

**CITY OF OREGON CITY
CITY COMMISSION
MEETING MINUTES**

APRIL 15, 2009

1. Convene Regular Meeting of April 15, 2009, and Roll Call

Mayor Norris called the regular session of the Oregon City Commission to order at 7:02 p.m. in the City Hall, Commission Chambers, 320 Warner Milne Road, Oregon City.

City Commission Present:

Alice Norris, Mayor
Doug Neeley, City Commissioner
James Nicita, City Commissioner
Rocky Smith, Jr., City Commissioner
Daphne Wuest, Commission President

City Staff Present:

City Manager Larry Patterson, City Attorney Ed Sullivan, Police Chief and Public Safety Director Mike Conrad, City Engineer and Public Works Director Nancy Kraushaar, Community Services Director Scott Archer, Finance Director David Wimmer, Senior Planner Tony Konkol, Human Resources Director Jim Loeffler, and City Recorder Nancy Ide.

Media Present:

The Oregonian Reporter Colin Miner

2. Flag Salute

3. Ceremonies, Proclamations, Presentations

a. Sesquicentennial Moment

Mayor Norris announced upcoming activities in observance of the State's 150th Birthday.

Mayor Norris also announced the City's Beavercreek Road Project was selected as one of the public works projects for 2009 by the American Public Works Association. Ms. Kraushaar provided a brief overview.

4. Citizen Comments

Paula Lewis, Oregon City, sought the Commission's support for painting a mural at the Clackamette Skate Park. Mayor Norris outlined the public art policy process once the funding was complete. The Oregon City Parks and Recreation Board had supported the proposal contingent upon a task force approval.

William Becker, Portland, addressed the situation of the heritage programs in Oregon City and recommended the City and County allow Clackamas Heritage Partners to fold. He reviewed his rationale for making such a recommendation and suggested contacting National Parks.

Paul Edgar, Oregon City, expressed concern that Jerry Herrmann was essentially being evicted from City property in a vindictive manner.

LaVerne Bauer, Oregon City, was concerned that part of her property was still in Clackamas County through an annexation oversight, but she found the costs for the maps and administrative work prohibitive. She requested those fees be waived. Commission Neeley believed this had been an island annexation and understood it was an oversight.

5. Adoption of the Agenda

Commissioner Wuest requested that agenda items 7.m and 7.n be moved up. The rest of the business was taken in the order presented.

6. Public Hearings

None scheduled.

7. General Business

a. Consider Approval of Downtown Parking Study Recommendations

Mr. Patterson introduced Rick Williams who was engaged to perform the study with the desired outcome being direction in strengthening the commercial downtown core.

Mr. Williams provided an overview of the study process and the 20-member Stakeholder Committee. The purpose of the study was to create a plan that supported downtown vibrancy with a plan that was simple and intuitive both for those who implemented it and those who used it. The Plan was focused on City assets and intended to serve as a model for the private sector. Mr. Williams discussed the consensus themes. The study zones were the historic downtown and the Bluff and included both on- and off-street supply. He pointed out the high occupancy zone which exceeded 85% in peak times most of which was used by employees.

Mr. Williams discussed the key principles. City owned/controlled parking (on-street) should be managed to prioritize visits of 2 hours or less. On-street parking needed to be managed to provide a customer/patron turnover that supports downtown vitality. Manage the public (city owned/controlled) parking supply using the 85% rule to inform and guide decision making. Provide sufficient parking to meet employee and longer term visitor demand (off street) and transition more employees into transit, bike, and walk modes. Encourage shared parking in areas where parking was underutilized. He reviewed the major findings that included employee parking in the high occupancy nodes, low turnover rates, and unused parking stalls on the Bluff. The group discussed the need to prioritize residential uses in R-zones. The points of major agreement were to make decisions based on the 85% rule, increase on-street turnover to support the downtown vision, too many employees were using on-street parking in the downtown core, and create partnerships to encourage use of underutilized spaces.

