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## City Council Regular Meeting Minutes

**Monday, June 27, 2022**  
**Zoom Community Auditorium**

***Minutes are unofficial until approved by City Council.  
Council approved minutes as presented July 11, 2022.***

### **A. Call to Order:**

Mayor Peter Truax called the regular City Council meeting to order at 7:01 p.m. via in-person and Zoom Webinar Video Conference. The meeting was held in a “hybrid” format allowing the public to attend both virtually and in-person in the Community Auditorium. Members of the public could observe the meeting **LIVE** on **Zoom Webinar** or on television on Tualatin Valley Community Television (TVCTV) Government Access Programming.

1. **ROLL CALL: COUNCIL PRESENT:** Kristy Kottkey; Timothy Rippe; Mariana Valenzuela; Malynnda Wenzl, Council President; and Peter Truax, Mayor. **COUNCIL ABSENT:** Donna Gustafson and Elena Uhing.
2. **STAFF PRESENT:** Jesse VanderZanden, City Manager; Paul Downey, Assistant City Manager/Finance Director; Bryan Pohl, Community Development Director; Jim Geering, Fire Chief; and Anna Ruggles, City Recorder.
3. **Certificate of Commendation:** 20 Years of Service, Anna Ruggles, City Recorder

### **B. Public Comment:**

1. CC06-27-2022 Written Public Comments received by 3:00 p.m. on the day of the meeting were published in the Council Packet.

No testimony was heard via Zoom.

### **C. Consent Agenda:**

1. Approve City Council Executive Session (Labor Negotiations) Meeting Minutes of June 13, 2022.
2. Approve City Council Work Session (Communications Plan Strategy) Meeting Minutes of June 13, 2022.
3. Accept Committee for Community Involvement (CCI) Meeting Minutes of May 3, 2022.
4. Accept Community Forestry Commission (CFC) Meeting Minutes of May 11, 2022.
5. Accept Community Policing Advisory Commission (CPAC) Meeting Minutes of April 21, 2022.
6. Accept Economic Development Commission (EDC) Meeting Minutes of September 2 and October 7, 2021, and February 10, March 10, and April 14, 2022.

7. Accept Library Commission (LC) Meeting Minutes of April 13, 2022.
8. Accept Public Arts Commission (PAC) Meeting Minutes of March 19 and April 21, 2022.
9. Accept Sustainability Commission (SC) Meeting Minutes of April 28, 2022.
10. **ACCEPT ABSTRACT OF VOTES BALLOT MEASURE 34-312 FIVE-YEAR REPLACEMENT LEVY FOR FIRE, POLICE, PARKS AND LIBRARY SERVICES (\$1.95) MAY 17, 2022, PRIMARY ELECTION PASSED. (ITEM REMOVED)**
11. **RESOLUTION NO. 2022-49 MAKING APPOINTMENTS TO ECONOMIC DEVELOPMENT COMMISSION (EDC) (APPOINTING TIMOTHY WATTS, LARGE MANUFACTURER/TECHNOLOGY, AND JESSICA HARRINGTON, FOOD/BEVERAGE PROCESSOR, TERMS EXPIRING DECEMBER 31, 2023).**

**MOTION:** Councilor Rippe moved, seconded by Councilor Valenzuela, to approve the Consent Agenda as amended. **VOICE VOTE:** AYES: Councilors Kottkey, Rippe, Valenzuela, Wenzl, and Mayor Truax. NOES: None. ABSENT: Councilors Gustafson and Uhing. **MOTION CARRIED 5-0.**

Mayor Truax removed Consent Agenda Item 10 above and thanked the voters for supporting the City's replacement levy for fire, parks and library services. Hearing no concerns from the Council, Mayor Truax asked for a motion as noted below.

