



CITY OF OREGON CITY

CITY COMMISSION REGULAR MEETING

MINUTES

Commission Chambers, Libke Public Safety Facility, 1234 Linn Ave, Oregon City
Wednesday, November 03, 2021 at 7:00 PM

REGULAR MEETING OF THE CITY COMMISSION

1. CONVENE MEETING AND ROLL CALL

Mayor Lyles Smith convened the meeting at 7:00 PM.

PRESENT: 5 -

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

STAFFERS: 11 -

City Manager Tony Konkol, Assistant. to the City Manager Lisa Oreskovich, Assistant City Recorder Jakob Wiley, Community Development Director Laura Terway, Parks & Rec. Director Kendall Reid, City Attorney Bill Kabeiseman, Human Resources Director Patrick Foiles, Public Works Director John Lewis, Finance Director Matt Zook, Library Director Greg Williams, Police Chief Jim Band, and Planner Kelly Reid

2. FLAG SALUTE

3. CEREMONIES AND PROCLAMATIONS

3a. Proclamation Honoring Oregon City's Fallen Officers Robert Libke and George Hanlon

Mayor Lyles Smith read the proclamation and led a moment of silence in the officers' honor.

3b. Swearing in Ceremony for Amy Lindgren as Municipal Judge

Mayor Lyles Smith swore in new Municipal Judge Lindgren.

4. CITIZEN COMMENTS

Doug Neeley, resident of Oregon City, complimented the City on the Molalla Avenue reconstruction.

Karen Ellis, resident of Happy Valley, spoke about post-traumatic stress disorder sustained by police officers in the line of duty. She discussed city policies that needed to be changed for better treatment and recovery.

Liz Hannum, Downtown Oregon City Association, and Kelli Upkes, DOCA Board Member, would like to have a discussion about the courthouse plaza continuing to be a public space.

5. PRESENTATIONS

5a. Update on Temporary Shower Trailer at Milner Veterinary Hospital

Brandi Johnson, Love One, said the shower trailer was available on the second and fourth Sundays of every month. She discussed the number of people who used their services and spotlighted their volunteers. They had received no concerns or complaints. She explained the community outreach that they had done.

Motion made by Commissioner McGriff, seconded by Commissioner O'Donnell, to support continuing the shower facility at the Milner Veterinary Hospital and to receive another update on May 4, 2022. The motion carried by the following vote:

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

6. ADOPTION OF THE AGENDA

The agenda was adopted as presented.

7. CONSENT AGENDA

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

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

- 7a. Resolution No. 21-48, Night Time Construction on Washington Street (at OC Brewing)
- 7b. Resolution No. 21-50, ODOT I-205 Phase 1A Night Work Exemption
- 7c. Personal Services Agreement with 3J Consulting, Inc. for the 2022 Water and Sanitary Utility Replacement Project (CI 21-014)
- 7d. Personal Services Agreement with Murraysmith for the Henrici Reservoir Rehabilitation Project (CI 21-017)
- 7e. OLCC: Liquor License Application – Chinese Cafe Restaurant Inc., 904 Molalla Avenue, Oregon City
- 7f. Minutes of the September 15, 2021 Regular Meeting

8. PUBLIC HEARINGS

- 8a. First Reading of Ordinance 21-1014 - An Ordinance Approving GLUA 21-00057 and LEG 21-00004, Adopting the Housing Needs Analysis

Mayor Lyles Smith opened the public hearing.

Laura Terway, Community Development Director, discussed the purpose of the Housing Needs Analysis. The analysis had been vetted through several community groups and the Planning Commission voted unanimously to recommend approval. She then discussed the public comments that had been received.

Beth Goodman, Eco Northwest, said this analysis was done to determine if the City had enough buildable residential land and to identify the City's unmet housing needs. She discussed housing affordability in Oregon City, inventory of buildable land, forecast for new housing, and recommendations.

There was discussion regarding ADUs, the houseless population, constrained land, relationship between household income and renter or homeowner payments, and projected growth and impact to infrastructure and management.

Mayor Lyles Smith closed the public hearing.

Commissioner McGriff needed more time before approving the ordinance.

