff add a condition of approval and re-open the hearing at a later Council meeting to receive testimony. Motion was made by O'Donnell, seconded by Dennis, that Ordinance No. 5782 do pass. Roll call on the motion was as follows: Dennis, no, Keizur, no, Andrews, no, O'Donnell, no, Carleson, no, Johnson, no. The motion failed.

Motion was made by Dennis, seconded by O'Donnell, to direct staff to research and draft conditions for City Council consideration. The motion passed unanimously with Keizur, Dennis, Andrews, Johnson, O'Donnell and Carleson voting in favor.

B. ZC 11-07: Toman: Consider Planning Commission recommendation of approval of a zone change from County R-9 Residential (9 units per acre) to City R-7 Single Family Residential on one property approximately 1.17 acres in area. The property is generally located south of NW Camp Ireland Street, west of NW 313th Avenue, and north of NW Lenox Street and can be specifically identified as Tax Lot 1600 on Washington County Tax Assessor's Map 1N3-25AB. Ordinance No. 5783 was available.

No action taken.

C. VAC 07-05: Consider vacating a spur of right-of-way located off of SE 5th Avenue north of the Southern Pacific Railroad right-of-way in the City of Hillsboro, in Washington County (Petition was presented to the City Council on July 3, 2007). Ordinance No. 5784 was available.

Councilor Joe Keizur opened the public hearing on Item 4C and asked for testimony in support or opposition. There was none. The public hearing was closed.

Ordinance No. 5784 was read by title only. Motion was made by Dennis, seconded by O'Donnell, that Ordinance No. 5784 do pass. Roll call on the motion was as follows: Dennis, aye, Johnson, aye, Carleson, aye, O'Donnell, aye, Keizur, aye, Andrews, aye. The motion passed unanimously and Ordinance No. 5784 was declared passed.

ORDINANCE NO. 5784
VAC 07-05

AN ORDINANCE VACATING A PORTION OF SE 5TH AVENUE SOUTH OF SE WALNUT STREET AND NORTH OF SE BRONTE WAY, IN THE CITY OF HILLSBORO, IN WASHINGTON COUNTY, OREGON.

5. UNFINISHED BUSINESS:

A. None.

6. NEW BUSINESS:

A. ZC 7-07: Weber/Wetter II: Consider Planning and Zoning Hearings Board recommendation of approval of a zone change from R-10 Single Family Residential to R-8.5 Single Family Residential on one property approximately 5.86 acres in area. The property is generally located south of NE Rogahn Street, west of NE Charlois Drive, north of NE Eaglenest Court, and east of NE Jackson School Road. The property can be specifically identified as Tax Lot 1000 on Washington County Tax Assessor's Map 1N2-30AC. Ordinance No. 5785 was available.

Mr Estes, Planning Department, gave a staff report. Councilor Andrews asked for the rationale behind the selection of the R-8.5 zone and not leaving it at R-10 when there may be a demand for larger-size lots. Mr. Estes referred to Opinion No. 16-52 in the staff report. He described the rationale the Planning and Zoning Hearings Board used to make a recommendation of R-8.5 to the City Council. Mr. Estes noted the hearings officer stated there was both R-10 and R-7 zoning in the area. There has been use of the R-8.5 zoning in the northern portion of the City. This could be seen as a buffer between the R-7 and R-10 zoning in the area.

Councilor O'Donnell expressed her concern about utilizing high-density zoning in areas that are considered further out of town. She discussed the potential of decreased property values and compromised livability. Councilor Andrews agreed and added that she understood there is a market demand for larger lots and a decreased supply, but she is considering what is best for the community long term.

Councilor Dennis said the proposed zoning seems reasonable, and the market will show us it will fit well into the neighborhood. Councilor Keizur stated the proposed lot size is generous and believes the R-8.5 is a nice compromise for the neighborhood. Councilors Carleson and Johnson concurred.

Ordinance No. 5785 was read by title only. Motion was made by Dennis, seconded by Carleson, that Ordinance No. 5785 do pass. Roll call on the motion was as follows: Carleson, aye, O'Donnell, no, Johnson, aye, Keizur, aye, Dennis, aye, Andrews, no. The motion passed 4-2 and Ordinance No. 5785 was declared passed.

ORDINANCE NO. 5785
ZC 7-07: WEBER/WETTER II

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP, A PORTION OF HILLSBORO ZONING ORDINANCE NO. 1945, AS AMENDED, BY CHANGING THE ZONING OF A CERTAIN TRACT OF LAND FROM R-10: SINGLE FAMILY RESIDENTIAL TO R-8.5: SINGLE FAMILY RESIDENTIAL.

B. Consider Transportation Committee recommendation amending Section 10.08.030 (Stop Streets – Schedule B) of the City of Hillsboro Municipal Code by creating additional stopped streets southbound on NE 55th Avenue at West Baseline Road and Northbound on NE 57th Avenue at NE Ernest Street and declaring an emergency. Ordinance No. 5786 was available.

Ordinance No. 5786 was read by title only. Motion was made by O'Donnell, seconded by Dennis, that Ordinance No. 5786 do pass. Roll call on the motion was as follows: Keizur, aye, O'Donnell, aye, Carleson, aye, Johnson, aye, Dennis, aye, Andrews, aye. The motion passed unanimously and Ordinance no. 5786 was declared passed.

ORDINANCE NO. 5786

AN ORDINANCE AMENDING SECTION 10.08.030 (STOP STREETS – SCHEDULE B) OF THE CITY OF HILLSBORO MUNICIPAL CODE BY CREATING ADDITIONAL STOPPED STREETS SOUTHBOUND ON NE 55TH AVENUE AT W BASELINE ROAD AND NORTHBOUND ON NE 57TH AVENUE AT NE ERNEST STREET AND DECLARING AN EMERGENCY.

C. Consider amending Section 10.12.110 (Prohibited Parking – Schedule G) of the City of Hillsboro Municipal Code by establishing parking prohibitions on portions of NE Ernest Street, NE 55th Avenue, and NE 57th Avenue and declaring an emergency. (Transportation Committee Policy) Ordinance No. 5787 was available.

Ordinance No. 5787 was read by title only. Motion was made by Dennis, seconded by O'Donnell, that Ordinance No. 5787 do pass. Roll call on the motion was as follows: Keizur, aye, Dennis, aye, Andrews, aye, O'Donnell, aye, Carleson, aye, Johnson, aye. The motion passed unanimously and Ordinance No. 5787 was declared passed.

ORDINANCE NO. 5787

AN ORDINANCE AMENDING SECTION 10.12.110 (PROHIBITED PARKING – SCHEDULE G) OF THE CITY OF HILLSBORO MUNICIPAL CODE BY ESTABLISHING PARKING PROHIBITIONS ON PORTIONS OF NE ERNEST STREET, NE 55TH AVENUE, AND NE 57TH AVENUE AND DECLARING AN EMERGENCY.

D. Consider Transportation Committee recommendation amending Section 10.08.030 (Stop Streets – Schedule B) of the City of Hillsboro Municipal Code by creating additional stopped streets within the Arbor Roses Subdivision along SE 11th Avenue and SE Bianca Streets and declaring an emergency. Ordinance No. 5788 was available.

Councilor Dennis stated the Transportation Committee and staff are working well with the neighborhood on some of their processes. He said he was very appreciative of the neighborhood's approach. The Transportation Committee will likely be working with the neighborhood again in the future.

Ordinance No. 5788 was read by title only. Motion was made by Dennis, seconded by O'Donnell, that Ordinance No. 5788 do pass. Roll call on the motion was as follows: Carleson, aye, Keizur, aye, Dennis, aye, Andrews, aye, O'Donnell, aye, Johnson, aye. The motion passed unanimously and Ordinance No. 5788 was declared passed.

ORDINANCE NO. 5788

AN ORDINANCE AMENDING SECTION 10.08.030 (STOP STREETS – SCHEDULE B) OF THE CITY OF HILLSBORO MUNICIPAL CODE BY CREATING ADDITIONAL STOPPED STREETS WITHIN THE ARBOR ROSES SUBDIVISION ALONG SE 11TH AVENUE AND SE BIANCA STREET AND DECLARING AN EMERGENCY.

E. Consider Transportation Committee recommendation amending Section 10.12.110 (Prohibited Parking – Schedule G) of the City of Hillsboro Municipal Code by establishing parking prohibitions along a portion of SE Spruce Street Spur (between SE 24th/28th Avenues) and declaring an emergency. Ordinance No. 5789 was available.

Ordinance No. 5789 was read by title only. Motion was made by Dennis, seconded by Johnson, that Ordinance No. 5789 do pass. Roll call on the motion was as follows: Dennis, aye, Johnson, aye, Carleson, aye, O'Donnell, aye, Andrews, aye, Keizur, aye. The motion passed unanimously and Ordinance No. 5789 was declared passed.

ORDINANCE NO. 5789

AN ORDINANCE AMENDING SECTION 10.12.110 (PROHIBITED PARKING – SCHEDULE G) OF THE CITY OF HILLSBORO MUNICIPAL CODE BY ESTABLISHING PARKING PROHIBITIONS ALONG PORTIONS OF SE SPRUCE STREET SPUR (BETWEEN SE 24TH/28TH AVENUES) AND DECLARING AN EMERGENCY.

F. Consider Transportation Committee recommendation providing for a temporary reduction in vehicle speeds (45 mph to 35 mph) on SE Brookwood Avenue from SE/SW Davis Road to SE Witch Hazel Road and declaring an emergency. Ordinance No. 5790 was available.

Ordinance No. 5790 was read by title only. Motion was made by Dennis, seconded by O'Donnell, that Ordinance No. 5790 do pass. Roll call on the motion was as follows: Dennis, aye, Carleson, aye, Keizur, aye, Andrews, aye, O'Donnell, aye, Johnson, aye. The motion passed unanimously and Ordinance No. 5790 was declared passed.

ORDINANCE NO. 5790

AN ORDINANCE PROVIDING FOR A TEMPORARY REDUCTION IN VEHICLE SPEEDS ON SE BROOKWOOD AVENUE FROM SE/SW DAVIS ROAD TO SE WITCH HAZEL ROAD AND DECLARING AN EMERGENCY.

G. Consider Transportation Committee recommendation providing for a temporary reduction in vehicle speeds (55 mph to 35 mph) on NW Wilkins Drive from NW Cornelius Pass Road to NW 206th and declaring an emergency. Ordinance No. 5791 was available.

Ordinance No. 5791 was read by title only. Motion was made by Dennis, seconded by Carleson, that Ordinance No. 5791 do pass. Roll call on the motion was as follows: Dennis, aye, Keizur, aye, O'Donnell, aye, Carleson, aye, Johnson, aye, Andrews, aye. The motion passed unanimously and Ordinance no. 5791 was declared passed.

ORDINANCE NO. 5791

AN ORDINANCE PROVIDING FOR A TEMPORARY REDUCTION IN VEHICLE SPEEDS ON NW WILKINS DRIVE FROM NW CORNELIUS PASS ROAD TO NW 206TH AND DECLARING AN EMERGENCY.

H. Consider amending Section 13.08.010 (Adoption of County Agency Regulations) of the City of Hillsboro Municipal Code for the adoption of Clean Water Services (CWS) Resolution and Order No. 07-31; establishing rates, fees and charges to be effective upon passage and repealing the adoption of CWS R&O No. 06-22 and declaring an emergency. Ordinance No. 5792 was available. *(CWS Resolution and Order 07-31 is referenced as Exhibit A (71 pages) to this ordinance, and is on file and available for review in the office of the City Recorder.)*

Ordinance No. 5792 was read by title only. Motion was made by Dennis, seconded by O'Donnell, that Ordinance No. 5792 do pass. Roll call on the motion was as follows: Keizur, aye, Dennis, aye, Andrews, aye, O'Donnell, aye, Carleson, aye, Johnson, aye. The motion passed unanimously and Ordinance No. 5792 was declared passed.

ORDINANCE NO. 5792

AN ORDINANCE AMENDING SECTION 13.08.010 (ADOPTION OF COUNTY AGENCY REGULATIONS) OF THE CITY OF HILLSBORO MUNICIPAL CODE FOR THE ADOPTION OF CLEAN WATER SERVICES (CWS) R&O NO. 07-31 ESTABLISHING RATES, FEES AND CHARGES TO BE EFFECTIVE UPON PASSAGE AND REPEALING THE ADOPTION OF CWS R&O NO. 06-22 AND DECLARING AN EMERGENCY.

I. Acting as the Local Contract Review Board, consider awarding the Davis Road Sanitary Sewer Improvements contract to the lowest responsive bidder, Emery & Sons Construction for $ 2,829,121.00.

Charlie Shell, Engineering Department, gave a staff report. He stated five bids were submitted and described two challenges of this project: 1) the excavation of a line that will be 20-25 ft. deep; and 2) maintenance of the traffic flow. A letter will be sent to the property owners and residents in the area informing them of the process and access and that alternate routes may have to be taken. In addition, an open house will be held to discuss the process with the neighborhoods.

Motion was made by O'Donnell, seconded by Johnson, to, acting as the Local Contract Review Board, award the Davis Road Sanitary Sewer Improvements contract to the lowest responsive bidder, Emery & Sons Construction for $ 2,829,121.00. The motion passed unanimously with Keizur, Dennis, Andrews, Johnson, O'Donnell and Carleson voting in favor.

J. Consider Park Commission recommendation to approve a purchase and sales agreement for acquisition of real property in the Orenco neighborhood and authorize the Mayor and City Recorder to execute the documents.

Kevin Smith, Parks and Recreation Department, gave a staff report. In response to a question from Councilor Andrews on an appeals process, Mr. Smith stated there is an additional process that allows the appellant to ask the Supreme Court to reconsider a decision. The proposed agreement does not close the transaction; but lays out the conditions and terms of what needs to occur before the transaction takes place.

Councilor Andrews inquired about the status of the MacDonald House and the additional surrounding property. Mr. Smith responded if the Hillsboro Elks Club decided to sell the property, the City would have right of first refusal. Councilor Dennis asked if the Park Commission voted unanimously to approve the acquisition of property. Mr. Smith answered the vote was based on the Parks Master Plan, which identifies the need for a neighborhood park.

Motion was made by Dennis, seconded by O'Donnell, to approve a purchase and sales agreement for acquisition of real property in the Orenco neighborhood and authorize the Mayor and City Recorder to execute the documents. The motion passed unanimously with Dennis, Andrews, Johnson, O'Donnell, Carleson and Keizur voting in favor.

K. Consider Park Commission recommendation to authorize a partnership opportunity between the Hillsboro School District (HSD) and the Hillsboro Parks and Recreation Department to expand gymnasium facilities to better accommodate HSD needs and the greater community.

Motion was made by O'Donnell, seconded by Dennis, to authorize a partnership opportunity between the Hillsboro School District (HSD) and the Hillsboro Parks and Recreation Department to expand gymnasium facilities to better accommodate HSD needs and the greater community. The motion passed unanimously with Andrews, Johnson, O'Donnell, Carleson, Keizur and Dennis voting in favor.

L. Consider amending Section 3.10.020 of the City of Hillsboro Municipal Code relating to inventory searches of closed containers in impounded vehicles and declaring an emergency. Ordinance No. 5793 was available.

Ordinance No. 5793 was read by title only. Motion was made by O'Donnell, seconded by Andrews, that Ordinance No. 5793 do pass. Roll call on the motion was as follows: Dennis, aye, Keizur, aye, O'Donnell, aye, Carleson, aye, Andrews, aye, Johnson, aye. The motion passed unanimously and Ordinance No. 5793 was declared passed.

ORDINANCE NO. 5793

AN ORDINANCE RELATING TO INVENTORY SEARCHES OF CLOSED CONTAINERS IN IMPOUNDED VEHICLES; AMENDING SECTION 3.10.020 OF THE HILLSBORO MUNICIPAL CODE; AND DECLARING AN EMERGENCY.

M. Consider endorsement of liquor license application:

1. Tokyo, 2331 NW 185th Ave. – Original Application - Limited on-premises sales

Motion was made by Dennis, seconded by O'Donnell, to approve the endorsement as presented. The motion passed unanimously with Johnson, O'Donnell, Carleson, Keizur, Dennis and Andrews voting in favor.

7. COMMUNICATION AND NON-AGENDA ITEMS:

A. Sharon Cornish raised concerns about gang activity in Bagley Park at night. Councilor Johnson asked staff if the upcoming renovation project would include installation of additional lighting. Mr. Patterson stated that updated lighting would be installed.

B. Tom Black presented information about the upcoming Fairgrounds Revitalization Task Force meeting on August 15, 2007 at 1 PM. Information about the meeting and task force in general can be accessed at: www.co.washington.or.us/fairgrounds/taskforce.

C. Councilor Dennis expressed his gratitude toward all staff involved in the Celebrate Hillsboro event.

D. Councilor Keizur announced he will resign from his position on City Council in December, 2007.

8. ADVICE/INFORMATION ITEMS:

ANNUAL COMMUNITY EVENTS:

A. 24th Annual National Night Out Crime & Drug Prevention Event: Tuesday, August 7, 2007, 7 PM, hosted by Hillsboro Police Department, West Precinct, 240 SE 10th Avenue. For information visit: www.ci.hillsboro.or.us.

B. Pix in the Plaza: Showing Charlotte's Web on Thursday, August 9, 2007 and Over the Hedge on Thursday, August 16, 2007 in the Civic Center Plaza. Includes pre-show family entertainment with the movie starting at dusk.

C. Oregon International Air Show: presented by Standard TV & Appliance, *featuring the U.S. Navy Blue Angels* – August 10-12, 2007. For event information visit: www.oregonairshow.com.

D. Showtime at Shute: Every Thursday through August 16, 7 PM, Shute Park, 8th & Maple (next to Library). For concert schedule visit: www.HCAonline.org.

E. Saturday Farmers' Market in Downtown Hillsboro: Every Saturday, May 5, 2007 through October 27, 2007 from 8 AM to 1:30 PM.

F. Tuesday Marketplace in Downtown Hillsboro: Every Tuesday, June 12, 2007 through August 28, 2007 from 5 PM to 8:30 PM:

G. Sunday Farmers' Market at Orenco Station: Every Sunday, May 13, 2007 through October 7, 2007 from 10 AM to 2 PM.

There being no further business to come before the Council, the meeting was adjourned at 9:05 PM.