**MOTION:** Council President Wenzl moved, seconded by Councilor Valenzuela, to approve Consent Agenda Item 10 as presented. **VOICE VOTE:** AYES: Councilors Kottkey, Rippe, Valenzuela, Wenzl, and Mayor Truax. NOES: None. ABSENT: Councilors Gustafson and Uhing. **MOTION CARRIED 5-0.**

**D. Additions/Deletions:**

1. City Manager – none.
2. Proposed by Councilors – none.

**E. Presentations: None.**

**F. Public Hearings, Ordinances, and Resolutions:**

1. **PUBLIC HEARING AND RESOLUTION NO. 2022-32 ADOPTING BUDGET FOR FISCAL YEAR COMMENCING JULY 1, 2022, AND ENDING JUNE 30, 2023**

**Staff Report:**

Downey presented the above-proposed resolution for Council consideration, noting the Budget Committee approved at its June 1, 2022, meeting a proposed budget of \$154,442,191 for Fiscal Year commencing July 1, 2022, and ending June 30, 2023. In conclusion of the above-noted staff report, Downey advised staff is recommending Council

consider adopting the proposed resolution as outlined in Exhibit A, which includes changes increasing the proposed budget by \$35,000 for a total adopted budget in the amount of \$154,447,191 for Fiscal Year 2022-23.

Before proceeding with Public Hearing and Council discussion, Mayor Truax asked for a motion to adopt Resolution No. 2022-32.

VanderZanden read Resolution No. 2022-32 by title.

**MOTION:** Councilor Rippe moved, seconded by Council President Wenzl, to approve Resolution No. 2022-32 Adopting Budget for Fiscal Year Commencing July 1, 2022 and Ending June 30, 2023, in the Amount of \$154,447,191.

**Public Hearing Opened:**

Mayor Truax opened the Public Hearing and explained hearing procedures.

**Written Testimony:**

No written testimony was received.

**Proponents:**

No one testified.

**Opponents:**

No one testified.

**Others:**

No one testified.

**Public Hearing Closed:**

Mayor Truax closed the Public Hearing.

**Council Discussion:**

Hearing no concerns from the Council, Mayor Truax asked for a roll call vote on the above motion.

**ROLL CALL VOTE:** AYES: Councilors Kottkey, Rippe, Valenzuela, Wenzl, and Mayor Truax. NOES: None. ABSENT: Councilors Gustafson, Uhing. MOTION CARRIED 5-0.

2. **RESOLUTION NO. 2022-33 LEVYING AND CATEGORIZING TAXES FOR CITY OF FOREST GROVE FOR FISCAL YEAR COMMENCING JULY 1, 2022, AND ENDING JUNE 30, 2023**

**Staff Report:**

Downey presented the above-proposed resolution levying and categorizing taxes imposed at the rate of \$5.554 per \$1,000 of assessed value for Fiscal Year commencing July 1, 2022, and ending June 30, 2023. In conclusion of the above-noted staff report, Downey advised staff is recommending Council consider adopting the proposed resolution as outlined in Exhibit A, noting the City levies the following: 1) General Fund – Permanent Rate of \$3.9554 per \$1,000 of assessed value, and 2) City's Five-Year Local Option Levy at the rate of \$1.6000 per \$1,000 of assessed value, which expires June 30, 2023.

Before proceeding with Council discussion, Mayor Truax asked for a motion to adopt Resolution No. 2022-33.

VanderZanden read Resolution No. 2022-33 by title.

**MOTION:** Councilor Rippe moved, seconded by Council President Wenzl, to adopt Resolution No. 2022-33 Levying and Categorizing Taxes for Fiscal Year Commencing July 1, 2022, and Ending June 30, 2023.

**Council Discussion:**

Hearing no concerns from the Council, Mayor Truax asked for a roll call vote on the above motion.

**ROLL CALL VOTE:** AYES: Councilors Kottkey, Rippe, Valenzuela, Wenzl, and Mayor Truax. NOES: None. ABSENT: Councilors Gustafson, Uhing. MOTION CARRIED 5-0.

3. **RESOLUTION NO. 2022-34 MAKING APPROPRIATIONS FOR CITY OF FOREST GROVE, WASHINGTON COUNTY, OREGON, FOR FISCAL YEAR COMMENCING JULY 1, 2022, AND ENDING JUNE 30, 2023**

**Staff Report:**

Downey presented the above-proposed resolution making the necessary appropriations for Fiscal Year commencing July 1, 2022, and ending June 30, 2023, which were outlined in the staff report and proposed resolution. In conclusion of the above-noted staff report, Downey advised staff is recommending Council consider adopting the proposed resolution as outlined in Exhibit A.