The near term recommendations were to designate a parking manager for the downtown and the Bluff, establish a parking advisory committee, add back approximately 56 on-street stalls in historic downtown, transition a minimum of 20 existing employee permits now in high occupancy nodes to the north end, increase parking rates where 85% capacity was exceeded to create diversity, and work with County to develop an action plan. Other longer term recommendations were to improve lighting to promote a sense of safety, develop a residential parking zone policy, re-stripe all-street parking, negotiate shared lease agreements, evaluate and adjust minimum parking ratios, and lease or acquire strategically located land for future parking on the Bluff.

Mr. Williams addressed parking enforcement which he found appropriate based on industry standards. He recommended flattening the system in the downtown from its current 11 types of parking and targeting enforcement on the Bluff. He discussed the issue building a parking structure and the economic environment needed to make that a viable option. He recommended exploring public/private partnerships first and then creating an environment in

which a garage would be economically successful. The City currently had over 800 empty spaces in the downtown and the Bluff. It was a matter of who walked, and customers were probably walking further than employees today. He discussed the survey dates and establishing a baseline which might vary 5% to 10%. Because of the amount of unused space he felt the strategy was accurate for two years before a supplemental study needed to be done. Many of the stalls on the Bluff were not marked, so a wheel was used in data collection.

Commissioner Neeley commented on the dramatic increase of elevator usage and how that data might be incorporated into the next survey.

Mayor Norris was eager to develop a transition plan for the courthouse use.

Mr. Patterson added downtown parking was not free and who should pay. He felt there was some additional process that needed to be done before the Commission adopted a recommendation. If fees were increased downtown and parking on the Bluff was not managed, fees would drop. They would have to address how employee parking was handled outside the core, and there were costs implied. He recommended a joint meeting with the Board of County Commissioners to review the study outcomes.

Commissioner Neeley noted there were certain areas of the Bluff where there was no permitting process. How difficult would it be to implement that system? Many older homes did not have off-street parking.

Mr. Patterson replied the residential permit system would have to be increased.

Commissioner Wuest discussed the permit system in her neighborhood which was at no cost to the residents.

The decision on this item was held over for further discussion.

Mayor Norris called for a brief recess.

m. City Commission Goals and Objectives for Calendar Year 2009

Mayor Norris reviewed the proposed goals and objectives, priorities, and work plan.

Commissioner Wuest made a number of comments having to do with the use of gray water at Tri-City and working with the other parties. It may be a more political discussion based on the regional partnership. In Goal 2 she suggested community approval be changed to vetting through a community process.

Mayor Norris recommended community acceptance, and Commissioner Neeley agreed.

Commissioner Wuest referred to Goal 2 and continuing efforts to encourage tourism and suggested adding a Main Street representative and incorporating the Main Street Plan.

Mayor Norris suggested incorporating Main Street efforts with tourism planning.

Commissioner Wuest discussed Goal 4 relating to livability and increasing police department staffing. She recommended exploring financing options to increase police staffing. She was concerned about budget realities and commitments made with the Fire District annexation.

Commissioner Nicita suggested adopting national standards.

Commissioner Neeley commented on national and state standards which might be beyond a city's financial capabilities. He discussed funding a second school resource officer.

Mr. Patterson suggested pursuing COPS Grant funding for 5 additional officers beyond the Fire Annexation Plan.

Chief Conrad commented on staffing and the TriMet position.

Commissioner Smith had concerns similar to Commissioner Neeley's regarding national standards and wanted to ensure Chief Conrad was comfortable with the wording.

Chief Conrad added the extra officers brought up the issue of an adequate police facility. Mr. Patterson suggested touring other cities' facilities.

Commissioner Wuest had concerns about the language having to do with helping the Oregon City School District with its economic problems.

Commissioner Neeley discussed developing a partnership to explore recreational facilities.