_____
Mayor

ATTEST: _____
City Recorder

1A2

CITY OF HILLSBORO

HILLSBORO CITY COUNCIL

Minutes
Tuesday, August 21, 2007

7 PM
Hillsboro Civic Center Auditorium

Regular Session
150 E. Main Street

REGULAR SESSION – 7 PM – AUDITORIUM

PLEDGE OF ALLEGIANCE – Mayor Tom Hughes

CALL TO ORDER - Roll Call
Present: Mayor Tom Hughes, Councilors Aron Carleson, Ed Dennis, Nenice Andrews and Doug Johnson
Excused Absences: Councilors Joe Keizur and Cynthia O'Donnell
Staff Present: Rob Massar, Sarah Jo Chaplen, Rob Dixon, Mike Smith, Linda Lybecker, Sue Boucher, Kevin Smith, Pat Ribellia, Debbie Raber, Mary Ordal, Mark Jackson, Debbie Werner, Amber Deming, Erik Jensen, John Southgate, Mike Rouches and City Attorney Pam Beery

1. CONSENT AGENDA:

A. Consider minutes: July 17, 2007

B. Approve an additional .50 FTE Development Project Coordinator position at a PERS-eligible Pay Range 19 for the Economic Development Department, effective immediately. (Finance Committee recommendation)

C. Approve funding additional tasks for the scope of work of the contract with Moore Iacofano Goltsman (MIG), Inc. in the amount of $25,000 for Strategic Planning services and authorize the Mayor and City Recorder to execute the documents and authorize the transfer of any necessary appropriations for FY 07-08. (Finance Committee recommendation)

D. Approve an addendum to the current Tonkon Torp LLP City Legislative Lobby Services Contract to extend the contract in the amount of $71,500 to prepare legislative agenda/priorities for the 2008 Legislative Interim and 2009 Legislative Session and authorize the Mayor and City Recorder to execute the documents and authorize the transfer of any necessary appropriations for FY 07-08. (Finance Committee recommendation)

E. Grant a Sole Source exemption for the purchase of consulting services and approve amending the existing contract with AgreeYa Solutions, Inc. for Enterprise Resource Planning System Consulting Services in the amount of $166,080 and authorize the Mayor and City Recorder to execute the documents. (Finance Committee recommendation)

F. Approve a membership agreement with the Oregon Cooperative Procurement Program (ORCPP) in the amount of $5,000 in order to purchase goods and services from State Price Agreements and authorize the Mayor and City Recorder to execute the documents. (Finance Committee recommendation)

G. Approve an Intergovernmental Agreement with the Hillsboro School District for after-school programming and authorize the Mayor and City Recorder to execute the documents. (Park Commission recommendation)

H. Authorize and ratify expenditures, public contracts, contract amendments and agreements by adopting Resolution No. 2221.

RESOLUTION NO. 2221

A RESOLUTION AUTHORIZING AND RATIFYING THE LISTED EXPENDITURES, PUBLIC CONTRACTS, CONTRACT AMENDMENTS AND AGREEMENTS IN ACCORDANCE WITH CHAPTER 2.16 OF THE HILLSBORO MUNICIPAL CODE.

Motion was made by Dennis, seconded by Andrews, to approve the Consent Agenda as presented. The motion passed unanimously with Dennis, Andrews, Johnson and Carleson voting in favor.

2. PRESENTATIONS AND APPOINTMENTS:

A. Presentation of a check to the City Council for funds raised to help construct the Woodland Pond Pavilion at Rood Bridge Park by Don Suhrbier, President of the Hillsboro Community Foundation.

Don Suhrbier presented the check to Mayor Hughes, described the project and introduced Lloyd Baron, the namesake and organizer of the rhododendron garden in Rood Bridge Park. The City Council approved the cultivation of the rhododendron garden in 1963. Mr. Baron raised the $75,889 for the new pavilion from various donors.

B. Reappointments to Hillsboro 2020 Vision Implementation Committee

Ellen Conley	(term ending 9/01/10)
Cece Clitheroe	(term ending 9/01/10)
Paul Danko	(term ending 9/01/10)
Jen Davis	(term ending 9/01/08)
Bernie Kuehn	(term ending 9/01/09)
Deanna Palm	(term ending 9/01/10)
Denzil Scheller	(term ending 9/01/10)
Jimi Smith	(term ending 9/01/10)
Brian Vaughn	(term ending 9/01/10)

Motion was made by Johnson, seconded by Dennis, to confirm the Mayor's appointments. The motion passed unanimously with Andrews, Johnson, Carleson and Dennis voting in favor.

3. WAIVER OF ORDINANCE READINGS:

A. None scheduled.

4. PUBLIC HEARINGS:

A. None.

5. UNFINISHED BUSINESS:

A. None.

6. NEW BUSINESS:

A. Consider Park Commission recommendation to award a public improvement contract with Paul Brothers, Inc. in the amount of $1,023,297.95 for the construction of Magnolia Park and authorize the Mayor and City Recorder to execute the documents.

Kevin Smith, Parks and Recreation Department, presented a staff report. The new park is located off Walker Road, south of Cornell Road and east of 185th.

Motion was made by Johnson, seconded by Dennis, to award a public improvement contract with Paul Brothers, Inc. in the amount of $1,023,297.95 for the construction of Magnolia Park and authorize the Mayor and City Recorder to execute the documents. The motion passed unanimously with Johnson, Carleson, Dennis and Andrews voting in favor.

B. Consider Park Commission recommendation to, acting as the Local Contract Review Board, authorize joining a cooperative purchasing agreement with Umatilla-Morrow ESD to allow sole-source contracting for Phase I of the 53rd Avenue Community Park project and authorize the Mayor and City Recorder to execute the documents. (Subject to City Attorney review)

Motion was made by Johnson, seconded by Carleson, to, acting as the Local Contract Review Board, authorize joining a cooperative purchasing agreement with Umatilla-Morrow ESD to allow sole-source contracting for Phase I of the 53rd Avenue Community Park project and authorize the Mayor and City Recorder to execute the documents (subject to City Attorney review). The motion passed unanimously with Carleson, Dennis, Andrews and Johnson voting in favor.

C. Consider request from Denzil Scheller that the City Council initiate an amendment to a section of the new Sign Code, to accommodate a new sign that will replace the old "Town Theater" sign. If request is approved, staff recommends scheduling a public hearing on September 18, 2007 to consider an ordinance amending Section 15.20.065 A.7.b of the Hillsboro Municipal Code.

Motion was made by Dennis, seconded by Johnson, to initiate an amendment to a section of the new Sign Code, to accommodate a new sign that will replace the old "Town Theater" sign and to schedule a public hearing on September 18, 2007 to consider an ordinance amending Section 15.20.065 A.7.b of the Hillsboro Municipal Code. The motion passed unanimously with Dennis, Andrews, Johnson and Carleson voting in favor.

D. Consider endorsement of liquor license application:

1. Northside Grocery, 506 NW Connell St. – Change of Ownership - Off-premises sales

Motion was made by Johnson, seconded by Carleson, to approve the endorsement as presented. The motion passed unanimously with Andrews, Johnson, Carleson and Dennis voting in favor.

7. COMMUNICATION AND NON-AGENDA ITEMS:

A. None.

8. ADVICE/INFORMATION ITEMS:

A. John Denver Tribute Concert and Fair: Free concert and renewable energy fair on Saturday, September 8, 2007 from 4 PM to 8 PM in the Civic Center Plaza.

ANNUAL COMMUNITY EVENTS:

B. Saturday Farmers' Market in Downtown Hillsboro: Every Saturday, May 5, 2007 through October 27, 2007 from 8 AM to 1:30 PM.

C. Tuesday Marketplace in Downtown Hillsboro: Every Tuesday, June 12, 2007 through August 28, 2007 from 5 PM to 8:30 PM:

D. Sunday Farmers' Market at Orenco Station: Every Sunday, May 13, 2007 through October 7, 2007 from 10 AM to 2 PM.

There being no further business to come before Council, the meeting was adjourned to work session at 7:16 PM

_____
Mayor

ATTEST: _____
City Recorder

1B
Fax'd
9/5

League of Oregon Cities

82nd ANNUAL CONFERENCE and BUSINESS MEETING

September 27-29, 2007 — Bend Riverhouse Hotel & Convention Center

Designation of Voting Delegate at Annual Business Meeting

The annual membership meeting will be held Saturday, September 29, at 8:00 a.m. Each city is entitled to cast one vote at the business meeting; however, all city officials are encouraged to attend the meeting.

Use this form to indicate those persons who will represent your city as a voting delegate and alternate delegate. The voting delegate or alternate should pick up a voting card at the Conference Registration Desk on Saturday morning prior to entering the business meeting. **NOTE**: Delegates may not vote without a voting card, and voting cards will be issued only to a person indicated on this form. Voting by proxy will not be permitted.

FOR THE CITY OF Hillsboro

VOTING DELEGATE:

Name Tom Hughes

Title Mayor

ALTERNATE:

Name Sarah Jo Chaplen

Title Assistant City Manager

Submitted by _____
(Signature)

Name _____

Title _____

Telephone Number _____

Return by **September 7** to:

League of Oregon Cities
P.O. Box 928
Salem, OR 97308
Fax: (503) 399-4863

1C

CITY OF HILLSBORO

Public Works Department, Engineering Division

September 4, 2007

To: Mayor and City Council

From: Tina Bailey, Project Manager

Re: VAC 07-04: Petition for Public Roadway Vacation
NW 229th Avenue north of Light Rail and south of Cherry Drive

---

Orenco III has has submitted a petition for the vacation of a reminent portion of right of way on NW 229th AVenue. Council has previously approved the vacation of a portion of this right of way. As defined in Section 164 of the Amended City Charter, the following information has been submitted:

1. Written consent of the owners of a majority of the frontage within the consent zone;

2. An affidavit of publication from the Argus, indicating that the notice of intent to petition the Council has been published;

3. A fee in the amount of $610.00;

4. A bond in the amount of $200.00 as set forth in Chapter 12.04.050 of the Municipal Code.

Please accept the petition and schedule a public hearing for the regular Council meeting on October 2, 2007. Prior to the public hearing, City staff will notify residents in the immediate area, utility companies, City departments and other public agencies for comment. An engineer's report will be available at the public hearing.

Attachments: Petition
Map

150 E Main Street
Hillsboro, Oregon 97123

Office: 681-6146
Fax: 681-6245

CONSENT FOR VACATION OF STREET OR ALLEY

To the Honorable Mayor and City Council of the City of Hillsboro, Oregon:

We, the undersigned, hereby consent to the vacation of that street or alley or portion thereof in the City of Hillsboro, as described in Exhibit "A", attached hereto. We hereby certify that we are the owners in fee simple or the real property indicated below.

Tax Map and Tax Lot numbers: 1N2 34AA 1100 1500

Signature	Signature
Tom Walsh	
Printed Name	Printed Name
Managing Member Orenco III LLC	
Representing	Representing
1100 NW Glisan, Suite 300	
Street Address	Address (if different)
Portland, Oregon. 97209	
City, State, Zip Code	City, State, Zip Code
503-973-5001	
Bus. Fax: 503-973-5009	
Telephone Number	Telephone Numbers

State of Oregon)
)
County of ~~Washington~~) MULTNOMAH

This instrument was acknowledged before me on July 23, 2007

by Tom Walsh

Cheryl Littlejohn
Notary Public of Oregon

My commission expires: 9-26-08

OFFICIAL SEAL
CHERYL LITTLEJOHN
NOTARY PUBLIC-OREGON
COMMISSION NO. 383595
MY COMMISSION EXPIRES SEPTEMBER 26, 2008

#383595

PETITION FOR VACATION OF STREET, ALLEY OR EASEMENT

TO THE HONORABLE MAYOR AND CITY COUNCIL OF THE CITY OF HILLSBORO, OREGON:

We, the undersigned, do hereby petition the City Council for the vacation of that street or alley or portion thereof as described in Exhibit _____ attached hereto. With this petition we have included an affidavit of publication for five weeks in a local newspaper; acknowledged signature(s) of the owner(s) in fee simple of a majority of the real property affected by the proposed vacation, as required by the Amended Charter of the City of Hillsboro, Oregon.

The vacation is being requested because:

If vacated, the land will revert to and become a part of the original lot or tract from which it was derived.

Tax lot and map number of petitioner's land:

1N2 34AA 1100, 1500 — Tax Lot Nos.

Orenco III LLC An Oregon Limited Liability Co. — Owner

7/23/07	
Signature Date	Signature Date
Walsh	
Signature	Signature
Tom Walsh	
Printed Name	Printed Name
Managing Member Orenco III LLC	
Representing	Representing
1100 NW GLISAN SUITE 300	
Street Address	Street Address
PORTLAND OR 97209	
City, State, Zip Code	City, State, Zip Code
503-973-5004	
Telephone Number	Telephone Number

No._____

In the _____Court of the

State of Oregon
for the
County of Washington

Affidavit of Publication
The Hillsboro Argus

Filed _____,20_____

_____
Clerk

_____
Deputy

From the Office of

_____

_____

Attorney for _____

_____

NOTICE OF INTENT TO PETITION FOR VACATION OF A PUBLIC STREET

Notice is hereby given pursuant to Section 164, Chapter XV of the Amended Charter of the City of Hillsboro, Oregon, that a petition requesting vacation of a public street will be presented to the Hillsboro City Council at its regular meeting of September 4, 2007.

The portion of said public street is described as follows: A portion of N.E. 229th Avenue in the Northeast one-quarter of Section 34, Township 1 North, Range 2 West, of the Willamette Meridian, City of Hillsboro, Washington County, Oregon, being more particularly described as follows: Beginning at the Southeast corner of Parcel 2 of Partition Plat No. 2002-006, Washington County survey records, being the southwest corner of that portion of N.W. 229th Avenue vacated by City of Hillsboro Ordinance No. 5505; thence along the southerly boundary line of said right-of-way vacation, along a 2894.93 foot radius curve (the radius point bears South 6° 14' 29" West), concave southerly, through a central angle of 1° 11' 47", 60.45 feet, (the chord bears South 83° 09' 37" East, 60.45 feet) to a point on the East right-of-way line of N.W. 229th Avenue; [illegible] 229th Avenue; thence leaving said Tri-Met line, along said right-of-way line, North 0° 09' 55" west, 23.14 feet to the point of beginning.

(July 31; Aug. 7, 14, 21, 2007)

Affidavit of Publication

STATE OF OREGON, COUNTY OF WASHINGTON, ss.

I, Gary B. Stutzman, being first duly sworn, depose and say that I am the Managing Editor of THE HILLSBORO ARGUS, a newspaper of general circulation as defined by ORS 193.010 and 193.020; printed and published at Hillsboro, in the aforesaid county and state; that the Notice of Intent to Petition, a printed copy of which is hereto annexed, was published in the entire issue of said newspaper for four insertion(s) in the following issue(s):
July 31; August 7, 14, 21, 2007

Gary B. Stutzman

Subscribed and sworn to before me this 23rd day of August, 2007.

Eydie Elliott Lohse

OFFICIAL SEAL
EYDIE ELLIOTT-LOHSE
NOTARY PUBLIC-OREGON
COMMISSION NO. 390406
MY COMMISSION EXPIRES MAY 6, 2009

CITY OF HILLSBORO
150 E.Main Street
Hillsboro, Oregon 97123
Phone: 503.681.6100
Fax: 503.681.6213
www.ci.hillsboro.or.us

Receipt number:	30357
Date:	8/24/2007
Name:	WALSH INVESTMENT CO
Amount:	810.00
Form of payment:	Check

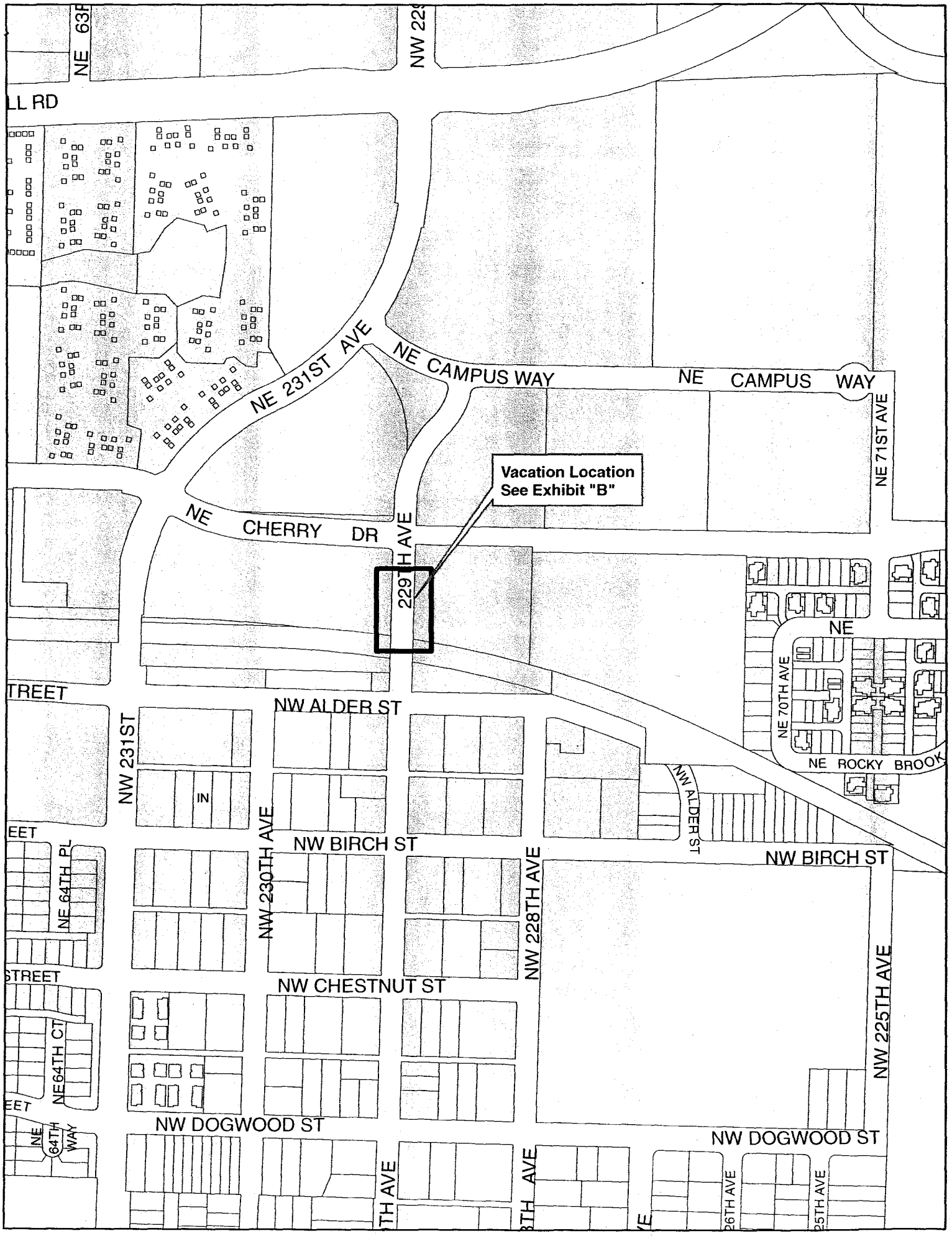
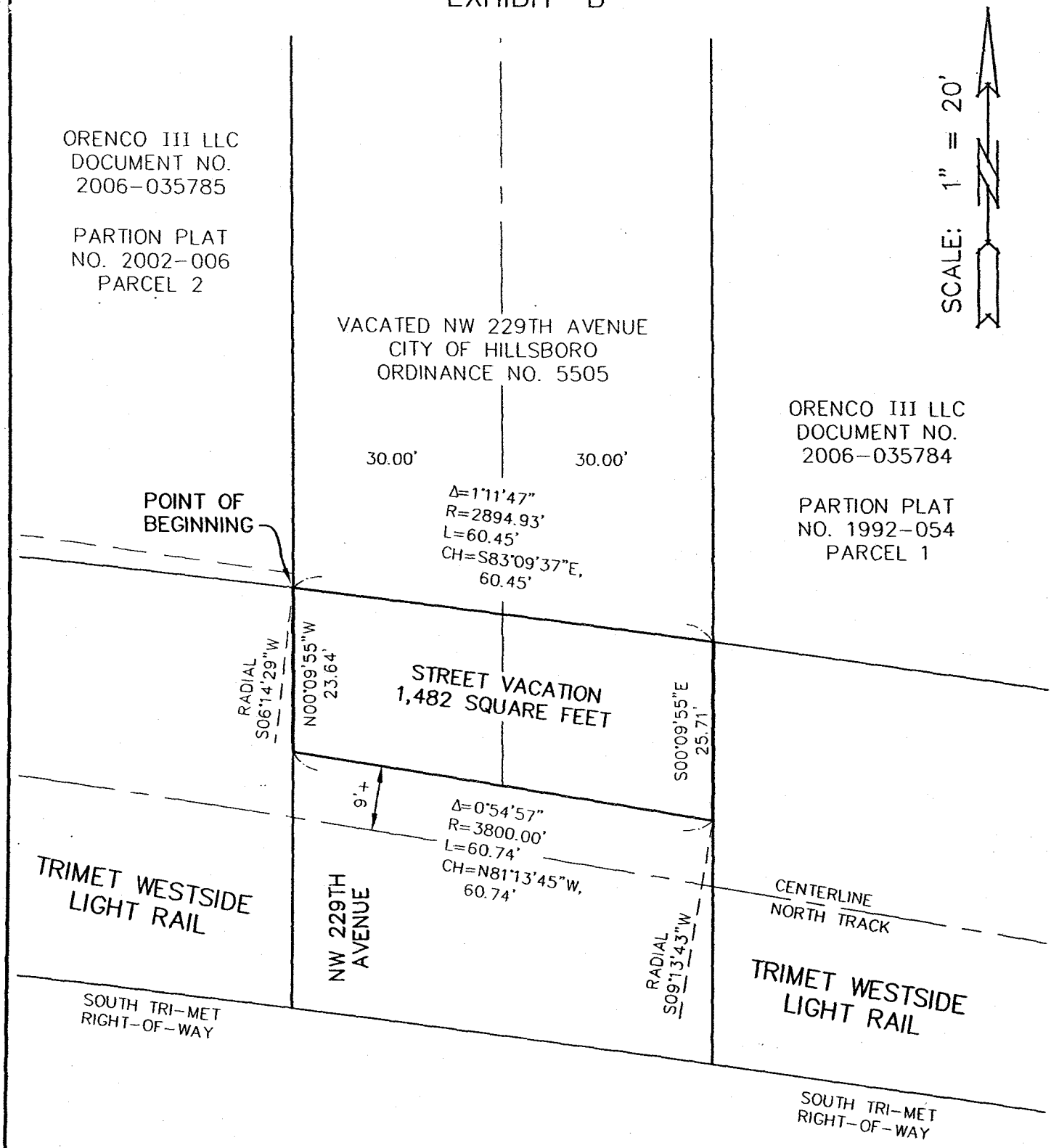