Before proceeding with Council discussion, Mayor Truax asked for a motion to adopt Resolution No. 2022-34.

VanderZanden read Resolution No. 2022-34.

**MOTION:** Councilor Kottkey moved, seconded by Council President Wenzl, to approve Resolution No. 2022-34 Making Appropriations for the City of Forest Grove, Washington County, Oregon, for the Fiscal Year Commencing July 1, 2022, and Ending June 30, 2023.

**Council Discussion:**

Hearing no concerns from the Council, Mayor Truax asked for a roll call vote on the above motion.

**ROLL CALL VOTE:** AYES: Councilors Kottkey, Rippe, Valenzuela, Wenzl, and Mayor Truax. NOES: None. ABSENT: Councilors Gustafson, Uhing. MOTION CARRIED 5-0.

4. **RESOLUTION NO. 2022-35 ADOPTING FISCAL YEAR 2022-27 CAPITAL IMPROVEMENTS PROGRAM**

**Staff Report:**

Downey presented the above-proposed resolution adopting Fiscal Years 2022-27 Capital Improvements Program (CIP) as approved by the Budget Committee, noting the CIP forms the basis of the capital projects that the City is planning to accomplish over the next five years. Projects funded by system development charges (SDC) funds need to be listed in the CIP in order for SDC funds to be expended on those projects. Staff is not proposing any changes to the approved CIP. In conclusion of the above-noted staff report, Downey advised staff is recommending Council consider adopting the proposed resolution as outlined in Exhibit A, noting the projects to be started and/or completed in FY 2022-23 are reflected in the appropriate funds in the Fiscal Year 2022-23 Budget.

Before proceeding with Council discussion, Mayor Truax asked for a motion to adopt Resolution No. 2022-35.

VanderZanden read Resolution No. 2022-35 by title.

**MOTION:** Council President Wenzl moved, seconded by Councilor Rippe, to approve Resolution No. 2022-35 Adopting Fiscal Years 2022-27 Capital Improvements Program.

**Council Discussion:**

Hearing no concerns from the Council, Mayor Truax asked for a roll call vote on the above motion.

**ROLL CALL VOTE:** AYES: Councilors Kottkey, Rippe, Valenzuela, Wenzl, and Mayor Truax. NOES: None. ABSENT: Councilors Gustafson, Uhing. MOTION CARRIED 5-0.

5. **PUBLIC HEARING AND RESOLUTION NO. 2022-36 CERTIFYING SERVICES PROVIDED BY CITY OF FOREST GROVE**

**Staff Report:**

Downey presented the above-proposed resolution certifying services provided by the City for Fiscal Year 2022-23. In conclusion of the above-staff report, Downey advised staff is recommending Council consider adopting the proposed resolution as outlined in Exhibit A, noting the City is required to certify the services provided by the City in order to receive State Shared Revenue.

Before proceeding with Public Hearing and Council discussion, Mayor Truax asked for a motion to adopt Resolution No. 2022-36.

VanderZanden read Resolution No. 2022-36 by title.

**MOTION:** Council President Wenzl moved, seconded by Councilor Kottkey, to adopt Resolution No. 2022-36 Certifying Services Provided by the City of Forest Grove.

**Public Hearing Opened:**

Mayor Truax opened the Public Hearing and explained hearing procedures.

**Written Testimony:**

No written testimony was received.

**Proponents:**

No one testified.

**Opponents:**

No one testified.

**Others:**

No one testified.

**Public Hearing Closed:**

Mayor Truax closed the Public Hearing.

**Council Discussion:**

Hearing no concerns from the Council, Mayor Truax asked for a roll call vote on the above motion.

**ROLL CALL VOTE:** AYES: Councilors Kottkey, Rippe, Valenzuela, Wenzl, and Mayor Truax. NOES: None. ABSENT: Councilors Gustafson, Uhing. MOTION CARRIED 5-0.