Mayor Norris recommended simply stating the City and School District would development partnerships.

Commissioner Wuest suggested exploring feasibility with community for funding public art. She felt it was a finance issue first and then a livability matter.

Mayor Norris discussed the 1% for art program and how it might work for public development in the City of Oregon City. The group agreed to add language related to establishing a public art program.

Commissioner Wuest hoped the goals and objectives would be posted on the City website.

Commission Smith referred to the goal related to the Clackamas Heritage Partners and proposed a study be required before any financial assistance was given.

Mayor Norris said the Commission could vote on any issue and could make that a pre-requisite.

Commissioner Wuest referred to Goal 2 regarding urban design planning and asked if there was a price tag, and Mayor Norris assured her there would.

Commissioners Wuest/Neeley m/s to approve the City Commission Goals and Objectives for calendar year 2009 as amended. Ms. Ide called the roll: Commissioners Smith, Nicita, Neeley, and Wuest and Mayor Norris voting "aye." Motion passed 5:0.

- n. Authorize the City Manager to Solicit Request for Proposals to Review Clackamas Heritage Partners Operations.

Mayor Norris reviewed the background of the Clackamas Heritage Partners (CHP) issue. She had proposed that City fund up to \$25,000 to engage a consultant for 5 months to look at the financial structure, long-term strategic plan, the board, and management. This would be a prerequisite to any additional funding from the City. The County felt this would be an important step before there was any additional support. The Board of County Commissioners (BCC) would probably consider some kind of match with the notion of helping strengthen and restore viability to the organization.

Commissioner Smith did not believe all supported the expenditure and did not think the consultant would help. He had concerns about the whole concept of hiring a consultant as he thought most people understood the issues. He suggested the County should pay for part of this. Many things needed to be addressed, and he did not see the purpose of spending \$25,000. He questioned if the consultant would help the overall health of CHP and questioned business license fees to fund this. He recommended the money go directly to the museums so they could be open for the summer. He commented on CHP's relatively successful fundraising efforts.

Mayor Norris did not see 3 votes for the match and felt the data was needed from a consultant if things were to change. Secondly, the business license fee was appropriate as tourism had always been an important element of economic development.

Commissioner Neeley discussed focusing on the End of the Oregon Trail Interpretive Center as it was a City facility. This dispassionate consultant would work for the City of Oregon City, and he wanted to determine what management would work best. He commented on the impacts of the museum closures, and he hoped to reopen the Interpretive Center. There was an issue of long-term management.

Mayor Norris did not wish these programs to go dormant and hoped to kick-start them.

Commissioner Nicita felt his position was informed by the City's budget situation. To him the fact remained the CHP Board made specific decisions that took the organization's eye off its mission. For example, he felt the \$25,000 could go toward hiring an economic development staff for the City. How did one decide to offer financial help to one organization over another?

Commission Wuest agreed CHP had made some mistakes, and she supported hiring a consultant to provide a perspective on the operations and suggest some options. It may be found the access project was not a good thing to do. The City owned the End of the Oregon Trail, and she supported the \$25,000 for the consultant as these were statewide assets.

Commissioner Neeley said it was important to look at the management failures of the facility as well as opening the facility. He thought it was a case of the best way to stage it.

Commissioner Smith said the City had no way to enforce the consultant's findings.

Mayor Norris replied both the City and County had the checkbook. The consultant gives the recommendation, and money was offered if the changes were made.

Mr. Patterson suggested approving the commitment for the expenditure and directing staff to work on the management agreement to ensure changes were implemented.

Commissioner Neeley discussed business license fees and economic development uses. He asked if the Chamber had come to some kind of consensus on this proposal.

Mayor Norris referred to a written response from the Chamber of Commerce supporting an out-of-area consultant for transparency.