NE 63R
NW 229
LL RD
NE 231ST AVE
NE CAMPUS WAY
NE CAMPUS WAY
NE 71ST AVE
Vacation Location
See Exhibit "B"
NE CHERRY DR
229TH AVE
NE
NE 70TH AVE
NE ROCKY BROOK
TREET
NW ALDER ST
NW 231ST
IN
NW ALDER ST
EET
NW BIRCH ST
NW BIRCH ST
NE 64TH PL
NW 230TH AVE
NW 228TH AVE
STREET
NW CHESTNUT ST
NW 225TH AVE
NE64TH CT
EET
NW DOGWOOD ST
NW DOGWOOD ST
NE 64TH WAY
TH AVE
TH AVE
26TH AVE
25TH AVE

EXHIBIT "B"



DRAWN BY: MEM DATE: 2-15-07

REVIEWED BY: MRG DATE: 2-15-07

PROJECT NO.: 814-002

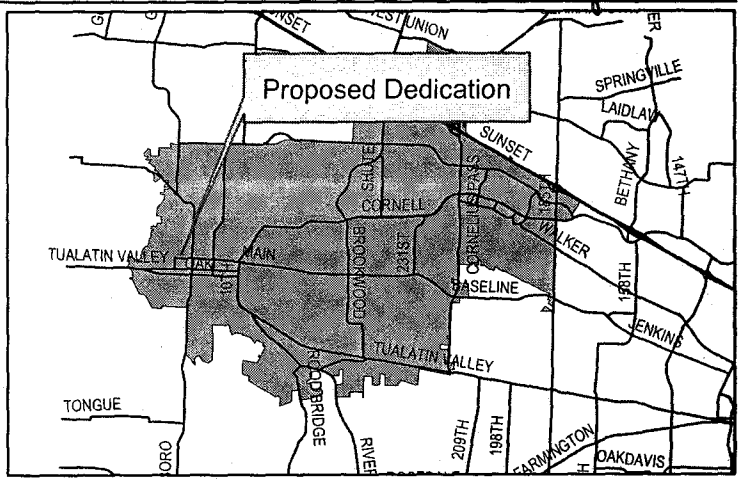
SCALE: 1"=20'

alpha
COMMUNITY DEVELOPMENT

N:\proj\814-001\dwg\survey\814001SKC5.dwg - SHEET: Layout1-8x11 Apr 11, 2007 - 2:57pm rbsu

CITY OF HILLSBORO

Sent to Eng 1D



N

NTS

September 4, 2007

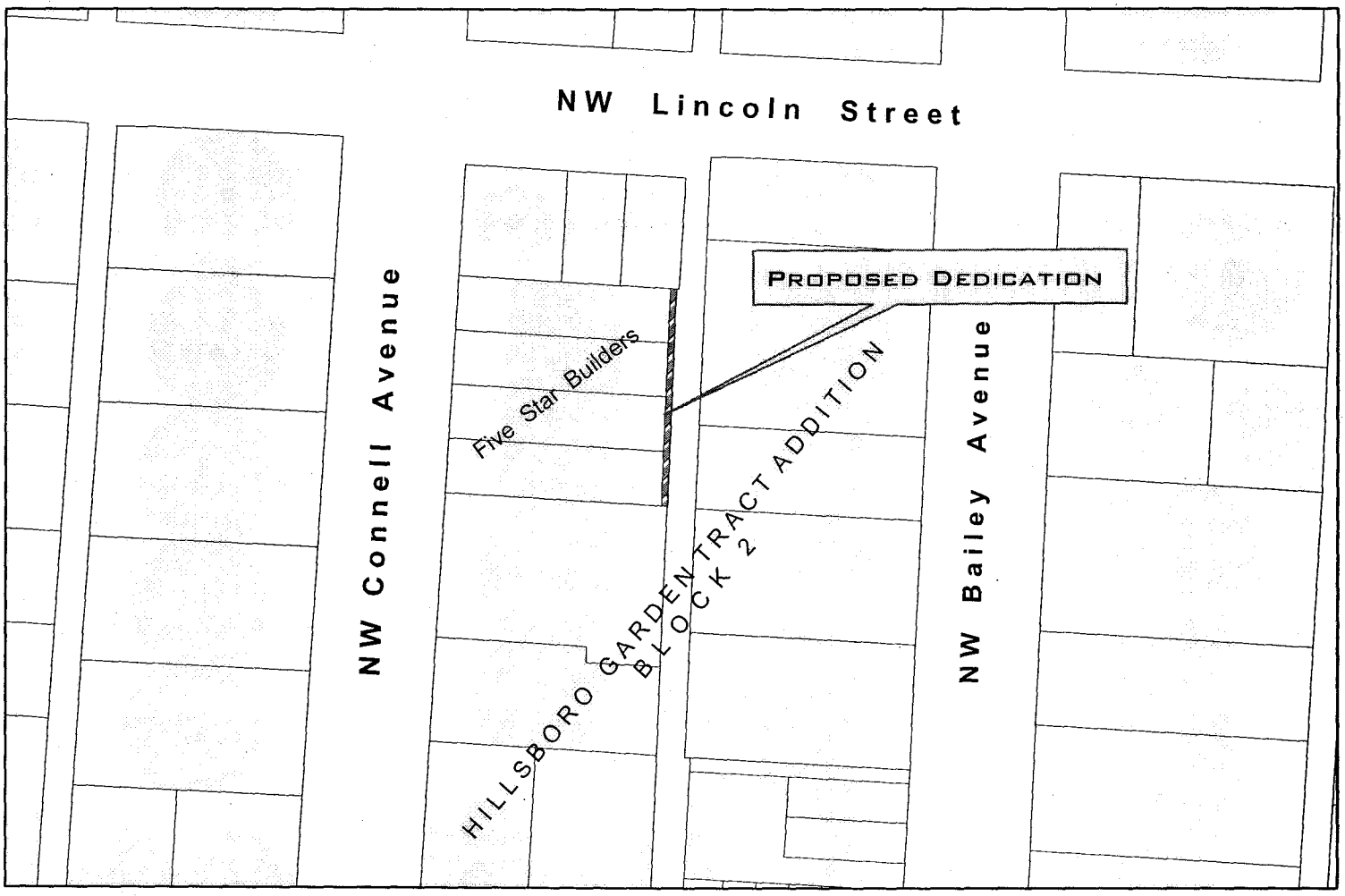
TO: Mayor and City Council

FROM: Michael Filicky, City Surveyor

RE: Dedication of additional public right-of-way along a portion of the west side of north-south Alley in Block 2, Hillsboro Garden Tract Addition.

Five Star Builders has developed several properties with frontage on NE Connell Avenue. The properties are served by an alley in the rear. As a result of the Station Area Community Planning rules, the alley requires an additional public right-of-way dedication of 3.0 feet. This brings the total half width to10.0 feet. The owner of the properties, Five Star Builders, Inc, has elected to dedicate the strip to fulfill their obligation.

Transportation Committee recommends acceptance of the dedication.



After recording, return to:
City of Hillsboro Engineering Division
Attn: Mike Filicky
150 East Main Street
Hillsboro, OR 97123

Until a change is requested, all
Tax statements shall be sent to:
City of Hillsboro
150 East Main Street
Hillsboro, OR 97123

DEDICATION DEED

Five Star Builders, Inc., an Oregon corporation, Grantor(s), conveys and warrants to the CITY OF HILLSBORO, an Oregon municipal corporation, Grantee, the real property described in Exhibit A, free from all monetary liens or encumbrances. The real property shall be used only for public street, public utility, and / or other public purposes deemed appropriate by Grantee. This conveyance is a dedication. The true consideration for this conveyance consists of other property or other value given or promised.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IN ANY , UNDER ORS 197.352.THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN O.R.S. 30.930 AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IN ANY, UNDER ORS 197.352

Dated as of July 24, 2007

Five Star Builders, Inc

By: _____

Its: PRES.

STATE OF Oregon)
) ss
County of Washington)

This instrument was acknowledged before me by Gregory Hewes as President of Five Star Builders, Inc. on the 24 day of July, 2007

Christa R Burgess
Notary Public for Oregon
My commission expires: April 26, 2009

OFFICIAL SEAL
CHRISTINA R BURGESS
NOTARY PUBLIC - OREGON
COMMISSION NO. 392158
MY COMMISSION EXPIRES APR. 26, 2009

APPROVAL AND ACCEPTANCE BY THE CITY OF HILLSBORO

The City Council of the City of Hillsboro hereby approves and accepts the foregoing dedication this _____ day of _____, 2007

_____
Mayor

ATTEST: _____
City Recorder

EXHIBIT A

Alley Dedication description

LaBalle PLA

The East 3.00 feet of Lots 9, 10, 11, and of the South 10 feet of Lot 12, Block 2, Garden Tract Addition, in the City of Hillsboro, Washington County, Oregon, being more particularly described as follows:

Beginning at a 5/8" iron rod with a yellow plastic cap marked "K.DOHERTY" that is N89°22'51"W 3.00 feet from the SE corner of said Lot 9, Garden Tract Addition, and running thence N 0°39'46"E parallel with the East lines of lots 9, 10, 11 and 12, Garden Tract Addition, a distance of 100.04 feet to a 5/8" iron rod with a yellow plastic cap marked "HERTEL LS 1896"; thence S89°21'10"E parallel with the North line of Lot 12, Garden Tract Addition, a distance of 3.00 feet to a 5/8" iron rod with a yellow plastic cap marked "HERTEL LS 1896"; thence S 0°39'46"W along the East lines of lots 9, 10, 11 and 12, Garden Tract Addition a distance of 100.04 feet to the Point of Beginning, containing 300 square feet, more or less.

REGISTERED
PROFESSIONAL
LAND SURVEYOR

OREGON
JANUARY 16, 1996
KELLY D. DOHERTY
2738

Expires 12/31/07

6-23 Labelle townhouses

K2 Surveying

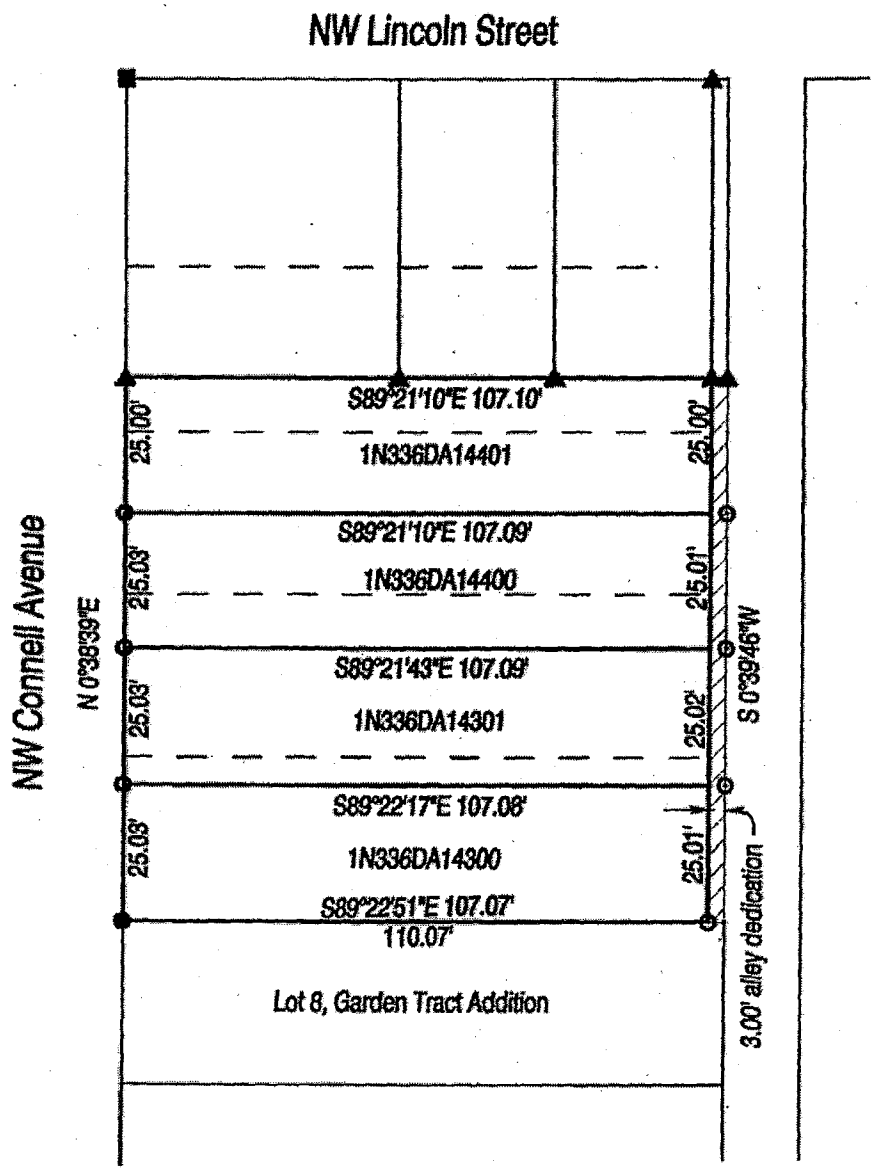
Alley dedication description

Printed on 05/29/07

Alley dedication map for

Shane LaBelle

in Lots 9, 10, 11 and the South 10' of Lot 12, Block 2 Garden Tract Addition in the SE 1/4 of Section 36,
in Township 1 North, Range 3 West of the Willamette Meridian in the City of Hillsboro, Washington County, Oregon
May 27, 2007



Scale
1" = 30'

Based on SN 30630

REGISTERED
PROFESSIONAL
LAND SURVEYOR
OREGON
JANUARY 16, 1996
KELLY D. DOHERTY
2738
Expires 12/31/07

K2 Surveying
Kelly D. Doherty, PLS
39182 Golden Valley Dr.
Lebanon, OR 97355
(541) 451-1851

1E

CITY OF HILLSBORO

August 30, 2007

STAFF REPORT

TO: City Council

FROM: Planning Department

RE: Request for Street Name Change –
File No. SN 2-07: SW Davis Road to SE Davis Road

BACKGROUND

In June 2007, Washington County transferred jurisdiction of a portion of SW Davis Road to the City of Hillsboro. The identification of the right-of-way as SW Davis Road is inconsistent with the City's street naming system.

On August 22, 2007, the Planning Commission reviewed a request from City Staff to rename the street segment, as shown on the attached map, as SE Davis Road. Renaming the street segment will increase safety and make the City's street grid more consistent.

REQUEST

ORS 227.120 sets forth the procedure and approval process for naming or renaming streets. The procedure requires a recommendation from the Planning Commission to the City Council for the renaming of any existing street, highway, or road, other than a County road. Upon receiving the Commission's recommendation, the Council is then required to schedule a public hearing to consider the matter.

Pursuant to ORS 227.120, the Planning Staff requests that the Council receive the Planning Commission's recommendation, and schedule a public hearing for the October 2, 2007 meeting to consider renaming the subject public street segment as SE Davis Road.

Respectfully submitted,

CITY OF HILLSBORO PLANNING DEPARTMENT

Dawn Duray

Dawn Duray
Urban Planner I

Attachments: PC Resolution No. 1625-P
Exhibit A: Vicinity Map

PLANNING COMMISSION

RESOLUTION NO. 1625-P
SN 2-07: SW DAVIS ROAD TO SE DAVIS ROAD

A RESOLUTION TO THE CITY COUNCIL RECOMMENDING THAT A PORTION OF SW DAVIS ROAD BE RENAMED TO SE DAVIS ROAD.

WHEREAS, the jurisdiction of a section of right-of-way was transferred from Washington County to the City of Hillsboro, and

WHEREAS, the identification of the right-of-way as SW Davis Road is inconsistent with the City's street naming system, and

WHEREAS, ORS 227.120 sets forth the procedure for naming and renaming streets and requires the Planning Commission to forward a recommendation to the City Council to hold a public hearing on the proposed street name, and

WHEREAS, naming the street segment east of SE Brookwood Avenue and west of SW 234th Avenue would alleviate potential confusion and provide better emergency service, and

WHEREAS, the Planning Commission considered this matter on August 22, 2007, and supports the proposed street name change as acceptable and appropriate.

NOW, THEREFORE BE IT RESOLVED by the City of Hillsboro Planning Commission that the Commission by and through this resolution hereby recommends that the City Council schedule a public hearing, at a time the Council deems appropriate, to consider naming the street segment identified on Exhibit A as SE Davis Road.

Introduced and passed this 22nd day of August, 2007.