6. **PUBLIC HEARING AND RESOLUTION NO. 2022-37 DECLARING CITY'S ELECTION TO RECEIVE STATE REVENUES**

**Staff Report:**

Downey presented the above-proposed resolution declaring the City's intent to receive State Revenue Sharing for Fiscal Year 2022-23 as outlined in the staff report and proposed resolution. In conclusion of the above-noted staff report, Downey advised for Fiscal Year 2022-23, the City is projected to receive \$480,229 in Alcohol Tax Revenue; \$19,682 in Cigarette Tax Revenue; \$45,500 in State Marijuana Tax Revenue; \$3,135,000 in State Revenue Sharing and \$2,005,414 in State Gasoline Tax Revenue. For budgetary purposes, Alcohol Tax is allocated to the Police Department; Cigarette Tax is allocated to the Fire Department; and State Marijuana Tax and State Shared Revenue are put in the General Fund Discretionary Revenue. State Gasoline Tax is distributed 99 percent to the Street Fund and 1 percent to Bikeways and Pedestrian Fund. In conclusion of the above-staff report, Downey advised staff is recommending Council consider adopting the proposed resolution as outlined in Exhibit A, noting if the City does not accept the State Shared Revenue the City would have to reduce General Fund expenditures by \$880,411 or use General Fund reserves to make up for the loss of that revenue and Street Fund road maintenance activities would stop.

Before proceeding with Public Hearing and Council discussion, Mayor Truax asked for a motion to adopt Resolution No. 2022-37.

VanderZanden read Resolution No. 2022-37 by title.

**MOTION:** Councilor Kottkey moved, seconded by Councilor Rippe, to adopt Resolution No. 2022-37 Declaring City's Election to Receive State Shared Revenues.

**Public Hearing Opened:**

Mayor Truax opened the Public Hearing and explained hearing procedures.

**Written Testimony:**

No written testimony was received.

**Proponents:**

No one testified.

**Opponents:**

No one testified.

**Others:**

No one testified.

**Public Hearing Closed:**

Mayor Truax closed the Public Hearing.

**Council Discussion:**

Hearing no concerns from the Council, Mayor Truax asked for a roll call vote on the above motion.

**ROLL CALL VOTE:** AYES: Councilors Kottkey, Rippe, Valenzuela, Wenzl, and Mayor Truax. NOES: None. ABSENT: Councilors Gustafson, Uhing. MOTION CARRIED 5-0.

7. **PUBLIC HEARING AND RESOLUTION NO. 2022-38 ADOPTING CAPITAL IMPROVEMENTS PROGRAM EXCISE TAX AND REPEALING RESOLUTION NO. 2021-38**

**Staff Report:**

Downey presented the above-proposed resolution imposing Capital Improvements Program (CIP) Excise Tax for the purpose of funding public safety and general government programs within the CIP for Fiscal Year 2022-23. Downey reported the City expects to collect approximately \$376,000 in revenue from the CIP Excise Tax in Fiscal Year 2022-23 based on current fee levels. The monthly fees imposed for each electric meter are as follows: 1) Residential, \$3.00; 2) Commercial – Single Phase, \$7.50; and 3) All others, \$15.00. As in prior years, 90 percent of fees collected will be used to fund public safety capital needs, particularly police and fire vehicle replacements, and 10 percent will be used to fund General Government Programs. In conclusion of the above-noted staff report, Downey advised staff is recommending Council consider adopting the proposed resolution as outlined in Exhibit A, noting the CIP Excise Tax is accounted for in a separate fund to ensure the tax proceeds are spent as required by resolution.

Before proceeding with Public Hearing and Council discussion, Mayor Truax asked for a motion to adopt Resolution No. 2022-38.

VanderZanden read Resolution No. 2022-38 by title.

**MOTION:** Council President Wenzl moved, seconded by Councilor Valenzuela, to approve Resolution No. 2022-38 Adopting Capital Improvements Program Excise Tax and Repealing Resolution No. 2021-38.

**Public Hearing Opened:**

Mayor Truax opened the Public Hearing and explained hearing procedures.



**Written Testimony:**

No written testimony was received.

**Proponents:**

No one testified.