Commissioners Neeley/Wuest m/s to spend up to \$25,000 for a consultant to evaluate Clackamas Heritage Partners operations and that a new management agreement be constructed. Ms. Ide called the roll: Commissioners Neeley and Wuest and Mayor Norris voting "aye" and Commissioners Smith and Nicita voting "no." Motion passed 3:2.

There was no interest in the matching proposal without additional information.

Thelma Haggenmiller, Oak Lodge, felt there was an issue of timing, and a consultant would not get the museums open in a timely manner. She recommended referring back to the TDC the \$87,000 going to two firms for studies.

Commissioners Neeley/Wuest m/s to support the procurement of two studies by the County for the Willamette Falls access project.

Commissioner Nicita could not support something like this thrust into a neighborhood.

Ms. Ide called the roll: Commissioners Smith, Neeley, and Wuest and Mayor Norris voting "aye" and Commissioner Nicita voting "no." Motion passed 4:1.

Dan Fowler, Oregon City, felt this was a step in the right direction to moving forward together.

Mayor Norris called for a brief recess.

Commissioner Wuest left the meeting at 9:40 p.m.

- j. Resolution No. 09-08 Authorizing Vacation of Sections of Caufield Place (No. 1) Tract C (City of Oregon City Tract for Storm Water Purposes) – City File No. EV09-0003 (for TP09-0001)

Ms. Kraushaar reported this would begin the vacation process so the owner could develop a few more lots.

Monte Hurley, AKS Engineering, showed a map of the area and location of the vacation. He provided background on the subdivision proposal. After preliminary tract approval the developer was able to install a gravity sewer line, and the tract was no longer needed for a pump station and could be developed. The subdivision process was separate and would come back before the Commission.

Commissioner Nicita discussed the timing of the vacation and the subdivision process.

Mr. Sullivan believed the applicant was doing it in the proper sequence. The vacation meant the City no longer had an interest in the tract and that the property would revert to the previous owner.

Mr. Konkol discussed the current zoning and future approvals. In process terms, the vacation was appropriately done first. The City was the current owner of Tract C for storm water purposes. The applicant would be making a large financial commitment trust for the amendments if the vacation was not an option.

Ms. Kraushaar added the City was not comfortable being co-developers and making recommendations.

Commissioner Neeley commented on the sewer pipe going above Caufield Creek, and he was not in favor of going forward with this vacation. He noted the large trees that could fall and damage the pipe. The City might need the property in the future for a pump station.

Mr. Konkol said initial subdivision met all requirements for buffer areas in place at the time.

Ms. Kraushaar discussed Commissioner Neeley's concerns regarding the gravity pipe which she felt could be designed to withstand forces. It was ductile iron with rigid connections, and she felt the odds were low that the pipe would break. She added that Tract D no longer belonged to the City where the pump station was originally designed. Tract C was the storm water facility.

Mr. Hurley felt an analysis could be written addressing the tree issue and stating the pipe was adequate.

Mr. Konkol pointed out they were looking for a 4-lot development, and Tract E was very large and could accommodate a pump station.

Mr. Hurley noted the trail system easement.

Ms. Kraushaar said if there were an emergency situation the pump station could be built in the cul-de-sac although it was not preferable. The City would also like a gravity conveyance.

Commissioners Nicita/Neeley m/s to approve Resolution No. 09-08 authorizing vacation of sections of Caufield Place (No. 1) Tract C (City of Oregon City Tract for Storm Water Purposes.

Commissioner Neeley understood tonight's action would begin the vacation process, and the matter would come back to the Commission for a final decision.

Ms. Ide called the roll: Commissioners Smith, Nicita, Neeley and Mayor Norris voting "aye." Motion passed 4:0.

- b. Local Agency Agreement #25554, American Recovery and Reinvestment Act of 2009, McLoughlin Promenade: 7th Street to 1st Street (Oregon City)

Ms. Kraushaar reported the City received \$1.065 million for the restoration of John McLoughlin Promenade, and the City was required to enter into a local agency agreement in order to carry out the work. This was a reimbursement grant, and the Urban Renewal Commission (URC) approved a contract for the engineering consulting services and construction oversight.