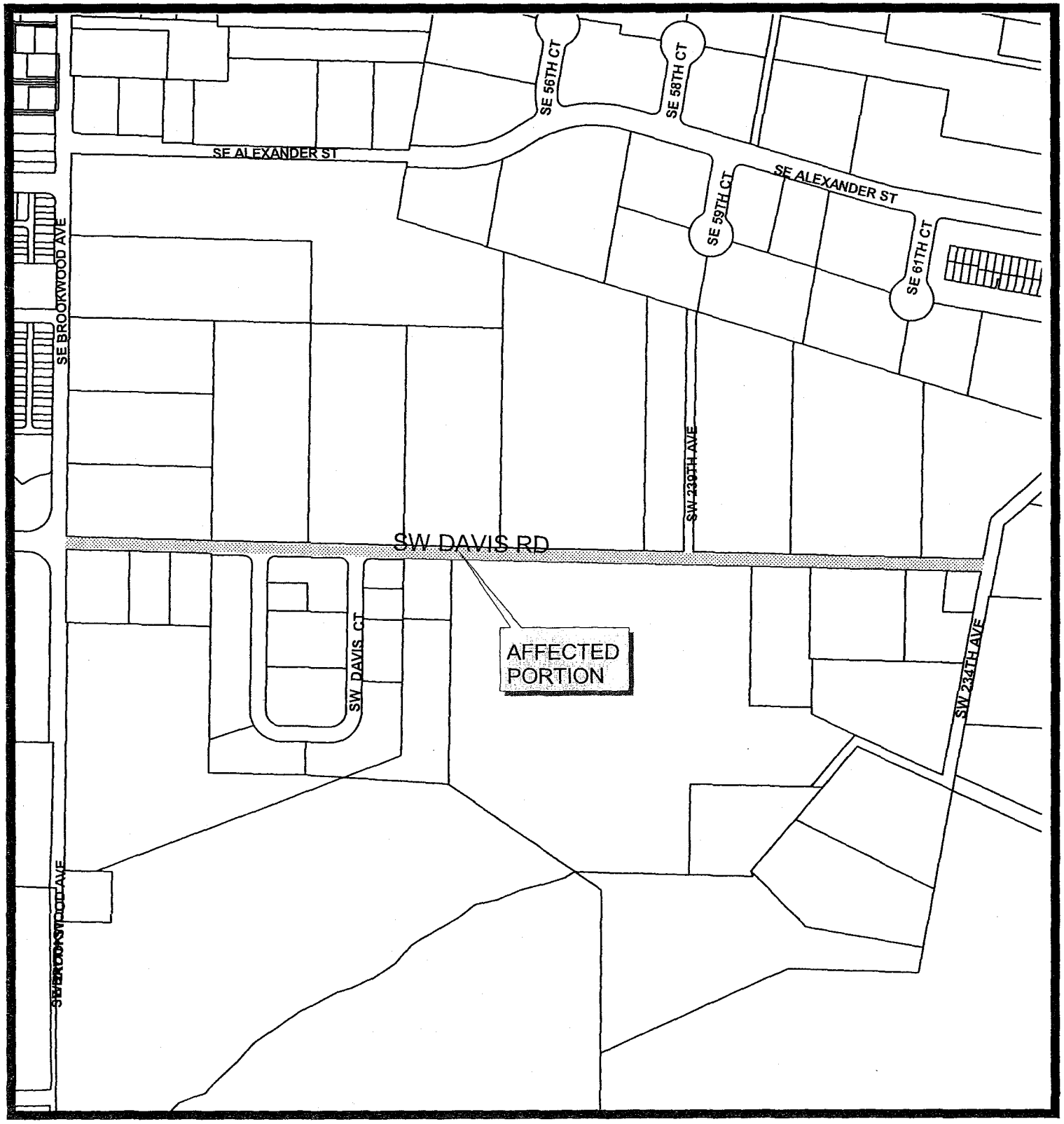
Vice-President

ATTEST:
Secretary

EXHIBIT 'A'

SN 2-07: SW DAVIS RD TO SE DAVIS RD

VICINITY MAP



1F

RESOLUTION NO. 2222

A RESOLUTION AUTHORIZING AND RATIFYING ~~THE~~ LISTED EXPENDITURES, PUBLIC CONTRACTS, CONTRACT AMENDMENTS AND AGREEMENTS IN ACCORDANCE WITH CHAPTER 2.16 OF THE HILLSBORO MUNICIPAL CODE.

WHEREAS, any public contract not previously awarded by the City Council is not authorized until the City Council passes a resolution, and

WHEREAS, a City of Hillsboro contract is not effective to bind the City until the Mayor signs the contract or an order approving execution of the contract and that execution or order is attested to by the City Recorder,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HILLSBORO AS FOLLOWS:

Section 1. The contracts to make the expenditures listed in the attached Schedule A and the individual expenditures in that schedule are authorized and ratified.

Section 2. Any contract or contract amendment listed on Schedule B, which has not been previously awarded by the City Council, is authorized and ratified.

Section 3. No contract or contract amendment authorized by this resolution shall be binding upon the City of Hillsboro until it is signed by the Mayor or the execution is ratified by an order of the Mayor and the signature or order is attested to by the City Recorder.

Introduced and passed this 4 day of September, 2007

_____

Mayor

ATTEST: _____

City Recorder

ORDER NO. 26
(Ref. Resolution No. 2222)

AN ORDER OF THE MAYOR OF THE CITY OF HILLSBORO AUTHORIZING AND RATIFYING EXPENDITURES, CONTRACTS, CONTRACT AMENDMENTS AND OTHER AGREEMENTS.

WHEREAS, any public contract not previously awarded by the City Council is not authorized until the City Council passes a resolution, and

WHEREAS, the City Council has adopted Resolution No. 2222, date 9/4/2007 authorizing the expenditures listed in Schedule A and the contracts and contract amendments listed in Schedule B, attached to this order and incorporated herein, and

WHEREAS, a contract is not effective to bind the City until the Mayor signs an order approving the contract and that order is attested to by the City Recorder, and,

WHEREAS, the Mayor has delegated authority to execute the contracts and contract amendments listed in Schedule B and wishes to authorize and ratify the execution of those agreements,

IT IS HEREBY ORDERED THAT:

Section 1. The execution of the contracts, contract amendments and agreements to expend money listed in Schedule B and the expenditures listed in Schedule A are ratified and authorized. These listed expenditures, contracts, contract amendments and agreements are considered to be signed by the Mayor and attested to by the City Recorder.

Section 2. A copy of this Order shall be attached to and be a part of each of the contracts, contract amendments, agreements listed in Schedule B and attached to the expenditure list in Schedule A.

Ordered by the Mayor this 4 day of September , 2007

_____
Mayor

ATTEST:_____
City Recorder

Schedule A

CHK-#	VND-#	NAME	TYPE	CHECK-DT	CHECK-AMT	:NOTE
196885	35290	GARBARINO DISPOSAL/RECYCLING SERV INC	COMPUTER-GEN	08/23/07	1,239.99	
196886	36467	GEORGIE'S CERAMIC & CLAY INC	COMPUTER-GEN	08/23/07	577.98	
196887	40064	HACH COMPANY	COMPUTER-GEN	08/23/07	576.60	
196888	41127	HANK'S THRIFTWAY DBA	COMPUTER-GEN	08/23/07	976.65	
196889	43670	HENDERSON TURF & WEAR INC	COMPUTER-GEN	08/23/07	421.05	
196890	44541	HILLSBORO CHAMBER OF COMMERCE INC	COMPUTER-GEN	08/23/07	312.00	
196891	44795	H&W EMERGENCY VEHICLES INC	COMPUTER-GEN	08/23/07	693.40	
196892	45252	HONEY BUCKETS (DBA)	COMPUTER-GEN	08/23/07	659.83	
196893	47696	INT'L ASSOC OF FIRE FIGHTERS	COMPUTER-GEN	08/23/07	4,550.00	
196894	48400	J & L JAIME	COMPUTER-GEN	08/23/07	45.00	
196895	74153	PORTLAND PATROL INC	COMPUTER-GEN	08/23/07	6,462.57	
196896	74163	PORTLAND GENERAL ELECTRIC	COMPUTER-GEN	08/23/07	228,442.03	
196897	74196	POSTMASTER - HLSB BRANCH	COMPUTER-GEN	08/23/07	4,000.00	
196898	74659	PROFESSIONAL & BUDGET DRY CLEANERS DBA	COMPUTER-GEN	08/23/07	252.25	
196899	76315	REEVE KEARNS PC	COMPUTER-GEN	08/23/07	603.40	
196900	76335	CAROL REICH	COMPUTER-GEN	08/23/07	49.95	
196901	76340	ROY RENNER TRUCKING	COMPUTER-GEN	08/23/07	1,785.60	
196902	86398	SPIESSCHAERT ENTERPRISES	COMPUTER-GEN	08/23/07	1,620.65	
196903	90120	TALBOT, KORVOLA & WARWICK	COMPUTER-GEN	08/23/07	23,900.00	
196904	92520	TVWD - INVOICES	COMPUTER-GEN	08/23/07	9,839.20	
196905	92540	TYLER TECHNOLOGIES INC	COMPUTER-GEN	08/23/07	3,450.00	
196906	93054	THE UPS STORE #826	COMPUTER-GEN	08/23/07	62.47	
196907	93351	VEICON TECHNOLOGY INC	COMPUTER-GEN	08/23/07	19,670.00	
196908	94949	WASHINGTON CO CONSOLIDATED COMM AGENCY	COMPUTER-GEN	08/23/07	115,106.87	
196909	94976	WASHINGTON COUNTY FINANCE DIVISION	COMPUTER-GEN	08/23/07	6,175.93	

TOTAL COMPUTER GN 671,495.33

TOTAL DISBURSEMENTS 671,495.33

CHK-#	VND-#	NAME	TYPE	CHECK-DT	CHECK-AMT	:NOTE
196860	8845	GOALSETTER SYSTEMS	COMPUTER-GEN	08/23/07	297.92	
196861	8846	NORA HERNANDEZ-HANSEN	COMPUTER-GEN	08/23/07	50.00	
196862	8847	FROM AND STRUCTURE INC	COMPUTER-GEN	08/23/07	1,310.00	
196863	8848	P & C CONSTRUCTION	COMPUTER-GEN	08/23/07	24.00	
196864	10890	ALPHAGRAPHICS (DBA)	COMPUTER-GEN	08/23/07	137.00	
196865	10905	AMAZON.COM LLC	COMPUTER-GEN	08/23/07	42.32	
196866	11720	ASAP SOFTWARE	COMPUTER-GEN	08/23/07	11,796.25	
196867	11835	AT&T	COMPUTER-GEN	08/23/07	1,558.25	
196868	20223	CALIFORNIA CONTRACTORS	COMPUTER-GEN	08/23/07	957.60	
196869	21316	CASCADE OCCUPATIONAL MEDICINE	COMPUTER-GEN	08/23/07	683.70	
196870	21327	CB DELI	COMPUTER-GEN	08/23/07	73.90	
196871	22112	CHEVRON USA	COMPUTER-GEN	08/23/07	80.67	
196872	23590	COMCAST CABLE	COMPUTER-GEN	08/23/07	95.00	
196873	23680	CONCORD PIANO	COMPUTER-GEN	08/23/07	60.00	
196874	23995	COOK PAGING OR (DBA)	COMPUTER-GEN	08/23/07	11.27	
196875	25546	CTS ENGINEERS	COMPUTER-GEN	08/23/07	1,815.00	
196876	25720	L N CURTIS & SONS CORP	COMPUTER-GEN	08/23/07	3,920.37	
196877	26090	DANNER SHOE MFG CO	COMPUTER-GEN	08/23/07	249.00	
196878	26177	DAY WIRELESS SYSTEMS INC	COMPUTER-GEN	08/23/07	630.00	
196879	27940	DIVERSIFIED PRINTERS INK LLC	COMPUTER-GEN	08/23/07	892.00	
196880	30480	EMPLOYERS OVERLOAD (DBA)	COMPUTER-GEN	08/23/07	8,608.89	
196881	31985	EXTREME NETWORKS	COMPUTER-GEN	08/23/07	23,976.92	
196882	33325	FISHER IMPLEMENT CO	COMPUTER-GEN	08/23/07	237.50	
196883	33685	FOREST GROVE HONDA	COMPUTER-GEN	08/23/07	7.55	
196884	33704	FORM IDEAS INC	COMPUTER-GEN	08/23/07	984.25	

CHK-#	VND-#	NAME	TYPE	CHECK-DT	CHECK-AMT	:NOTE
196835	8112	ROSE CITY MESSENGER SERVICE INC	COMPUTER-GEN	08/23/07	47.50	
196836	8407	INT'L ASSOC FOR PUBLIC PARTICIPATION	COMPUTER-GEN	08/23/07	200.00	
196837	8502	STEVEN HOGBERG	COMPUTER-GEN	08/23/07	29.00	
196838	8748	ABC TRANSCRIPTION SERVICES	COMPUTER-GEN	08/23/07	671.75	
196839	8823	ALFREDA CNOSSEN	COMPUTER-GEN	08/23/07	141.00	
196840	8824	REDDY SREEWIVASA	COMPUTER-GEN	08/23/07	47.91	
196841	8825	JLS CUSTOM HOMES	COMPUTER-GEN	08/23/07	51.96	
196842	8826	ROBYN MAUGHAN	COMPUTER-GEN	08/23/07	120.09	
196843	8827	AMBERGLEN TOWN HOMES LLC	COMPUTER-GEN	08/23/07	38.18	
196844	8828	JASON BLOUT	COMPUTER-GEN	08/23/07	131.25	
196845	8829	SIMYAH FISAL	COMPUTER-GEN	08/23/07	7.00	
196846	8830	DAREEN HANIYAH	COMPUTER-GEN	08/23/07	7.00	
196847	8831	JAMES BUSH	COMPUTER-GEN	08/23/07	15.00	
196848	8832	NAVY KHAUV	COMPUTER-GEN	08/23/07	29.00	
196849	8833	BARBARA NORRIS	COMPUTER-GEN	08/23/07	29.00	
196850	8834	KEVIN CULLIGAN	COMPUTER-GEN	08/23/07	29.00	
196851	8835	RICKY EDMISTON	COMPUTER-GEN	08/23/07	15.00	
196852	8836	BARBARA HOUGEN	COMPUTER-GEN	08/23/07	29.00	
196853	8837	ADVANTAGE NORTHWEST	COMPUTER-GEN	08/23/07	720.19	
196854	8838	SIMPLE RTS	COMPUTER-GEN	08/23/07	160.00	
196855	8840	VELMA A RODRIGUEZ	COMPUTER-GEN	08/23/07	70.00	
196856	8841	VICTOR JOHNSON WORLD HEADQUARTERS	COMPUTER-GEN	08/23/07	80.00	
196857	8842	WERBIN WEST CONTRACTING INC	COMPUTER-GEN	08/23/07	109,410.55	
196858	8843	ROGER LANGELIERS CONSTRUCTION	COMPUTER-GEN	08/23/07	35,694.85	
196859	8844	CASANDRA CLARK	COMPUTER-GEN	08/23/07	7.00	

PAYABLES CHECK REGISTER BOOKKEEPING DISBURSEMENT DATE 08/23/07 GF20060 PAGE 1

CHK-#	VND-#	NAME	TYPE	CHECK-DT	CHECK-AMT	:NOTE
196810	679	EILEEN S KANE	COMPUTER-GEN	08/23/07	375.00	
196811	1253	PORTLAND GENERAL ELECTRIC	COMPUTER-GEN	08/23/07	542.65	
196812	1295	LARRY SMITH	COMPUTER-GEN	08/23/07	216.00	
196813	1731	OREGON ASSOC FOR COURT ADMINISTRATION	COMPUTER-GEN	08/23/07	50.00	
196814	1880	TV FIRE & RESCUE	COMPUTER-GEN	08/23/07	2,084.85	
196815	3016	TODD FREDERICK WEBER	COMPUTER-GEN	08/23/07	28.00	
196816	3493	PITNEY BOWES PURCHASE POWER	COMPUTER-GEN	08/23/07	500.00	
196817	3646	ROANN DEL GRECO	COMPUTER-GEN	08/23/07	32.98	
196818	3658	THE ROSEBUD AGENCY	COMPUTER-GEN	08/23/07	1,200.00	
196819	3754	FRANK DIMARCO PHOTOGRAPHY	COMPUTER-GEN	08/23/07	600.00	
196820	3820	HORNE AUDIO INC	COMPUTER-GEN	08/23/07	6,000.00	
196821	3969	AMATO COMMUNICATIONS	COMPUTER-GEN	08/23/07	17,309.75	
196822	4116	ROBERT'S WINDOW CLEANING SERVICE	COMPUTER-GEN	08/23/07	750.00	
196823	4561	OLINGER TRAVEL HOMES	COMPUTER-GEN	08/23/07	1,489.01	
196824	5226	CONTRACTS & CAREERS INC	COMPUTER-GEN	08/23/07	175.75	
196825	5288	VERIZON - BALTIMORE	COMPUTER-GEN	08/23/07	696.35	
196826	5381	TRUDI COGGINS	COMPUTER-GEN	08/23/07	153.60	
196827	5602	WINSLOW BROOKS	COMPUTER-GEN	08/23/07	94.55	
196828	5875	ASSOCIATED BUSINESS SYSTEMS	COMPUTER-GEN	08/23/07	190.50	
196829	6462	AMIT PALIWAL	COMPUTER-GEN	08/23/07	107.00	
196830	6640	LRS ARCHITECTS INC	COMPUTER-GEN	08/23/07	475.79	
196831	7282	BONNIE BURBIDGE	COMPUTER-GEN	08/23/07	184.00	
196832	7573	APRIL VERCH	COMPUTER-GEN	08/23/07	250.00	
196833	7928	PAUL HESS	COMPUTER-GEN	08/23/07	35.54	
196834	8012	JENNIFER STICKA	COMPUTER-GEN	08/23/07	200.00	

PAYABLES CHECK REGISTER BOOKKEEPING DISBURSEMENT DATE 08/24/07 GF20060 PAGE 1

CHK-#	VND-#	NAME	TYPE	CHECK-DT	CHECK-AMT	:NOTE
196910	8624	BERNHARDT GOLF	COMPUTER-GEN	08/24/07	404,719.00	

TOTAL COMPUTER GN 404,719.00

TOTAL DISBURSEMENTS 404,719.00

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PAYABLES CHECK REGISTER BOOKKEEPING DISBURSEMENT DATE 08/14/07 GF20060 PAGE 1

CHK-#	VND-#	NAME	TYPE	CHECK-DT	CHECK-AMT	:NOTE
196568	8815	FIRST AMERICAN TITLE INS OF OREGON	COMPUTER-GEN	08/14/07	100,000.00	

TOTAL COMPUTER GN 100,000.00

TOTAL DISBURSEMENTS 100,000.00

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PAYABLES CHECK REGISTER BOOKKEEPING DISBURSEMENT DATE 08/16/07 GF20060 PAGE 1