Motion made by Commissioner Marl, seconded by Mayor Lyles Smith, to approve the first reading of Ordinance 21-1014, approving GLUA 21-00057 and LEG 21-00004, adopting the Housing Needs Analysis. The motion failed by the following vote:

Yea: Mayor Lyles Smith and Commissioner Marl

Nay: Commissioner O'Donnell, Commissioner McGriff, and Commissioner Smith

Motion made by Commissioner McGriff, seconded by Commissioner Smith, to continue Ordinance 21-1014 to November 17, 2021. The motion carried by the following vote:

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

- 8b. First Reading of Ordinance 21-1016 – An Approval of LEG-21-00003, an Adoption of the Park Place Urbanization Plan and an Amendment to the Transportation System Plan

Mayor Lyles Smith opened the public hearing.

Kelly Reid, Planner, gave a presentation on the Park Place Urbanization Plan. She explained the process used to create the plan, purpose of the plan, what the plan included, approval criteria, and City Commission options. The Planning Commission recommended approval with conditions.

There was discussion regarding the rights-of-way widths and how this was currently unfunded and might be a better future project.

Josh Wheeler, Assistant City Engineer, discussed the study goals, project overview, pedestrian and bicycle challenges, vehicular challenges, neighborhood survey, Roadway Classification Plan, roadway specific cross sections, sidewalk priorities, and next steps/options.

Commissioner McGriff needed more time. She suggested holding a work session on this.

There was discussion regarding real numbers versus percentages, reviewing the cross sections, need for another arterial, improvements to Holcomb Boulevard, and clarifications to the document.

There was consensus that the Commission needed more time to review the document.

Motion made by Commissioner McGriff, seconded by Commissioner Smith, to continue Ordinance 21-1016 to December 15, 2021. The motion carried by the following vote:

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

9. GENERAL BUSINESS

- 9a. Second Reading of Ordinance No. 21-1015 - An Ordinance Approving GLUA-21-00005, an Emergency Annexation, AN-21-00001, and Zone Change, ZC-21-00002, to R-6 for Approximately 1.05 Acres Located at 19630 S. McCord Road

Commissioner O'Donnell suggested the Planning Commission review all annexation requests to safeguard against those trying to circumvent the system to bring in larger parcels of land due to an emergency.

Ms. Terway said that change had been made. All emergency annexations would go to the Planning Commission and City Commission.

Commissioner McGriff did not think the emergency annexations should include zone changes. They should be annexations only and the applicants could come back later for zone changes.

Bill Kabeiseman, City Attorney, said state statute said cities had to have a consolidated procedure where an applicant could apply for all permits at once. He would confirm whether or not annexations fit within that statute.

Motion made by Commissioner O'Donnell, seconded by Commissioner Smith, to approve the second reading and final adoption of Ordinance 21-1015, approving GLUA-21-00005, an Emergency Annexation, AN-21-00001, and Zone Change, ZC-21-00002, to R-6 for approximately 1.05 acres located at 19630 S. McCord Road. The motion carried by the following vote:

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

Abstain: Commissioner McGriff

10. COMMUNICATIONS**11. City Manager**

- 11a. Planning Division Draft Policy: Utilization of the Friends of Trees Planting Program for Limited Street Tree Replacements

Tony Konkol, City Manager, said this policy would open eligibility for the Friends of Trees program to residents dealing with lifted sidewalks and tree replacements.

Ms. Terway said it would allow residents to participate for \$35 per tree. There were 15 available plantings for the November 20 planting.

There was consensus for staff to move forward with the policy.

- 11b. Implementation of House Bill 2006

Ms. Terway said this house bill allowed emergency shelters to be placed without land use review or public comment opportunities if the applications were submitted before July 1, 2022. It would be an over the counter review with non-discretionary criteria. The shelters would have to open within two years of approval and if they stopped for more than two years they would have to go through an approval process. The City received an application from Father's Heart.

There was discussion regarding the timeframe, definition of emergency shelter, legislative overreach, how other cities had dealt with this, criteria for these shelters, location for Father's Heart, concern regarding

public safety, need for warming shelters around the County, and obligation to process the current application.

There was preference for a resolution for a temporary emergency shelter as had been done in the past while they worked to relocate the Father's Heart facility and to create clear and objective standards for health and public safety.

12. Commissioners

Commissioner Smith congratulated the Downtown Association for their Halloween event.

Commissioner O'Donnell attended a Concierge training.

13. Mayor

Mayor Lyles Smith thanked Ms. Terway for her 18 years of service to the City. This was her last meeting.

14. ADJOURNMENT

Mayor Lyles Smith adjourned the meeting at 9:42 PM.

Respectfully submitted,



Jakob Wiley, Assistant City Recorder