Commission Nicita would like this project to go before the Historic Review Board (HRB) and this Commission to oversee the project at every juncture because of the site's historical significance. He wanted to make sure this was done correctly and indicated he did not feel some previous work had been done accurately.

Commissioner Neeley had no problem with the HRB reviewing the plans and felt past work was historically accurate.

Commissioner Nicita understood the funds had to obligated but there was no timeline on completion.

Ms. Kraushaar explained the bids had to be awarded within 120-days of the signing. The plans and specs had to be delivered to ODOT 6 weeks earlier. Wallis Engineering had an extensive background in this kind of work that included Crown Point and Timberline Lodge. Ms. Robinson-Gardner has been actively involved in this project since the beginning, and a lot of care has gone into its planning. Ms. Kraushaar would look at a process with HRB.

Mr. Sullivan heard a distinction between an informal HRB review and permitting. He suggested there could be an advisory review before construction, and if needed there could be a contract change order. That would leave the City Commission to ask and to perhaps pay for it.

Commissioners Nicita and Smith discussed the importance of this site to the history of Oregon City. Commissioner Smith hoped work would be done on the Singer Creek Falls.

William Gifford, Oregon City and co-chair of the McLoughlin Neighborhood Association. The Neighborhood felt strongly about this and believed the engineers would do the right thing. He hoped there would be a presentation to the Neighborhood and requested signage at either end of the Promenade and a memorial to the Kelly's.

Ms. Kraushaar commented the funding was requested for restoration.

Mr. Archer responded to Mr. Gifford's comments. This was a park but this work was being done as a transportation project. Plans were underway for signage and the Kelly memorial. Staff would look into funding this through the project, and Mayor Norris suggested County funds could be available from County tourism funds.

Commissioner Neeley suggested signage directing people to other historic points of interest in Oregon City.

Commissioners Neeley/Smith m/s to approve Local Agency Agreement #25554, American Recovery and Reinvestment Act of 2009, McLoughlin Promenade: 7th Street to 1st Street (Oregon City). Ms. Ide called the roll: Commissioners Smith, Nicita, Neeley and Mayor Norris voting “aye.” Motion passed 4:0.

Commissioner Nicita/Smith m/s that the McLoughlin Promenade Project be submitted to the Historic Review Board for a certificate of appropriateness pursuant to OCMC 17.40.060.

The group discussed potential permitting issues related to the HRB and what might happen in the process.

Commissioner Neeley and Mayor Norris were concerned with the implications to the timeline and did not wish to torpedo the project. Mayor Norris felt an informal review might be more appropriate.

Ms. Kraushaar explained ODOT would not grant the funds if there were a land use process underway. The money had to be obligated in 120-days.

Mr. Sullivan discussed the timelines if there were an HRB hearing. The group discussed the Jughandle project, and Mr. Patterson noted this was economic stimulus money.

Ms. Kraushaar added this was a reimbursement project.

Commissioner Nicita withdrew his motion.

Mr. Konkol added Ms. Robinson-Gardner had been involved in the process from the

Mr. Sullivan suggested a motion that involved an HRB review for examination before construction begins. This was not a condition but a requirement for a report.

Mr. Patterson commented on budget implications and possible general fund expenditures.

Commissioners Nicita/Smith m/s to require staff to report to the City Commission and Historic Review Board before construction was undertaken and inform the City Commission of the Historic Review Boards comments. Ms. Ide called the roll: Commissioners Smith, Nicita, Neeley and Mayor Norris voting “aye.” Motion passed 4:0.

- c. Resolution No. 09-06, Amending the City’s Capital Improvement Plan for Transportation

Ms. Kraushaar requested approval of the Resolution adding two projects to the Transportation System Plan (TSP) Capital Improvement Program. One was an addition of a right-turn lane on Beaver Creek Road going eastbound, and the other was the railroad safety improvement project at the bottom of Singer Hill.