CHK-#	VND-#	NAME	TYPE	CHECK-DT	CHECK-AMT	:NOTE
196569	168	HENRY PRATT CO	COMPUTER-GEN	08/16/07	123.98	
196570	428	PROJECT WET INTERNATIONAL FOUNDATION	COMPUTER-GEN	08/16/07	1,270.87	
196571	433	CLEAN WATER SERVICES	COMPUTER-GEN	08/16/07	621.66	
196572	934	WESTERN WASHINGTON COUNTY TRAINING ASC	COMPUTER-GEN	08/16/07	125.00	
196573	1161	WASHINGTON COUNTY LAND USE & TRANSPTN	COMPUTER-GEN	08/16/07	30.25	
196574	1252	POLLARDWATER.COM (DBA)	COMPUTER-GEN	08/16/07	117.18	
196575	1254	QUALITY CHAIN CORP	COMPUTER-GEN	08/16/07	110.44	
196576	1262	WEIGHT WATCHERS	COMPUTER-GEN	08/16/07	14.95	
196577	1396	DARREN KANGAS	COMPUTER-GEN	08/16/07	36.00	
196578	1629	TENNANT SALES AND SERVICE CO	COMPUTER-GEN	08/16/07	958.40	
196579	1803	JIM DERRICKSON	COMPUTER-GEN	08/16/07	36.00	
196580	1989	DAVID KANGAS	COMPUTER-GEN	08/16/07	50.00	
196581	2098	SUZANNE LINNEEN MASSAR	COMPUTER-GEN	08/16/07	437.97	
196582	2359	WESTSIDE ROCK INC	COMPUTER-GEN	08/16/07	364.27	
196583	2676	UNIFIRE POWER BLOWERS INC	COMPUTER-GEN	08/16/07	225.45	
196584	2732	KEY-SEC SECURITY SERVICES	COMPUTER-GEN	08/16/07	67.50	
196585	2988	GAIL'S GUIDES	COMPUTER-GEN	08/16/07	23.26	
196586	3027	KARI SKINNER	COMPUTER-GEN	08/16/07	25.00	
196587	3039	JUSTIN HUBBENETTE	COMPUTER-GEN	08/16/07	50.00	
196588	3214	STEVE'S MACHINING	COMPUTER-GEN	08/16/07	571.43	
196589	3244	TREETOP PUBLISHING	COMPUTER-GEN	08/16/07	64.20	
196590	3513	R S TECHICAL SERVICES INC	COMPUTER-GEN	08/16/07	329.72	
196591	3623	U S BANK	COMPUTER-GEN	08/16/07	254.87	
196592	3631	MOTOSPORT MOTORCYCLES INC	COMPUTER-GEN	08/16/07	31,916.00	
196593	3836	STAGES NORTHWEST INC	COMPUTER-GEN	08/16/07	4,510.00	

CHK-#	VND-#	NAME	TYPE	CHECK-DT	CHECK-AMT	:NOTE
196594	3897	LAW ENFORCEMENT CHALLENGE	COMPUTER-GEN	08/16/07	1,120.00	
196595	3955	VERIZON - MISSION HILLS	COMPUTER-GEN	08/16/07	38.83	
196596	3959	KRP DATA SYSTEMS (DBA)	COMPUTER-GEN	08/16/07	1,273.35	
196597	4116	ROBERT'S WINDOW CLEANING SERVICE	COMPUTER-GEN	08/16/07	345.00	
196598	4187	VICTORIA SHAW	COMPUTER-GEN	08/16/07	333.50	
196599	4300	CLINT CHRZ	COMPUTER-GEN	08/16/07	50.47	
196600	4323	PACIFIC POWER PRODUCTS	COMPUTER-GEN	08/16/07	800.00	
196601	4356	DAWSON CREEK PARK SOUTH OWNERS' ASSOC	COMPUTER-GEN	08/16/07	2,606.00	
196602	4359	OREGON CHAPTER PRIMA	COMPUTER-GEN	08/16/07	65.00	
196603	4748	ACCURATE INSTALLATION SERVICES INC	COMPUTER-GEN	08/16/07	527.00	
196604	4809	WASHINGTON COUNTY CARTOGRAPHY&RECORDS	COMPUTER-GEN	08/16/07	176.25	
196605	4898	TONYA BILDERBECK	COMPUTER-GEN	08/16/07	20.00	
196606	4933	KNC TROPHIES (DBA)	COMPUTER-GEN	08/16/07	10.00	
196607	5118	REED ELECTRIC CO	COMPUTER-GEN	08/16/07	429.00	
196608	5341	MOORE IACOFANO GOLTSMAN INC	COMPUTER-GEN	08/16/07	44,294.79	
196609	5357	RENNY TROUPE	COMPUTER-GEN	08/16/07	974.00	
196610	5556	STEVE CHAPMAN	COMPUTER-GEN	08/16/07	200.00	
196611	5629	JEANNETTE M LAUNER	COMPUTER-GEN	08/16/07	1,060.00	
196612	5645	ALLIANT SYSTEMS	COMPUTER-GEN	08/16/07	1,850.00	
196613	5666	JOE MCNELLY	COMPUTER-GEN	08/16/07	39.14	
196614	5700	JULIE MILLER	COMPUTER-GEN	08/16/07	945.00	
196615	5714	PACIFIC TRACTOR & IMPLEMENT LLC	COMPUTER-GEN	08/16/07	69.86	
196616	5772	RELIANT ELEVATOR COMPANY	COMPUTER-GEN	08/16/07	1,104.61	
196617	5824	KIMBERLI FITZGERALD	COMPUTER-GEN	08/16/07	525.00	
196618	5985	STAR INDUSTRIAL SUPPLY INC	COMPUTER-GEN	08/16/07	25.80	

CHK-#	VND-#	NAME	TYPE	CHECK-DT	CHECK-AMT	:NOTE
196619	6019	WAVE INTERNET SERVICES	COMPUTER-GEN	08/16/07	48.95	
196620	6133	BJ THE CLOWN	COMPUTER-GEN	08/16/07	150.00	
196621	6507	SERVICE PAPER COMPANY	COMPUTER-GEN	08/16/07	350.16	
196622	6529	ANGELO PLANNING GROUP	COMPUTER-GEN	08/16/07	2,127.50	
196623	6573	BARBARA SIMON	COMPUTER-GEN	08/16/07	100.00	
196624	6596	BRIAN KENNEDY	COMPUTER-GEN	08/16/07	47.57	
196625	6640	LRS ARCHITECTS INC	COMPUTER-GEN	08/16/07	458.74	
196626	6654	ALPINE PRODUCTS INC	COMPUTER-GEN	08/16/07	5,246.00	
196627	6659	D A O ARCHITECURE LLC	COMPUTER-GEN	08/16/07	5,855.69	
196628	6760	NUTRITION ACTION HEALTHLETTER	COMPUTER-GEN	08/16/07	20.00	
196629	6807	ZACHARY WIRFS	COMPUTER-GEN	08/16/07	200.00	
196630	6881	DELTA SYSTEMS INTEGRATION INC	COMPUTER-GEN	08/16/07	858.00	
196631	7590	JULIE KEYS	COMPUTER-GEN	08/16/07	196.24	
196632	7732	FLYING COW DESIGN	COMPUTER-GEN	08/16/07	8,315.00	
196633	7753	U S POLYMER	COMPUTER-GEN	08/16/07	3,850.00	
196634	7795	ANIXTER INC	COMPUTER-GEN	08/16/07	375.16	
196635	7843	OMNI LINGUAL SERVICES INC	COMPUTER-GEN	08/16/07	.99	
196636	7852	TEAM HR LLC	COMPUTER-GEN	08/16/07	1,862.50	
196637	8023	HARRINGTON INDUSTRIAL PLASTICS LLC	COMPUTER-GEN	08/16/07	22.59	
196638	8058	VERGIE RIES CONSULTING SERVICES	COMPUTER-GEN	08/16/07	1,150.00	
196639	8212	TRI COUNTY WAREHOUSE LLC	COMPUTER-GEN	08/16/07	136.50	
196640	8374	GUNARAMA WHOLESALE INC	COMPUTER-GEN	08/16/07	373.35	
196641	8412	EMPLOYMENT TRENDS	COMPUTER-GEN	08/16/07	884.80	
196642	8436	NEPTUNE TECHNOLOGY GROUP INC	COMPUTER-GEN	08/16/07	4,050.00	
196643	8459	ALFRED BOSCO	COMPUTER-GEN	08/16/07	90.00	

CHK-#	VND-#	NAME	TYPE	CHECK-DT	CHECK-AMT	:NOTE
196644	8526	COMMERCIAL LEASING INC	COMPUTER-GEN	08/16/07	195.00	
196645	8541	DAN SENN	COMPUTER-GEN	08/16/07	2,000.00	
196646	8549	MODULAR SPACE CORPORATION	COMPUTER-GEN	08/16/07	547.88	
196647	8731	EATING WELL	COMPUTER-GEN	08/16/07	29.94	
196648	8744	ACCOUNTEMPS	COMPUTER-GEN	08/16/07	1,937.53	
196649	8772	BARBARA LEVETON	COMPUTER-GEN	08/16/07	94.45	
196650	8773	CITY OF BEND PUBLIC WORKS	COMPUTER-GEN	08/16/07	50.00	
196651	8774	CLARENCE CANNON	COMPUTER-GEN	08/16/07	50.00	
196652	8775	DEANNE DEWEY	COMPUTER-GEN	08/16/07	50.00	
196653	8776	OLIVIA DORR	COMPUTER-GEN	08/16/07	50.00	
196654	8777	STEVE DOXEY	COMPUTER-GEN	08/16/07	50.00	
196655	8778	JASON ELROD	COMPUTER-GEN	08/16/07	50.00	
196656	8779	DAVID FISHER	COMPUTER-GEN	08/16/07	50.00	
196657	8780	RANDALL HAMILTON	COMPUTER-GEN	08/16/07	50.00	
196658	8781	DOMINIC CAIRNS	COMPUTER-GEN	08/16/07	15.00	
196659	8782	LYNN MILLER	COMPUTER-GEN	08/16/07	60.00	
196660	8783	DOUG BEST	COMPUTER-GEN	08/16/07	50.00	
196661	8784	LITA BUSH	COMPUTER-GEN	08/16/07	50.00	
196662	8785	HEATHER KEIZUR	COMPUTER-GEN	08/16/07	50.00	
196663	8786	KENNETH MOSER	COMPUTER-GEN	08/16/07	50.00	
196664	8787	VINCE O'ROURKE	COMPUTER-GEN	08/16/07	50.00	
196665	8788	JULIE PELLUM	COMPUTER-GEN	08/16/07	50.00	
196666	8789	JAMES POND	COMPUTER-GEN	08/16/07	50.00	
196667	8790	DAVID ORR	COMPUTER-GEN	08/16/07	76.46	
196668	8791	CHRISTIE FERRIS	COMPUTER-GEN	08/16/07	48.00	

CHK-#	VND-#	NAME	TYPE	CHECK-DT	CHECK-AMT	:NOTE
196669	8792	MARTHA HANSEN	COMPUTER-GEN	08/16/07	50.00	
196670	8793	PATRICIA DOELING	COMPUTER-GEN	08/16/07	36.00	
196671	8794	ROBERT ELLIOTT	COMPUTER-GEN	08/16/07	48.00	
196672	8795	DEVONA GOTTFRIED	COMPUTER-GEN	08/16/07	50.00	
196673	8796	ENCHANTED FOREST	COMPUTER-GEN	08/16/07	486.75	
196674	8797	DIAMOND LANDSCAPE INC	COMPUTER-GEN	08/16/07	133.80	
196675	8798	ICM OF AMERICA INC	COMPUTER-GEN	08/16/07	3,076.00	
196676	8799	IMTIAZ SAJWANI	COMPUTER-GEN	08/16/07	39.00	
196677	8800	AUTOLINE CONTROLS INC	COMPUTER-GEN	08/16/07	1,632.50	
196678	8801	JOSE ARCIGA-MENDOZA	COMPUTER-GEN	08/16/07	24.00	
196679	8802	JULIE TALTY	COMPUTER-GEN	08/16/07	50.00	
196680	8803	MARVIN SCHROM	COMPUTER-GEN	08/16/07	50.00	
196681	8804	NEETA PAI	COMPUTER-GEN	08/16/07	29.00	
196682	8805	LESA TABERT	COMPUTER-GEN	08/16/07	15.00	
196683	8806	ALEX PAINE	COMPUTER-GEN	08/16/07	25.00	
196684	8807	GREG TAFOYA	COMPUTER-GEN	08/16/07	15.00	
196685	8808	DEBORAH RAE-DILAZZARO	COMPUTER-GEN	08/16/07	60.00	
196686	8809	ZHENG TAN	COMPUTER-GEN	08/16/07	29.00	
196687	8810	KAREN THIAS	COMPUTER-GEN	08/16/07	61.00	
196688	8811	WILLAMETTE FENCE CO INC	COMPUTER-GEN	08/16/07	402.00	
196689	8812	NICOLE ROLLING	COMPUTER-GEN	08/16/07	15.00	
196690	8813	AMY VANDIVER	COMPUTER-GEN	08/16/07	35.86	
196691	8814	TOP THIS! TRUCK & SUV ACCESSORIES	COMPUTER-GEN	08/16/07	892.00	
196692	8816	ROBERT LIVINGSTON	COMPUTER-GEN	08/16/07	7.00	
196693	8817	ALEX MORENO	COMPUTER-GEN	08/16/07	50.00	

CHK-#	VND-#	NAME	TYPE	CHECK-DT	CHECK-AMT	:NOTE
196694	8818	T & M DEVELOPMENT GROUP	COMPUTER-GEN	08/16/07	1,433.96	
196695	8819	TAMMI ZEITER	COMPUTER-GEN	08/16/07	267.00	
196696	8820	RARES POP	COMPUTER-GEN	08/16/07	7.00	
196697	8821	PARAMESHA PADMANABHAN	COMPUTER-GEN	08/16/07	52.00	
196698	8822	RICHARD WOO	COMPUTER-GEN	08/16/07	52.00	
196699	10007	A & A DRILLING SERVICE INC	COMPUTER-GEN	08/16/07	1,725.00	
196700	10070	A-BEST APPLIANCE (DBA)	COMPUTER-GEN	08/16/07	77.00	
196701	10120	ACE HARDWARE DBA	COMPUTER-GEN	08/16/07	307.78	
196702	10150	ACME CONSTRUCTION SUPPLY CO INC	COMPUTER-GEN	08/16/07	44.33	
196703	10155	ACME ENTERPRISES	COMPUTER-GEN	08/16/07	393.45	
196704	10848	ALOHA OVERHEAD DOOR	COMPUTER-GEN	08/16/07	1,590.00	
196705	10944	AMERICAN RED CROSS	COMPUTER-GEN	08/16/07	344.00	
196706	10999	ALEXIN ANALYTICAL LABORATORIES INC	COMPUTER-GEN	08/16/07	1,560.00	
196707	11476	ART MEDIA	COMPUTER-GEN	08/16/07	16.40	
196708	11720	ASAP SOFTWARE	COMPUTER-GEN	08/16/07	5,618.57	
196709	11835	AT&T	COMPUTER-GEN	08/16/07	57.72	
196710	12701	BANK OF AMERICA	COMPUTER-GEN	08/16/07	6,429.70	
196711	15600	BLUMENTHAL UNIFORM COMPANY INC	COMPUTER-GEN	08/16/07	2,656.97	
196712	17747	BRETTHAUER OIL CO INC	COMPUTER-GEN	08/16/07	618.23	
196713	17748	BRETTHAUER OIL CO INC-BULK OIL	COMPUTER-GEN	08/16/07	754.63	
196714	21520	CDW GOVERNMENT INC	COMPUTER-GEN	08/16/07	7,325.70	
196715	22395	CITY OF PORTLAND	COMPUTER-GEN	08/16/07	629.21	
196716	22400	CIVILWORKS NW INC	COMPUTER-GEN	08/16/07	108,944.69	
196717	22493	CLASS ACT UNIFORMS (DBA)	COMPUTER-GEN	08/16/07	308.25	
196718	22497	CLEAN WATER SERVICES	COMPUTER-GEN	08/16/07	1,350,619.32	

CHK-#	VND-#	NAME	TYPE	CHECK-DT	CHECK-AMT	:NOTE
196719	23590	COMCAST CABLE	COMPUTER-GEN	08/16/07	169.95	
196720	23600	COMCAST INC	COMPUTER-GEN	08/16/07	69,213.28	
196721	23679	THE CONDE NAST COLLECTION	COMPUTER-GEN	08/16/07	15.00	
196722	23700	CONREY ELECTRIC INC	COMPUTER-GEN	08/16/07	41.50	
196723	24310	CORDOVA COMPANY	COMPUTER-GEN	08/16/07	6,900.00	
196724	24450	COUNTRY LANE BOOKS ETC	COMPUTER-GEN	08/16/07	302.06	
196725	25543	CRYSTALTECH	COMPUTER-GEN	08/16/07	14.92	
196726	26085	DAILY JOURNAL OF COMM	COMPUTER-GEN	08/16/07	503.72	
196727	26170	DAY TIMERS INC	COMPUTER-GEN	08/16/07	34.24	
196728	27270	DELL MARKETING LP	COMPUTER-GEN	08/16/07	4,077.97	
196729	27930	DOCUMART COPIES & PRINTING	COMPUTER-GEN	08/16/07	51.40	
196730	27940	DIVERSIFIED PRINTERS INK LLC	COMPUTER-GEN	08/16/07	1,456.00	
196731	29050	DOMESTIC VIOLENCE RESOURCE CENTER	COMPUTER-GEN	08/16/07	4,004.16	
196732	29323	D&S CYCLE SUPPLY (DBA)	COMPUTER-GEN	08/16/07	187.95	
196733	30479	EMERGENCY RESPONDER SERVICES INC	COMPUTER-GEN	08/16/07	1,209.25	
196734	31330	ENERGY SALES INC	COMPUTER-GEN	08/16/07	98.75	
196735	31337	ENGINEERED CONTROL PRODUCTS, INC	COMPUTER-GEN	08/16/07	317.07	
196736	31970	EXPRESS MESSENGER SYSTEMS INC	COMPUTER-GEN	08/16/07	56.42	
196737	32250	FARMINGTON LANDFILL INC	COMPUTER-GEN	08/16/07	507.50	
196738	32300	FEDEX KINKOS INC	COMPUTER-GEN	08/16/07	1,670.79	
196739	32555	FERGUSON WATERWORKS	COMPUTER-GEN	08/16/07	319.65	
196740	33650	FOLIAGE SERVICES DBA	COMPUTER-GEN	08/16/07	61.00	
196741	35282	GALLS CALIFORNIA AN ARAMARK CO LLC	COMPUTER-GEN	08/16/07	241.87	
196742	38577	GRAINGER	COMPUTER-GEN	08/16/07	232.98	
196743	38740	GRAYBAR ELECTRIC CO INC	COMPUTER-GEN	08/16/07	551.06	