Commissioner Smith discussed access to the coffee shop parking lot.

Commissioners Neeley/Smith m/s to approve Resolution No. 09-96 amending the City’s Capital Facilities Improvement Plan for Transportation.

Commission Neeley discussed the bridge to Gladstone to Portland Avenue and said he had moved to have it removed from the TSP. Ms. Kraushaar would look into it and report back.

Ms. Ide called the roll: Commissioners Smith, Nicita, Neeley and Mayor Norris voting “aye.” Motion passed 4:0.

- d. Resolution No. 09-07, Declaring the Necessity and Intent to Appropriate Real Property and Authorizing Institution of Condemnation Proceedings if Necessary

Ms. Kraushaar reported this was necessary to the railroad safety project at the bottom of Singer Hill so the property owner was fully aware of the process. This was a necessary part of the project before even making an offer.

Commissioner Nicita did not wish to enter eminent domain without talking to the property owner first. He suggested tabling this and inviting the property owner for a discussion.

Ms. Kraushaar said the property owner was aware of the project and an appraisal had been done. The property owner wanted a lot more money, and it was clear the City and property owner were very far apart. Usually these matters ended up in mediation. She pointed out there was a safety problem, and in the long run this was of value to the property in terms of safer access.

Commissioner Neeley/Smith m/s to approve Resolution No. 09-07, Declaring the Necessity and Intent to Appropriate Real Property and Authorizing Institution of Condemnation Proceedings if necessary. Ms. Ide called the roll: Commissioners Smith and Neeley and Mayor Norris voting “aye” and Commissioner Nicita voting “no.” Motion passed 3:1.

- e. Resolution No. 09-09, Transfer of Appropriations for Fiscal Year 2008 – 2009

Mr. Wimmer reviewed the budget changes.

Commissioners Neeley/Nicita m/s to approve Resolution No. 09-09, Transfer of Appropriations for Fiscal Year 2008 – 2009. Ms. Ide called the roll: Commissioners Smith, Nicita, Neeley and Mayor Norris voting “aye.” Motion passed 4:0.

- f. City Commission Authorization, Deposit to Render ODOT Services, OR 213: 1-205 – Redland Road Overcrossing (Oregon City)

Ms. Kraushaar reported on the extensive work that had been done on the Jughandle design at Hwy 213 and Washington. ODOT was the reviewer and approvers of the final design, and in this case the City had been asked to deposit funds for its work although the intergovernmental agreement had not been signed at this time.

Commissioner Neeley understood the City was being asked to do it in this manner because the project was moving forward quickly.

Commission Nicita asked if there were any restrictions on the use of systems development charge (SDC) fees.

Mr. Sullivan replied the project had to be in the capital improvement plan (CIP).

Commissioners Smith/Neeley m/s to authorize the finance director to deposit funds in the amount of \$100,000 to render ODOT services to participate in design meetings, approvals, and plan review for Jughandle and Redland Road intersection improvements on Hwy 213 in Oregon City. Ms. Ide called the roll: Commissioners Smith, Nicita, Neeley and Mayor Norris voting “aye.” Motion passed 4:0.

- g. Jurisdictional Transfer Agreement with ODOT for Molalla Avenue at OR 213

Ms. Kraushaar explained this was a cleanup action that would transfer a remnant at the intersection of Hwy 213 and Molalla Avenue to the City of Oregon City.

Commissioners Nicita/Smith m/s to approve the Jurisdictional Transfer Agreement with ODOT for Molalla Avenue at OR 213. Ms. Ide called the roll: Commissioners Smith, Nicita, Neeley and Mayor Norris voting “aye.” Motion passed 4:0.

- h. Contract for Removal and Replacement of the Roofing at the Pool, 1211 Jackson in the amount of \$300,690

Mr. Archer discussed the Pool replacement needs of which the roof was one of the most significant. The Parks Master Plan indicated strongly that the public wished to keep the Pool in its current location and supported the needed improvements. The life of the facility could be extended about another 30 years if recommended improvements were made. He showed slides of the damage that was occurring. He anticipated the project would be done by the end of June including the HVAC unit upgrades on the roof.

Commissioners Nicita/Smith m/s to approve the contract for removal and replacement of the roofing at the City Pool, 1211 Jackson in the amount of \$300,690. Ms. Ide called the roll: Commissioners Smith, Nicita, Neeley and Mayor Norris voting “aye.” Motion passed 4:0.

- i. Intergovernmental Agreement with Metro for Impact-Based Transportation System Development Charges in Oregon City

Ms. Kraushaar discussed impact-based system development charges including charges in the regional center and transportation corridors. Metro agreed to help fund consulting fees, and this agreement would allow reimbursement to the City in the amount of \$11,000.

Commissioners Neeley/Smith m/s to approve the intergovernmental agreement with Metro for impact-based Transportation System Development Charges in Oregon City. Ms. Ide called the roll: Commissioners Smith, Nicita, Neeley and Mayor Norris voting “aye.” Motion passed 4:0.

- k. Resolution No. 09-10, Eligibility to Receive State-Shared Revenue

Mr. Wimmer provided the staff report on the proposed resolution that certified services provided by the City of Oregon City.

Commissioners Neeley/Smith m/s to approve Resolution No. 09-10, Eligibility to Receive State-Shared Revenue. Ms. Ide called the roll: Commissioners Smith, Nicita, Neeley and Mayor Norris voting “aye.” Motion passed 4:0.

- l. City Commission Approval, Letter of Agreement, Union Pacific Railroad Property Acquisition, OR 213:I-205 Redland Road Overcrossing (Oregon City)

Ms. Kraushaar reported this was a preliminary agreement that allowed the City access to the site and go into a due diligence period of 60 days before making the decision to acquire the property. This was part of the Jughandle project, and Ms. Kraushaar briefly reviewed the staff report maps and impacts on historic properties.

Commissioners Neeley/Nicita m/s to approve the Letter of Agreement, Union Pacific Railroad Property Acquisition, OR 213: I-205 – Redland Road Overcrossing (Oregon City). Ms. Ide called the roll: Commissioners Smith, Nicita, Neeley and Mayor Norris voting “aye.” Motion passed 4:0.

8. Consent Agenda

Commissioners Smith/Neeley m/s to approve the consent agenda as presented:

- a. OLCC: Liquor License Application – Full On-Premises Sales for a Commercial Establishment and Change in Ownership, Applying as a Limited Liability Company, M & D Rose, LLC, dba Howell's Restaurant and Lounge, Located at 508 7th Street, Oregon City; and
- b. Minutes of the February 10, 2009 Work Session.

Ms. Ide called the roll: Commissioners Smith, Nicita, Neeley and Mayor Norris voting "aye." Motion passed 4:0.

9. Communications

- a. City Manager

Mr. Patterson announced upcoming Budget Committee meetings and noted related information. He commented on traffic issues resulting from bridge repair work. He briefly commented on Mr. Herrmann's situation and notification from the City regarding his encroachment on public property. He did not believe there was any active agreement between Mr. Herrmann and the City of Gladstone for operation of the museum. He pointed out the City's liability in this matter.

- b. Mayor

Mayor Norris announced the appointment of Toby Forsberg to the Metro Enhancement Committee.

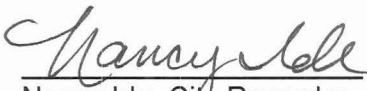
- c. Commissioners

Commissioner Smith announced the Pioneer Family Festival and Teddy Bear Parade.

10. Adjournment

Mayor Norris adjourned the meeting was adjourned at 11:14 p.m.

Respectfully submitted,


Nancy Ide, City Recorder