CHK-#	VND-#	NAME	TYPE	CHECK-DT	CHECK-AMT	:NOTE
196744	39520	GROUP MACKENZIE CORP	COMPUTER-GEN	08/16/07	1,736.90	
196745	44537	HILLSBORO ARGUS (DBA)	COMPUTER-GEN	08/16/07	1,498.75	
196746	44540	HILLSBORO AUTO WRECKING (DBA)	COMPUTER-GEN	08/16/07	50.00	
196747	44545	HILLSBORO DOWNTOWN BUSINESS ASN	COMPUTER-GEN	08/16/07	168.75	
196748	44568	HILLSBORO SCHOOL DISTRICT 1J	COMPUTER-GEN	08/16/07	35.00	
196749	45250	HOME DEPOT CREDIT SERVICES	COMPUTER-GEN	08/16/07	1,125.47	
196750	45300	HORTON'S SAV-ON OFFICE SUPPLY	COMPUTER-GEN	08/16/07	30.95	
196751	45350	LIN HOWELL	COMPUTER-GEN	08/16/07	2,997.39	
196752	46300	HPS PIPE & SUPPLY INC	COMPUTER-GEN	08/16/07	451.82	
196753	47608	INGRAM LIBRARY SERVICES	COMPUTER-GEN	08/16/07	343.80	
196754	47708	INT'L INSTITUTE OF MUNICIPAL CLERKS	COMPUTER-GEN	08/16/07	225.00	
196755	52300	KOMPETITIVE EDGE	COMPUTER-GEN	08/16/07	213.48	
196756	54812	LANGUAGE LINE SERVICES INC	COMPUTER-GEN	08/16/07	60.63	
196757	56498	LEGACY LABORATORY SERVICES	COMPUTER-GEN	08/16/07	661.10	
196758	56500	LEVEL 3 COMMUNICATIONS LLC	COMPUTER-GEN	08/16/07	5,210.00	
196759	58017	LITHTEX PRINTING INC	COMPUTER-GEN	08/16/07	880.00	
196760	58410	LUCILLE'S THE TOOL STORE	COMPUTER-GEN	08/16/07	58.90	
196761	62142	MACKENZIE FORD INC	COMPUTER-GEN	08/16/07	562.80	
196762	64846	METRO	COMPUTER-GEN	08/16/07	28,553.07	
196763	65522	MINUTEMAN PRESS - HILLSBORO	COMPUTER-GEN	08/16/07	49.84	
196764	67220	MOTOROLA INC	COMPUTER-GEN	08/16/07	31,876.80	
196765	69620	NORTH COAST ELECTRIC CO	COMPUTER-GEN	08/16/07	504.00	
196766	70099	OFFICEMAX	COMPUTER-GEN	08/16/07	4,088.90	
196767	70422	OREGON BUILDING CODES DIV	COMPUTER-GEN	08/16/07	20,805.30	
196768	70550	OPEN ONLINE (DBA)	COMPUTER-GEN	08/16/07	366.00	

CHK-#	VND-#	NAME	TYPE	CHECK-DT	CHECK-AMT	:NOTE
196769	70640	OREGON DEPT OF TRANSPORTATION	COMPUTER-GEN	08/16/07	889.87	
196770	70677	THE OREGONIAN - HILLSBORO #2 DIST	COMPUTER-GEN	08/16/07	60.00	
196771	70875	OVERALL LAUNDRY SERVICES INC	COMPUTER-GEN	08/16/07	809.41	
196772	72020	PAYCHEX INC	COMPUTER-GEN	08/16/07	90.83	
196773	72190	PEPSI-COLA COMPANY INC	COMPUTER-GEN	08/16/07	807.11	
196774	72593	THE PERSONNEL DEPT	COMPUTER-GEN	08/16/07	149.60	
196775	73613	PIONEER AMERICAS INC	COMPUTER-GEN	08/16/07	3,155.00	
196776	74164	PORTLAND GENERAL ELECTRIC /ST LIGHTS	COMPUTER-GEN	08/16/07	68,269.74	
196777	74165	PORTLAND GENERAL ELECTRIC	COMPUTER-GEN	08/16/07	769.56	
196778	74420	PRECISION IMAGES (DBA)	COMPUTER-GEN	08/16/07	701.35	
196779	74885	PUBLIC WORKS SUPPLY INC	COMPUTER-GEN	08/16/07	3,107.85	
196780	75170	CLAUDIA RAFFAELE	COMPUTER-GEN	08/16/07	990.00	
196781	75400	RANDOM HOUSE INC	COMPUTER-GEN	08/16/07	1,017.60	
196782	76320	REGENT BOOK CO INC	COMPUTER-GEN	08/16/07	94.30	
196783	77288	RHODIA INC	COMPUTER-GEN	08/16/07	14,852.04	
196784	78330	RONJONS UNLIMITED INC	COMPUTER-GEN	08/16/07	100.00	
196785	80295	SAIF CORPORATION	COMPUTER-GEN	08/16/07	23,527.75	
196786	82507	SCOTTIE'S AUTO BODY REPAIR INC	COMPUTER-GEN	08/16/07	745.20	
196787	82555	SEAWESTERN FIRE APPARATUS & EQUIP	COMPUTER-GEN	08/16/07	96.78	
196788	84377	SIERRA GLASS INC	COMPUTER-GEN	08/16/07	650.00	
196789	84399	THE SIGN CO	COMPUTER-GEN	08/16/07	109.80	
196790	84420	SIGN PRO	COMPUTER-GEN	08/16/07	667.25	
196791	86330	SONITROL - PORTLAND INC	COMPUTER-GEN	08/16/07	1,968.00	
196792	87075	STAGG PROPERTY LLC	COMPUTER-GEN	08/16/07	6,400.00	
196793	87076	STAGG PROPERTIES	COMPUTER-GEN	08/16/07	378.17	

CHK-#	VND-#	NAME	TYPE	CHECK-DT	CHECK-AMT	:NOTE
196794	89593	SYSCO FOOD SERVICES	COMPUTER-GEN	08/16/07	2,245.63	
196795	90155	TANASBOURNE BUSINESS PARK 1	COMPUTER-GEN	08/16/07	10,421.00	
196796	91427	THOMSON GALE LOCATION 04	COMPUTER-GEN	08/16/07	50.92	
196797	91538	TILLAMOOK PEOPLE'S UTILITY DISTRICT	COMPUTER-GEN	08/16/07	57.75	
196798	92455	TV COMMUNITY TV	COMPUTER-GEN	08/16/07	70.00	
196799	92500	TV IRRIGATION DISTRICT	COMPUTER-GEN	08/16/07	1,793.89	
196800	93053	UPS	COMPUTER-GEN	08/16/07	60.16	
196801	93110	UNITED PIPE & SUPPLY, INC	COMPUTER-GEN	08/16/07	4,441.64	
196802	93119	UNIVAR USA INC	COMPUTER-GEN	08/16/07	19,085.00	
196803	93275	VAN DOREN RED-E-MIX CONCRETE, INC	COMPUTER-GEN	08/16/07	1,559.75	
196804	93292	VERIZON NORTHWEST	COMPUTER-GEN	08/16/07	97.19	
196805	93294	VERIZON SELECT SERVICES INC	COMPUTER-GEN	08/16/07	789.65	
196806	94976	WASHINGTON COUNTY FINANCE DIVISION	COMPUTER-GEN	08/16/07	30,064.96	
196807	96239	WESTERN TOOL SUPPLY DBA	COMPUTER-GEN	08/16/07	18.99	
196808	96254	WESTSIDE ECONOMIC ALLIANCE	COMPUTER-GEN	08/16/07	25.00	
196809	99980	ZURBRUGG DEVELOPMENT CO - RENTS	COMPUTER-GEN	08/16/07	3,000.00	

TOTAL COMPUTER GN 2,041,867.70

TOTAL DISBURSEMENTS 2,041,867.70

Schedule B

CONTRACT INPUT FORM

Official Use Only

Contract No: 2007-08-179 **Resolution No:** 2222 **Resolution Date:** 9/4/2007

Type of Contract: Personal Services Contract **Contract Subtype:**

Contract Name: Barney & Worth

Contract Description: Hillsboro 2020 Vision Implementation Committee Facilitation and Support Services

Contract With: Barney & Worth **Contract No:** 2007-08-179

City Dept(s): Administration **City Contact:** Erik Jensen

Total Cost: $40,000.00 **City Funding Source:**

Official Use Only

Contract No: 2007-08-182 **Resolution No:** 2222 **Resolution Date:** 9/4/2007

Type of Contract: Capital Improvement **Contract Subtype:** Renovation

Contract Name: SHARC Outdoor Pool Boiler Replacement

Contract Description: Purchase and installation of two new boilers, two new heat exchangers and three pumps for the outdoor pool at SHARC

Contract With: Alliant Systems **Contract No:** 2007-08-182

City Dept(s): Parks & Recreation **City Contact:** Kevin Smith

Total Cost: $140,000.00 **City Funding Source:** General Capital

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Official Use Only

Contract No: 2007-08-183 **Resolution No:** 2222 **Resolution Date:** 9/4/2007

Type of Contract: Personal Services Contract **Contract Subtype:** Vendor Agreement

Contract Name: BPA Transmission Line Options Contract

Contract Description: Contractor will research and evaluate existing location and condition of BPA lines in Hillsboro's UGB. Contractor will provide information, options and alternatives to existing lines and location

Contract With: Lockwood Greene Engineers, Inc. **Contract No:** 2007-08-183

City Dept(s): Economic Development **City Contact:** Larry Pederson

Total Cost: $15,000.00 **City Funding Source:** State Grant through Economic Development

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4A

CITY OF HILLSBORO

Public Works Department, Engineering Division

September 4, 2007

To: Mayor and City Council

From: Tina Bailey, Project Manager

Re: VAC 07-03: Public Pedestrian Easement Vacation

On August 7, 2007 a petition was presented to the City Council requesting the vacation of a public pedestrian easement location north of NW Quatama Road and west of NW 206th Avenue. As a result of the petition, Council scheduled the public hearing on this matter for this date. Notice of the proposed vacation was circulated to property owners within the consent zone, utility companies, public agencies, and City of Hillsboro department managers.

The following comments have been received with regards to the proposed vacation:

Franchised Utility Review

- **MCI:**
  Has responded indicating that they have facilities within the old alignment of NW 206th Avenue. This is east of the proposed vacation.

Public Agency Review

- Tualatin Valley Water District has responded indicating they facilities within the NW Trailwalk Drive. This is located north and east of the proposed vacation.

City Departmental Review

- **Public Works Department:**
  Has responded indicating they have no comments or concerns regarding the proposed vacation provided an alternative public pedestrian access was provided. A new public pedestrian access easement was recorded and sidewalk improvements were completed over the old right of way alignment of NW 206th Avenue with the Arbor Crossing Condominium development.
- **Administration:**
  Administration has responded sighting the same concerns as those identified by the Public Works Department.
- **Planning Department:**
  Has responded indicating they have no concerns.

150 E. Main Street, Fourth Floor
Hillsboro, Oregon 97123-3999

Office: 681-6146
Fax: 681-6245

Discussion and Recommendation:

Engineering review has resulted in the following findings:

1. Based on current record, no public or franchised utilities exist within the proposed vacation.

2. Petitioner has submitted the written consent of the owners of a majority of the real property fronting on both sides of the proposed street vacation, and on an extension thereof, one hundred feet in both directions, as required by Section 164 of the Amended Charter.

3. The interest of the public would not be prejudiced by the vacation of the street as requested by the petitioner.

Approval of the petition is recommended.

Attachments: Ordinance
Map

ORDINANCE NO. _____

AN ORDINANCE VACATING A PUBLIC PEDESTRIAN EASEMENT LOCATION NORTH OF NW QUATAMA ROAD AND EAST OF NW 206TH AVENUE, IN THE CITY OF HILLSBORO, IN WASHINGTON COUNTY, OREGON.

WHEREAS, on the 7th day of August 2007 there was filed with the City Council of the City of Hillsboro, Oregon a petition for the vacation of a public pedestrian easement, and

WHEREAS, the City Council has found that the petition had the consent, pursuant to Section 165, Chapter XV of the Amended Charter of the City of Hillsboro, Oregon, of the requisite number of owners in fee simple of the real property fronting on both sides of the easement and on a one hundred foot extension from each terminus of the portions of easement sought to be vacated, and that all things necessary to be kept, performed and done have been so kept, performed and done, and

WHEREAS, the City Council has found, pursuant to a public hearing on September 4, 2007 that it will not be prejudicial to the public to vacate the public pedestrian easement hereinafter described.

NOW, THEREFORE, THE CITY OF HILLSBORO DOES ORDAIN AS FOLLOWS:

Section 1. The following-described section of public pedestrian easement, located in the City of Hillsboro, Oregon, is hereby vacated. Upon the effective date of said vacation, possession of the land shall revert to the owner of record as prescribed by the Oregon Revised Statutes and the Amended Charter of the City of Hillsboro:

A strip of land, 20.00 feet wide, located in the southeast one-quarter of Section 35, Township 1 North, Range 2 West, Willamette Meridian, City of Hillsboro, Washington County, Oregon, and being described as follows:

Beginning at the most northerly corner of Parcel 2, Partition Plat No. 1998-029, Washington County Plat Records; thence S.59°34'37"W. along the northwesterly line of said Parcel 2, a distance of 281.29 feet to an angle point in said northwesterly line; thence continuing along said northwesterly line S.23°05'01"W., 66.09 feet; thence leaving said northwesterly line S.66°54'59"E., 20.00 feet to a point on a line which is parallel with and 20.00 feet southeasterly of, when measured at right angles to, said northwesterly line of Parcel 2; thence N.23°05'01"E. along said parallel line, 59.50 feet to an angle point in said parallel line; thence continuing along said parallel line N.59°34'37"E., 261.81 feet to the easterly line of said Parcel 2; thence N.02°22'25"E. along said easterly line, 23.79 feet to the Point of Beginning.

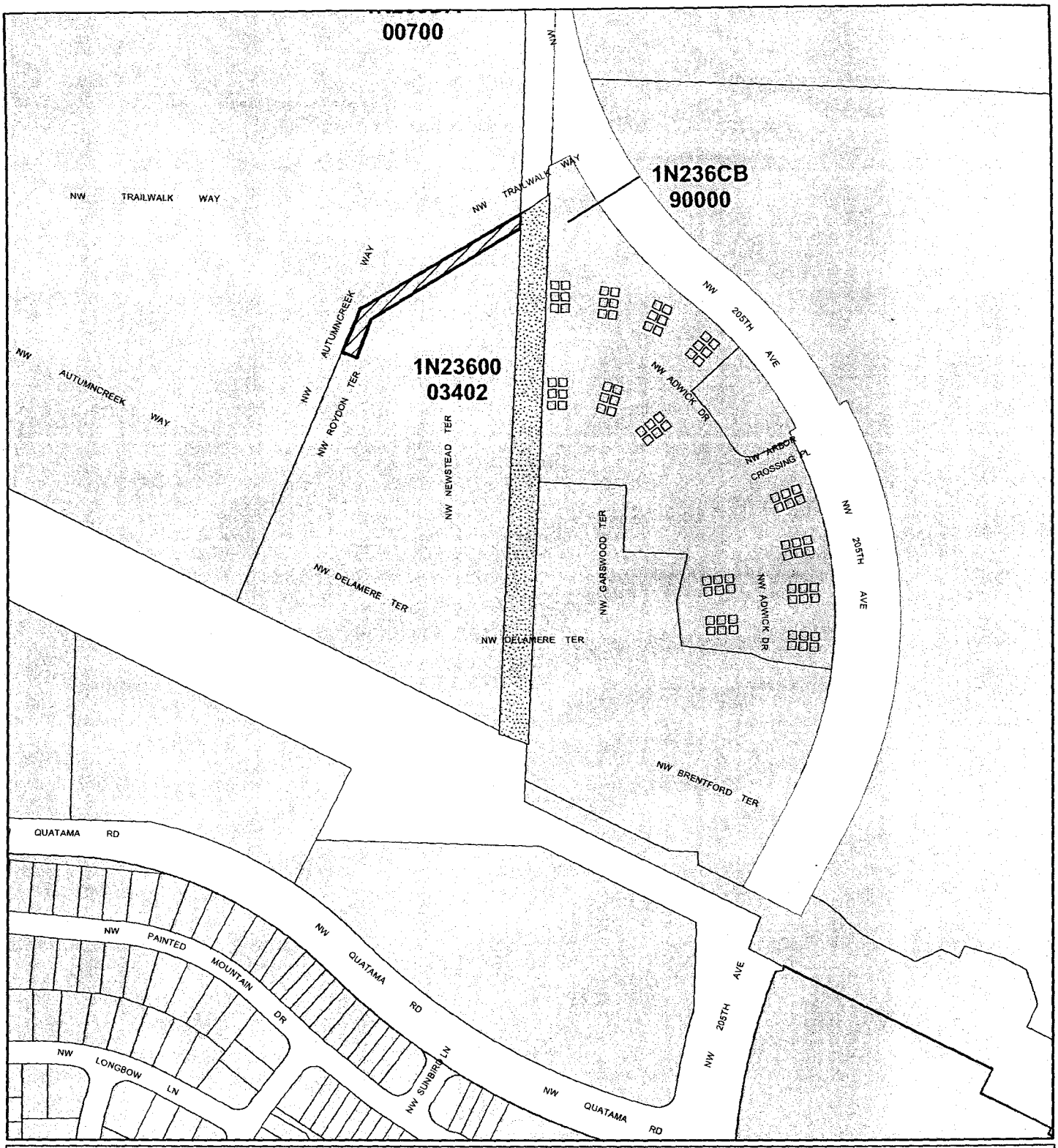
Section 2. The Public Works Director of the City of Hillsboro is directed to record a true copy of this ordinance in the Recorder's Office of Washington County, Oregon, and to deliver a true copy of this ordinance to the petitioner in this matter.

Passed by the City Council this 4th day of September 2007.

Approved by the Mayor this 4th day of September 2007.

_____
Mayor

ATTEST: _____
City Recorder



Proposed Pedestrian Easement Vacation PP 1998-029

Legend

- Proposed Vacation (Approximate)
- Prior Vacation/New Public Utility & Public Pedestrian Access Easement

N
W E
S

1 inch equals 200 feet

6A

CITY OF HILLSBORO

Public Works Department, Engineering Division

September 4, 2007

To: Mayor and City Council

From: Tina Bailey, Project Manager

Re: 32nd & 30th/Ripplewood Stop Sign Request

The City of Hillsboro received a request from a citizen within the Preserve at Turner Creek subdivision requesting that vehicles on 32nd Avenue be required to stop for 30th Avenue/Ripplewood Drive traffic. The citizen reported seeing near miss accidents at the location. A traffic study was conducted and it was determined that sight distance restrictions warrant the installation of stop signs for northbound and southbound traffic at the location. The Transportation Committee recommended forwarding an ordinance to City Council stopping northbound and southbound traffic on SE 32nd Avenue at SE 30th Avenue/SE Ripplewood Avenue at their regularly scheduled meeting on August 28, 2007:

150 E. Main Street, Fourth Floor
Hillsboro, Oregon 97123-3999

Office: 681-6146
Fax: 681-6245

ORDINANCE NO. _____

AN ORDINANCE AMENDING SECTION 10.08.030 (STOP STREETS – SCHEDULE B) OF THE CITY OF HILLSBORO MUNICIPAL CODE BY CREATING AN ADDITIONAL STOPPED STREET AT SE 32ND AVENUE WITH SE 30TH AVENUE/SE RIPPLEWOOD DRIVE AND DECLARING AN EMERGENCY.

WHEREAS, the Transportation Committee has recommended the installation of stop signs to provide for added safety for the public;

NOW, THEREFORE, THE CITY OF HILLSBORO DOES ORDAIN AS FOLLOWS:

Section 1. Section 10.08.030 (Stop Streets – Schedule B) is amended by the addition of the following:

a. Northbound and Southbound on SE3 32nd Avenue at SE 30th Avenue/SE Ripplewood Drive.

Section 2. The City Engineer is hereby instructed to install the appropriate signs and/or pavement markings as may be required to carry out the provisions of Section 1.

Section 3. Except as herein amended, Section 10.08.030 of the City of Hillsboro Municipal Code shall remain in full force and effect.

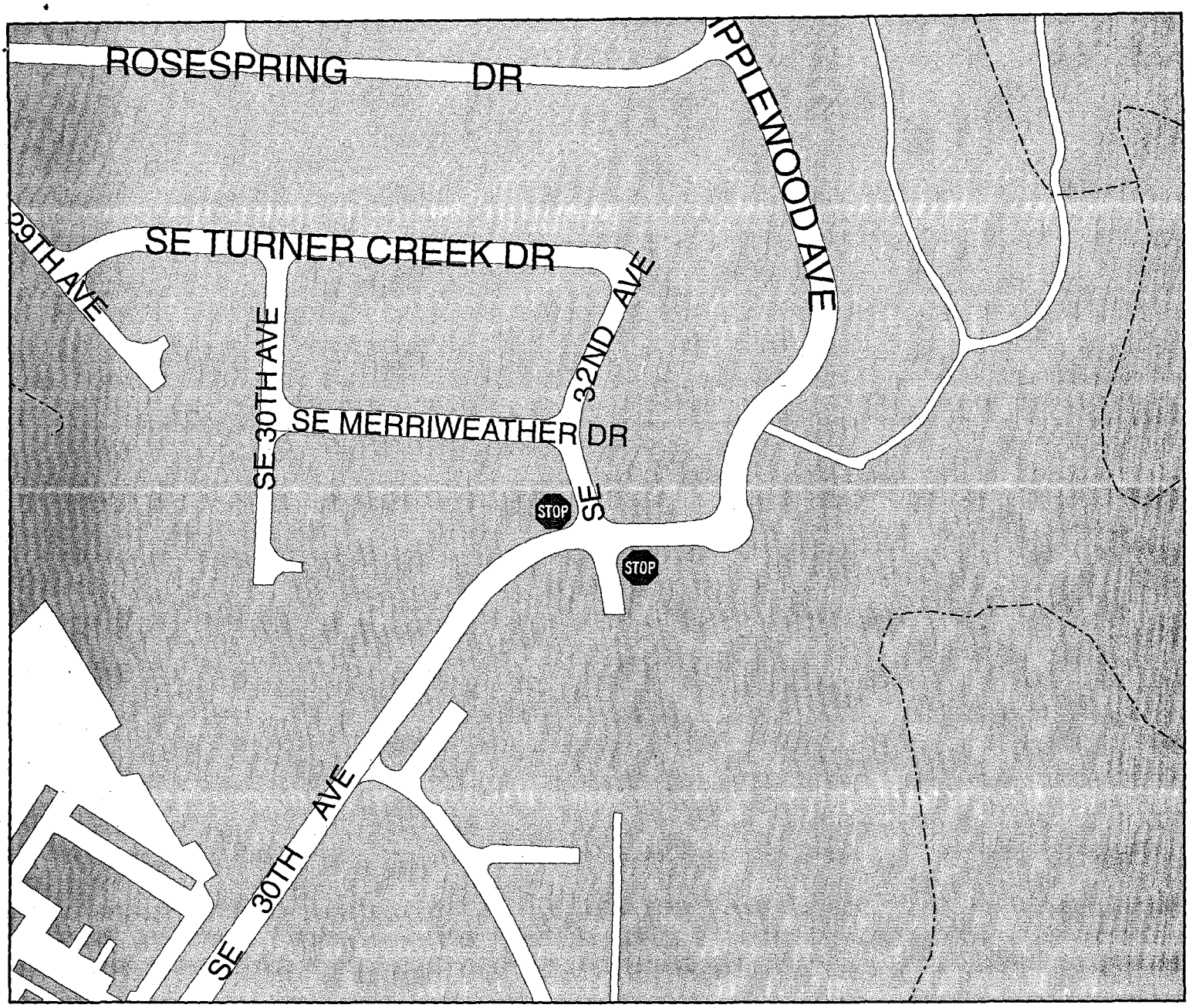
Section 4. In accordance with Section 123 of the Hillsboro City Charter, it is necessary that this ordinance be adopted immediately. Inasmuch as certain hazards exist at this location and the installation of physical traffic control devices will alleviate such hazards, an emergency is hereby declared to exist and this ordinance shall become effective immediately upon its passage by the City Council, approval by the Mayor, and installation of the appropriate sign and/or pavement markings.

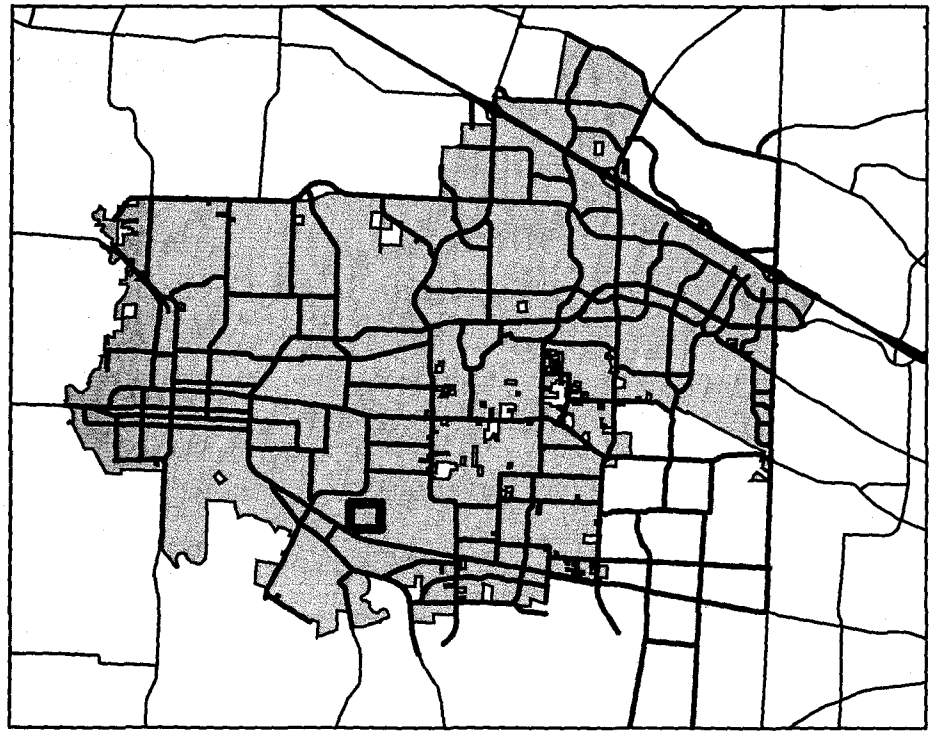
Passed by the Council this 4th day of September 2007

Approved by the Mayor this 4th day of September 2007.

_____
Mayor

ATTEST: _____
City Recorder





Proposed Stops
32nd & 30th/Ripplewood

Legend

STOP Proposed Stop Sign

N

6B

CITY OF HILLSBORO

Public Works Department, Engineering Division

September 4, 2007

To: Mayor and City Council

From: Cindy Brackett, Engineering Technician

Re: Proposed Parking Restriction on NW Wagon Way

The City of Hillsboro received a request from the Hillsboro School District to establish a parking restriction on the southern side of NW Wagon Way between NW Croeni Road and NW Five Oaks Drive due to concerns of safety and traffic congestion. This area is directly across from Liberty High School and is frequently used for parking during large events.

NW Wagon Way is a three lane road with curb on the northern side and the edge of the road dropping off into a ditch on the southern side. There is no room for cars to park on the pavement without being in a travel lane or parking off the road safely due to the ditch drop-off. Therefore, Transportation Committee recommended forwarding an ordinance to City Council prohibiting parking on the south side of NW Wagon Way between NW Croeni Road and NW Five Oaks Drive during their regularly scheduled meeting on August 28, 2007. See attached map.

150 E Main Street, Fourth Floor
Hillsboro, Oregon 97123-4028

Office: 681-6146
Fax: 681-6245

ORDINANCE NO. _____

AN ORDINANCE AMENDING SECTION 10.12.110 (PROHIBITED PARKING – SCHEDULE G) OF THE CITY OF HILLSBORO MUNICIPAL CODE BY ESTABLISHING A PARKING PROHIBITION ON THE SOUTH SIDE OF NW WAGON WAY BETWEEN NW FIVE OAKS DRIVE AND NW CROENI ROAD AND DECLARING AN EMERGENCY.

WHEREAS, there is a need to prohibit parking to provide additional safety to the public;

NOW, THEREFORE, THE CITY OF HILLSBORO DOES ORDAIN AS FOLLOWS:

Section 1. Section 10.12.110 (Prohibited Parking – Schedule G) is amended by the ***addition*** of the following:

a. On the south side of NW Wagon Way between NW Five Oaks Drive and NW Croeni Road.

Section 2. The City Engineer is hereby instructed to install the appropriate signs and/or pavement markings as may be required to carry out the provisions of Section 1.

Section 3. Except as herein amended, Section 10.12.110 of the City of Hillsboro Municipal Code shall remain in full force and effect.

Section 4. In accordance with Section 123 of the Hillsboro City Charter, it is necessary that this ordinance be adopted immediately. Inasmuch as certain hazards exist at this location and the installation of physical traffic control devices will alleviate such hazards, an emergency is hereby declared to exist and this ordinance shall become effective immediately upon its passage by the Council, approval by the Mayor, and installation of the appropriate signs and/or pavement markings.

Passed by the Council this 4th day of September 2007.

Approved by the Mayor this 4th day of September 2007.

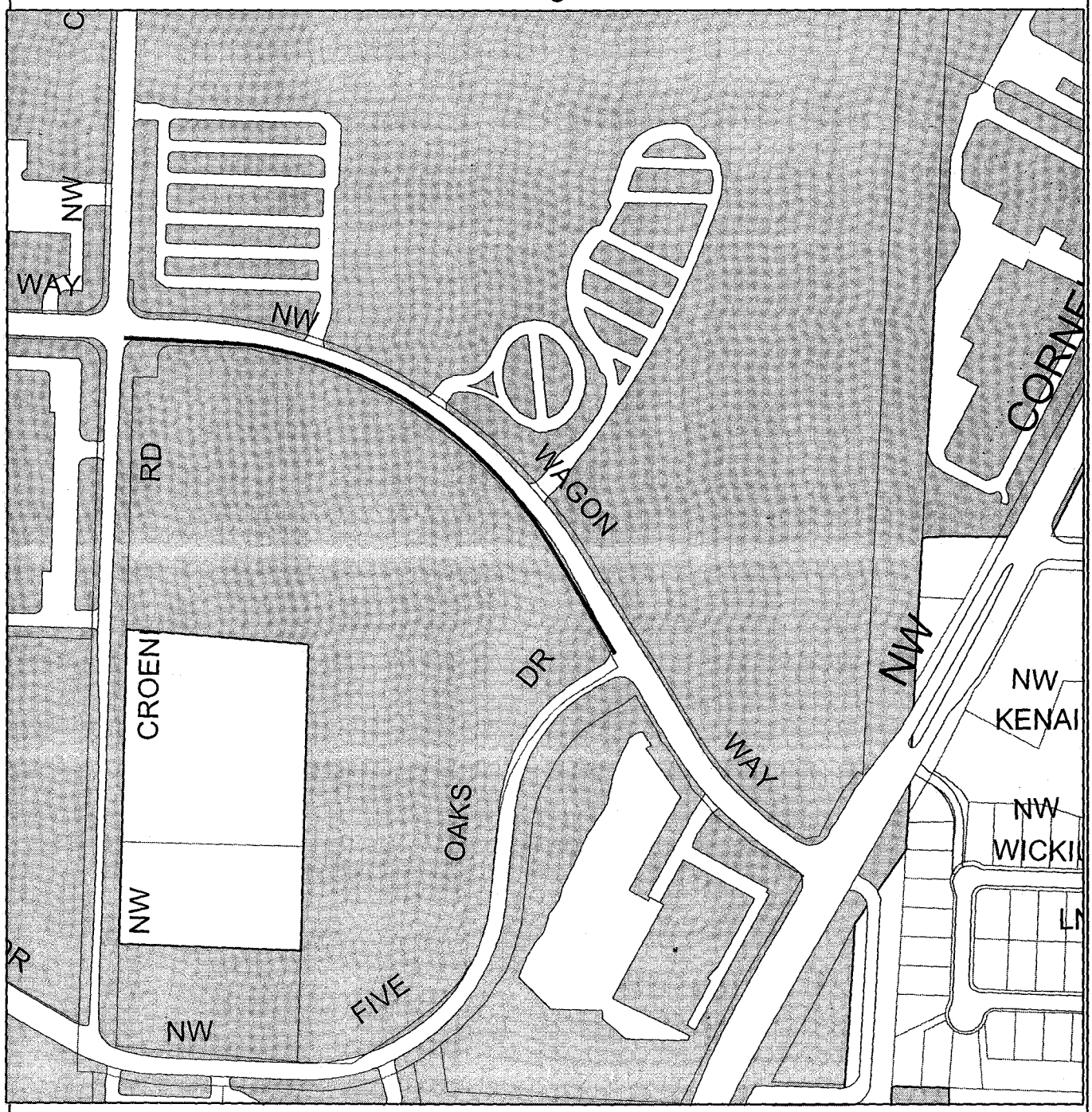
_____
Mayor

ATTEST: _____
City Recorder

NW Wagon Way
Proposed Parking Restriction

City of Hillsboro

August 2007



Legend

- ROADWAY
- CITY LIMITS
- Proposed Pkg Restriction

N
W E
S

0 120 240 480 720 960 Feet

6C

CITY OF HILLSBORO

MEMORANDUM

DATE: August 29, 2007

TO: Mayor and City Council

FROM: Hillsboro Police Department
Amber Deming, City Recorder

SUBJECT: Request for liquor license endorsement

Please consider staff recommendations for the following liquor license application:

1. Taylor's Restaurant, 264 E Main Street – Change of Ownership – Full on-premises sales
2. Coyote's Bar and Grill, 5301 W Baseline Rd – Original Application – Full on-premises sales
3. Lentil Garden Indian Restaurant, 18033 NW Evergreen Pkwy, #20 – Original Application – Limited on-premises sales

The Police Department has reviewed the applications and recommends Council endorsement. If you have any questions, please do not hesitate to call the Hillsboro Police Department (503-681-6174) or Amber Deming (503-681-6117).

Attachments:
OLCC Liquor License Applications

REQUEST FOR CITY COUNCIL ENDORSEMENT No. 1169-07

Liquor License Application
City of Hillsboro, Oregon

To assist the City of Hillsboro in its review of your application for a liquor license, the following information is required.

Indicate type of application:

- ☐ $100.00 Original Application
- ☒ $ 75.00 Change of Ownership
- ☐ $ 75.00 Change of location
- ☐ $ 75.00 Change in privilege
- ☐ $ 35.00 Renewal or Temporary
- ☐ $ 25.00 Off-premises sales

License type:

- ☒ Full on-premises sales
- ☐ Limited on-premises sales
- ☐ Off-premises sales
- ☐ Temporary sales license

PAID AUG 21 2007 By 30244

BUSINESS NAME: Taylor's Restaurant / SA Ventures, LLC

Business Address: 264 East Main St. Hillsboro, OR 97123

Applicant: Steve Thomas Samson
(Full Name)

Home Address: [redacted]

Driver's License N [redacted]

Co-Applicant: Anna Marie Oviatt-Samson
(Full Name)

If more than one co-applicant, provide complete information on each (attach page(s) as necessary).

Home Address: same as above
Street Home Phone

same as above
City [redacted] one

Driver's License No.: [redacted]

Note: If applicant is a corporation, list name and address of home offices: _____

I hereby attest that the information provided above is true and accurate to the best of my knowledge. It is understood that the City may request additional or supplemental information during the course of processing this application.

Date: 8/18/07 Steve / Anna Oviatt Samson
Signature(s) of Applicant(s) or Agent(s)

City Business License No.: _____ Receipt No. _____

Note: This page is to be filled out for new applications, change of ownership, change of location, change of class of license and temporary licenses.

- Describe in detail the nature of the establishment you propose to operate. (For example, is your facility going to be a tavern, a family dining establishment, a neighborhood grocery store, part of a community shopping center, a special purpose retail outlet like a wine shop, etc.) If additional space is necessary, please use the back of this form, or attach additional page(s).

DINING ESTABLISHMENT WITH PUB.

Days and hours of operation: M-Th: 7am-10pm Fri-Sat: 7am-2am Sunday: CLOSED

Ratio of projected food sales to alcohol sales: _____

Service Capacity (i.e. maximum number of customers that can be accommodated at any give time): 80 (restaurant) 40 (Lounge)

Previous business names and addresses where you have ever been licensed. (Use reverse side of this application for additional space if necessary.)

N/A

- Has the applicant ever been issued a liquor license? Yes ☐ No ☒

If yes, describe below the nature and location of the outlet(s), the type of license, and the dates during which the license was held.

- Has the applicant ever been cited or had a compliance plan in effect for a liquor license? Yes ☐ No ☒

If yes, describe below the nature of the license sought, the location of the proposed outlet, the date of the citation, and reasons for the citation.

- Is any building remodeling planned? If so, generally describe. NO

Police Department: Approved ☒ Denied ☐

Signature

Comments: _____

Rec'd 90 day Late

OREGON LIQUOR CONTROL COMMISSION

LIQUOR LICENSE APPLICATION

PLEASE PRINT OR TYPE

Application is being made for:

LICENSE TYPES

- [x] Full On-Premises Sales ($402.60/yr)
  - [x] Commercial Establishment
  - [ ] Caterer
  - [ ] Passenger Carrier
  - [ ] Other Public Location
  - [ ] Private Club
- [ ] Limited On-Premises Sales ($202.60/yr)
- [ ] Off-Premises Sales ($100/yr)
  - [ ] with Fuel Pumps
- [ ] Brewery Public House ($252.60)
- [ ] Winery ($250/yr)
- [ ] Other: _____

ACTIONS

- [x] Change Ownership
- [ ] New Outlet
- [ ] Greater Privilege
- [ ] Additional Privilege
- [x] Other CTN

P41881

Applying as:

[ ] Individuals [ ] Limited Partnership [ ] Corporation [x] Limited Liability Company

FOR CITY AND COUNTY USE ONLY

The city council or county commission:

_____ (name of city or county)

recommends that this license be:

Granted [ ] Denied [ ]

By: _____ (signature) (date)

Name: _____

Title: _____

OLCC USE ONLY

Application Rec'd by: C. Ellis

Date: 8-9-07

90-day authority: [x] Yes [ ] No

1. Applicant(s): [See SECTION 1 of the Guide]
   ① ~~Eric Samson~~ ③ SA Ventures LLC
   ② ~~Anna Samson~~ ④
2. Trade Name (dba): TAYLOR'S RESTAURANT & PUB
3. Business Location: 206 EAST MAIN (number, street, rural route) HILLSBORO (city) WASH (county) OR (state) 97123 (ZIP code)
4. Business Mailing Address: 206 EAST MAIN (PO box, number, street, rural route) HILLSBORO (city) OR (state) 97123 (ZIP code)
5. Business Numbers: 503-590-7010 (phone) N/A (fax)
6. Is the business at this location currently licensed by OLCC? [x] Yes [ ] No
7. If yes to whom: ~~[illegible]~~ KLOSER Thank You Think INC Type of License: FULL ON-PREMISES
8. Former Business Name: TAYLOR'S RESTAURANT ~~[illegible]~~
9. Will you have a manager? [x] Yes [ ] No Name: _____ (manager must fill out an individual history form)
10. What is the local governing body where your business is located? HILLSBORO, WASH. (name of city or county)

[redacted]

I understand that if my answers are not true and complete, the OLCC may deny my license application.

Applicant(s) Signature(s) and Date:

① [signature] Date 7-25-07 ③ _____ Date _____

② [signature] Date 7-25-07 ④ _____ Date _____

1-800-452-OLCC (6522)

www.olcc.state.or.us

REQUEST FOR CITY COUNCIL ENDORSEMENT

No. 168-07

Liquor License Application
City of Hillsboro, Oregon

To assist the City of Hillsboro in its review of your application for a liquor license, the following information is required.

Indicate type of application:

- [x] $100.00 Original Application
- [ ] $ 75.00 Change of Ownership
- [ ] $ 75.00 Change of location
- [ ] $ 75.00 Change in privilege
- [ ] $ 35.00 Renewal or Temporary
- [ ] $ 25.00 Off-premises sales

License type:

- [x] Full on-premises sales
- [ ] Limited on-premises sales
- [ ] Off-premises sales
- [ ] Temporary sales license

PAID
AUG 10 2007
By 30910

BUSINESS NAME: Coyote's Bar and Grill

Business Address: 5301 W. Baseline Rd

Applicant: MARK ~~[illegible]~~ LaVance Hemenway
(Full Name)

Home Address: [redacted]

Driver's License No [redacted]

Co-Applicant: Wanda Marie Hemenway
(Full Name)

If more than one co-applicant, provide complete information on each (attach page(s) as necessary).

Home Address: same as above
Street Home Phone

City State Zip Business Phone

Driver's License No.: [redacted]

Note: If applicant is a corporation, list name and address of home offices:
K + K Corporation

I hereby attest that the information provided above is true and accurate to the best of my knowledge. It is understood that the City may request additional or supplemental information during the course of processing this application.

Date: 8/10/07

Signature(s) of Applicant(s) or Agent(s)

City Business License No.: _____ Receipt No. _____

Note: This page is to be filled out for new applications, change of ownership, change of location, change of class of license and temporary licenses.

Describe in detail the nature of the establishment you propose to operate. (For example, is your facility going to be a tavern, a family dining establishment, a neighborhood grocery store, part of a community shopping center, a special purpose retail outlet like a wine shop, etc.) If additional space is necessary, please use the back of this form, or attach additional page(s).

Sports Bar+Grill/Casual Dining Rest. located in Sunset Oaks Retail Center

Days and hours of operation: 7 days 11:00 AM - 2:00

Ratio of projected food sales to alcohol sales: 70% Food 30% alcohol

Service Capacity (i.e. maximum number of customers that can be accommodated at any give time): 250

Previous business names and addresses where you have ever been licensed. (Use reverse side of this application for additional space if necessary.)

none

Has the applicant ever been issued a liquor license? Yes ☐ No ☒

If yes, describe below the nature and location of the outlet(s), the type of license, and the dates during which the license was held.

Has the applicant ever been cited or had a compliance plan in effect for a liquor license? Yes ☐ No ☒

If yes, describe below the nature of the license sought, the location of the proposed outlet, the date of the citation, and reasons for the citation.

Is any building remodeling planned? If so, generally describe. newly constructed Retail mall - First tenant Buildout

Police Department: Approved ☑ Denied ☐

Signature

Comments:

OREGON LIQUOR CONTROL COMMISSION

LIQUOR LICENSE APPLICATION

PLEASE PRINT OR TYPE

Application is being made for:

LICENSE TYPES

- ■ Full On-Premises Sales ($402.60/yr)
  - ■ Commercial Establishment Caterer
  - ☐ Passenger Carrier
  - ☐ Other Public Location
  - ☐ Private Club
- ☐ Limited On-Premises Sales ($202.60/yr)
- ☐ Off-Premises Sales ($100/yr)
  - ☐ with Fuel Pumps
- ☐ Brewery Public House ($252.60)
- ☐ Winery ($250/yr)
- ☐ Other: _____

ACTIONS

- ☐ Change Ownership
- ■ New Outlet
- ☐ Greater Privilege
- ☐ Additional Privilege
- ☐ Other _____

Applying as:

☐ Individuals ☐ Limited Partnership ☒ Corporation ☐ Limited Liability Company

FOR CITY AND COUNTY USE ONLY

The city council or county commission:

_____ (name of city or county)

recommends that this license be:

Granted ☐ Denied ☐

By: _____ (signature) (date)

Name: _____

Title: _____

OLCC USE ONLY

Application Rec'd by: C. Ellis

Date: 7-23-07

90-day authority: ☐ Yes ■ No

1. Applicant(s): [See SECTION 1 of the Guide]

① K & K CORPORATION ③ _____

② _____ ④ _____

2. Trade Name (dba): COYOTE'S BAR AND GRILL

3. Business Location: 5301 E BASELINE HILLSBORO WASHINGTON OREGON 97123
(number, street, rural route) (city) (county) (state) (ZIP code)

4. Business Mailing Address: 6306 SE LOIS St HILLSBORO OR 97123
(PO box, number, street, rural route) (city) (state) (ZIP code)

5. Business Numbers: 503-849-8637
(phone) (fax)

6. Is the business at this location currently licensed by OLCC? ☐Yes ■No

7. If yes to whom: _____ Type of License: _____

8. Former Business Name: _____

9. Will you have a manager? ■Yes ☐No Name: MARK HEMENWAY
(manager must fill out an individual history form)

10. What is the local governing body where your business is located? CITY OF HILLSBORO
(name of city or county)

[redacted]

I understand that if my answers are not true and complete, the OLCC may deny my license application.

Applicant(s) Signature(s) and Date:

① Wanda Hemenway Date 6/14/07 ③ _____ Date _____

② _____ Date _____ ④ _____ Date _____

1-800-452-OLCC (6522)

www.olcc.state.or.us

REQUEST FOR CITY COUNCIL ENDORSEMENT No. 167-07

Liquor License Application
City of Hillsboro, Oregon

To assist the City of Hillsboro in its review of your application for a liquor license, the following information is required.

AUG 09 2007 By 3085

Indicate type of application:

- [x] $100.00 Original Application
- [ ] $ 75.00 Change of Ownership
- [ ] $ 75.00 Change of location
- [ ] $ 75.00 Change in privilege
- [ ] $ 35.00 Renewal or Temporary
- [ ] $ 25.00 Off-premises sales

License type:

- [ ] Full on-premises sales
- [x] Limited on-premises sales
- [ ] Off-premises sales
- [ ] Temporary sales license

BUSINESS NAME: Lentil Garden Indian Restaurant

Business Address: 18033 NW Evergreen Pkwy, #20 Beaverton, OR 97006

Applicant: RAMACHANDRA SUNKARA
(Full Name)

Home Address: [redacted]

Driver's License N [redacted]

Co-Applicant: Anumandla Srinivasula
(Full Name)

If more than one co-applicant, provide complete information on each (attach page(s) as necessary).

Home Address: [redacted]

Driver's License [redacted]

Note: If applicant is a corporation, list name and address of home offices: _____

I hereby attest that the information provided above is true and accurate to the best of my knowledge. It is understood that the City may request additional or supplemental information during the course of processing this application.

Date: 8/9/07

Signature(s) of Applicant(s) or Agent(s)

City Business License No.: 7489 Receipt No. _____

Note: This page is to be filled out for new applications, change of ownership, change of location, change of class of license and temporary licenses.

Describe in detail the nature of the establishment you propose to operate. (For example, is your facility going to be a tavern, a family dining establishment, a neighborhood grocery store, part of a community shopping center, a special purpose retail outlet like a wine shop, etc.) If additional space is necessary, please use the back of this form, or attach additional page(s).

family dining establishment

Days and hours of operation: 7 days a week 11:30 AM to 2:30 pm & 5:30 pm - 10 pm

Ratio of projected food sales to alcohol sales: 90:10

Service Capacity (i.e. maximum number of customers that can be accommodated at any give time): 68

Previous business names and addresses where you have ever been licensed. (Use reverse side of this application for additional space if necessary.)

~~N/A~~ 18033 NW Evergreen Pkwy, #20
Beaverton, OR-97006

Has the applicant ever been issued a liquor license? Yes ☑ No ☐

If yes, describe below the nature and location of the outlet(s), the type of license, and the dates during which the license was held.

family dining establishment, Limited-on premises, Apr. 06 to Mar 31, 07

Has the applicant ever been cited or had a compliance plan in effect for a liquor license? Yes ☐ No ☒

If yes, describe below the nature of the license sought, the location of the proposed outlet, the date of the citation, and reasons for the citation.

Is any building remodeling planned? If so, generally describe. NO

Police Department: Approved ☒ Denied ☐

Signature

Comments:

Take these attached forms to the governing body in which your business is located for Endorsement.

OREGON LIQUOR CONTROL COMMISSION

LIQUOR LICENSE APPLICAT

PLEASE PRINT OR TYPE

Application is being made for:

LICENSE TYPES

- ☐ Full On-Premises Sales ($402.60/yr)
  - ☐ Commercial Establishment
  - ☐ Caterer
  - ☐ Passenger Carrier
  - ☐ Other Public Location
  - ☐ Private Club
- ☑ Limited On-Premises Sales ($202.60/yr)
- ☐ Off-Premises Sales ($100/yr)
  - ☐ with Fuel Pumps
- ☐ Brewery Public House ($252.60)
- ☐ Winery ($250/yr)
- ☐ Other: _____

ACTIONS

- ☐ Change Ownership
- ☑ New Outlet
- ☐ Greater Privilege
- ☐ Additional Privilege
- ☐ Other _____

Applying as:

☐ Individuals ☐ Limited Partnership ☐ Corporation ☑ Limited Liability Company

FOR CITY AND COUNTY USE ONLY

The city council or county commission:

_____ (name of city or county)

recommends that this license be:

Granted ☐ Denied ☐

By: _____ (signature) (date)

Name: _____

Title: _____

OLCC USE ONLY

Application Rec'd by: HUDSON

Date: 8/6/07

90-day authority: ☐ Yes ☑ No

1. Applicant(s): [See SECTION 1 of the Guide]

① Lentil Garden Indian Restaurant, LLC ③ [redacted]

② [redacted] ④ _____

2. Trade Name (dba): Lentil Garden Indian Restaurant

3. Business Location: 18033 NW Evergreen Pkwy, Beaverton, Washington, OR, 97006
(number, street, rural route) (city) (county) (state) (ZIP code)

4. Business Mailing Address: 18033 NW Evergreen Pkwy, Beaverton, OR, 97006
(PO box, number, street, rural route) (city) (state) (ZIP code)

5. Business Numbers: 503-531-0802 (phone) 503-296-2337 (fax)

6. Is the business at this location currently licensed by OLCC? ☐ Yes ☑ No

7. If yes to whom: N/A Type of License: N/A

8. Former Business Name: N/A

9. Will you have a manager? ☐ Yes ☑ No Name: _____
(manager must fill out an individual history form)

10. What is the local governing body where your business is located? Hillsboro / Washington

[redacted]

I understand that if my answers are not true and complete, the OLCC may deny my license application.

Applicant(s) Signature(s) and Date:

① [signature] Date 6/12/07 ③ _____ Date _____

② [signature] Date 6/12/07 ④ _____ Date _____

1-800-452-OLCC (6522)

www.olcc.state.or.us

Common Types of OLCC Licenses:

Full On-Premises Sales (F):

This type of license allows the sale and service of distilled spirits, malt beverages, and wine for consumption on the licensed premises. The OLCC issues Full On-Premises Sales (F) licenses to caterers (F-CAT), commercial establishments (F-COM), private clubs (F-CLU), public passenger carriers
(F-PC), and other public locations (F-PL).

- Previously hard liquor dispenser license (DA, DB, DC)

Limited On-Premises Sales (L):

This license allows the sale of malt beverages, wine and cider for consumption on the licensed premises, and the sale of kegs of malt beverages for off premises consumption.

- Previously RMB (Tavern) license

Off Premises Sales (O):

This license allows the sale of malt beverages, wine, and cider in factory sealed containers for consumption off the licensed premises and allows sample tastings of malt beverages, wine, and cider.

- Previously called a package store license

Wholesale Malt Beverage and Wine (WMBW):

This license allows storage, import, export, and wholesale sale of wine (21% alcohol or less) to wholesale and retail licensees, allows wine tastings, and the sale of wine and male beverages for customers to drink at the business and "to go" in sealed containers.

Brewery Public House (BP):

This license allows the manufacture, storage, sale, and exportation of malt beverages. Retail sales may be for on or off premises consumption. Also allows sales of wine and cider containing no more than 21% alcohol.

8B

CITY OF HILLSBORO

PROCLAMATION

WHEREAS, Save a Life Foundation's mission is training and developing people as volunteers, starting with schoolchildren, to be active bystanders equipped with basic Life Supporting First Aid skills to aid during emergencies; and

WHEREAS, Save a Life Foundation, utilized only Emergency Medical Service Professionals as Instructors to teach basic Life Supporting First Aid techniques to schoolchildren, grades K-12 and adults; and

WHEREAS, basic Life Supporting First Aid Techniques, such as CPR, Heimlich maneuver, and the use of an AED are essential in maintaining life prior to EMS arrival; and

WHEREAS, the U.S. Conference of Mayors passed a resolution presented by **Save a Life Foundation** calling for the need for communities to create Community Response System Initiative (CRSI) committees to encourage citizens including children (grades K-12) to learn Life Supporting First Aid skills in case of emergency; and

WHEREAS, Save a Life Foundation works with local, state and federal government organizations and the private sector to highlight the importance of public emergency preparedness and effective emergency response; and

WHEREAS, Save a Life Foundation, an affiliate of the U.S. Department of Homeland Security, encourages all municipalities to recognize Save a Life Month in conjunction with Homeland Security's National Preparedness Month, a nationwide effort to encourage Americans to prepare for emergencies; and

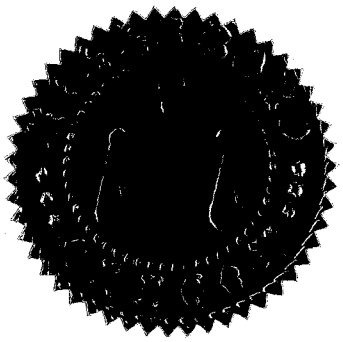
WHEREAS, Save a Life Foundation will coordinate this year an awareness campaign including billboard advertisements for a Save a Life Month to promote Life Supporting First Aid training in major cities; and

WHEREAS, the month of September 2007 has been designated as National Save a Life Month; and

NOW, THEREFORE, BE IT RESOLVED, that all municipalities, mayors and governors work with their local, state and federal government organizations and the private sector to proclaim, to participate in, and to celebrate the month of September as National Save a Life Month.

Therefore, I, Mayor Tom Hughes proclaim the month of September in Hillsboro as

SAVE A LIFE MONTH



Tom Hughes

Tom Hughes
September 4, 2007

150 East Main Street, Hillsboro, Oregon 97123-4028 • 503/681-6100 • FAX 503/681-6232
AN EQUAL OPPORTUNITY EMPLOYER *PRINTED ON RECYCLED PAPER*

BEH ATTORNEYS AT LAW | Beery Elsner & Hammond LLP

MEMORANDUM

TO: Honorable Mayor Tom Hughes and City Council
City of Hillsboro

THROUGH: R. Brett Estes, AICP, Planning Supervisor

FROM: Pamela J. Beery, City Attorney's Office

SUBJECT: Measure 37 claim waivers in conjunction with annexation petitions

DATE: September 4, 2007

The City Council requested at its meeting of August 7, 2007 that planning staff and legal counsel return with a recommendation to implement a policy of requiring waivers of potential Measure 37 claims in conjunction with petitions for annexation to the City.

Summary and Recommendation

We believe that a policy requiring M37 waivers relative to regulations that exist as of an annexation's effective date is legally sound. There are policy choices that should be considered in specific instances. Direction from the Council in these areas is requested.

Discussion

There are several policy reasons for requiring a waiver. A property owner who is choosing to annex to the City should be bound by all of the City's regulations and should not be able to turn around and challenge the applicability of some of those regulations once part of the City. Once annexed, a property is entitled to receive urban services and develop at urban densities and thus will increase in value. Finally, requiring a waiver of claims that may exist on the date of annexation levels the playing field for persons who choose to buy property in the City. Both are new residents of Hillsboro, yet the purchaser of property would only have potential M37 claims relative to additional land use regulations adopted after the date its purchase closed. The annexing property owner could arguably challenge every land use regulation in existence on the date of annexation.

t 503.226.7191 | 1750 SW Harbor Way Suite 380
f 503.226.2348 | Portland OR 97201-5106
e info@gov-law.com | www.gov-law.com
BEH

It is also our understanding that other cities require similar waivers, including Lake Oswego, Milwaukie, Portland, Sherwood, Sandy and Newberg.

From a legal perspective, a Council decision concerning a petition for annexation is a discretionary decision. Annexation decisions have been deemed to be land use decisions in numerous decisions of the Oregon Land Use Board of Appeals and Oregon Court of Appeals.[1] As such, the decision on whether to approve an annexation is governed by any applicable comprehensive plan and zoning ordinance provisions.

The zoning ordinance does not contain any applicable criteria; instead, annexations are governed by state law and the Metro Code. The City Comprehensive Plan also has policies and implementation measures that apply to annexation decisions, at Sections 2 and 12, and as referenced in the recent staff report on AN06-07: Toman. None of the applicable criteria or Comprehensive Plan policies limit the ability to require a Measure 37 waiver in conjunction with an annexation petition.

If the Council determines it wishes to institute a policy requiring waiver of Measure 37 claims as a precondition to filing a petition for annexation, the policy should be adopted by Resolution and accompanying waiver form that can be used to administer the policy.

Policy Issues for Consideration

As staff and our office have begun work on a potential Measure 37 waiver requirement in the annexation context, several policy issues have arisen. Some properties are uniquely situated and might be suitable for an exception to the otherwise generally applicable policy.

We will be briefing you on these issues and can bring back the desired implementation measure following our discussion.

Sincerely,

Pamela J. Beery

cc: Tim Erwert, City Manager

[1] See, for example, *Cape v. City of Beaverton*, 187 Or. App. 463, 68 P.3d 261 (2003).

9/5 AD C. CC DR TE RD BS

September 4, 2007

City of Hillsboro
City Council

Workshop session: regarding a proposed policy about criteria for annexation; waiver of Measure 37 rights.

My name is Brad Toman. Property that I own with my wife, Cindy, is in the UGB (Urban Growth Boundary) of the City of Hillsboro. It is not in the City limits.

First, I want it to be understood that there is not a current Measure 37 claim with the City on the Toman property on Camp Ireland St. A claim was filed in December, 2006. Due to lack of jurisdiction, the claim was denied via a letter in July 2007. Our annexation is pending.

This workshop is addressing a City policy to prevent claims from occurring on properties involved in an annexation process. This proposed policy would require a landowner to waive their statutory rights under Measure 37 before being allowed to successfully annex and develop the land. (Measure 37 language is in ORS Chapter 197.) This policy says, "If you don't sign this waiver, you will not be annexed." The City will be circumventing rights of citizens. This right was put in place by a State-wide initiative. This is beyond setting a poor tone in accepting new properties and new citizens into this City. The objective of this policy is to make a statutory right null and void.

My conclusion is to say 'No' to this policy.
I appreciate the opportunity to speak.

Brad Toman

Telephone 503-648-2633

Item #: 9A
Offered By: Brad Toman
Date: 9/4/07
Exhibit #: 1