**Opponents:**

No one testified.

**Others:**

No one testified.

**Public Hearing Closed:**

Mayor Truax closed the Public Hearing.

**Council Discussion:**

In response to discussion pertaining to alleviating the fee based on the Budget Committee's discussion, Downey reported staff reviewed the potential of lowering the fee temporarily to assist residents during the inflationary period; however, based on current prices, including an anticipated \$12,000 increase in cost of patrol SUVs in the coming year, staff is not recommending the fee be lowered. Downey noted staff will need to review the City's fleet replacement needs because the current fees imposed will fund future vehicles and apparatus replacements based on current prices.

Hearing no future concerns from the Council, Mayor Truax asked for a roll call vote on the above motion.

**ROLL CALL VOTE:** AYES: Councilors Kottkey, Rippe, Valenzuela, Wenzl, and Mayor Truax. NOES: None. ABSENT: Councilors Gustafson, Uhing. MOTION CARRIED 5-0.

8. **RESOLUTION NO. 2022-39 TRANSFERRING APPROPRIATIONS WITHIN VARIOUS FUNDS FOR FISCAL YEAR 2021-22**

**Staff Report:**

Downey presented the above-proposed resolution transferring appropriations within various funds for Fiscal Year 2021-22. In conclusion of the above-noted staff report, Downey advised staff is recommending Council adopt the proposed resolution as outlined in Exhibit A, noting authorizing the appropriations is necessary so budgeted appropriations are not exceeded.

Before proceeding with Council discussion, Mayor Truax asked for a motion to adopt Resolution No. 2022-39.

VanderZanden read Resolution No. 2022-39 by title.

**MOTION:** Councilor Rippe moved, seconded by Councilor Kottkey, to adopt Resolution No. 2022-39 Transferring Appropriations within Various Funds for Fiscal Year 2021-22.

**Council Discussion:**

Hearing no concerns from the Council, Mayor Truax asked for a roll call vote on the above motion.

**ROLL CALL VOTE:** AYES: Councilors Kottkey, Rippe, Valenzuela, Wenzl, and Mayor Truax. NOES: None. ABSENT: Councilors Gustafson, Uhing. MOTION CARRIED 5-0.

9. **PUBLIC HEARING AND RESOLUTION NO. 2022-40 ESTABLISHING SANITARY SEWER UTILITY RATES FOR CITY OF FOREST GROVE, EFFECTIVE JULY 1, 2022, AND REPEALING RESOLUTION NO. 2021-43**

**Staff Report:**

Downey presented the above-proposed resolution for Council consideration, noting the proposed resolution is requesting to increase the City sanitary sewer utility rate by 4.0% per month per equivalent dwelling unit (EDU), effective July 1, 2022. Downey reported Clean Water Services (CWS) is requiring jurisdictions to set their own local rates separately from the regional rates, noting staff has prepared a pass-through resolution for Council consideration that allows the City to bill the rates on behalf of CWS. Downey reported CWS is proposing increases to its regional sanitary sewer utility rates by 4 percent per month per EDU, effective July 1, 2022. The City retains 20 percent of the sanitary sewer SDC as set forth by CWS. In conclusion of the above-noted staff report, Downey advised staff is recommending Council consider adopting the proposed resolution as outlined in Exhibit A, noting the City's local base rate will increase from \$9.51 to \$9.89 per EDU and a use charge from \$0.462 to \$0.480 per 1,000 gallons per month. For a typical residential consumption of 8ccf or 5,894 gallons per month of winter water usage, the proposed sewer rate increases by CWS and City combined is about \$2.14 per month per EDU.

Before proceeding with Public Hearing and Council discussion, Mayor Truax asked for a motion to adopt Resolution No. 2022-40.

VanderZanden read Resolution No. 2022-40 by title.

**MOTION:** Council President Wenzl moved, seconded by Councilor Kottkey, to approve Resolution No. 2022-40 Establishing Sanitary Sewer Utility Rates (4.0%

Increase) for City of Forest Grove, Effective July 1, 2022, and Repealing Resolution No. 2021-43.

**Public Hearing Opened:**

Mayor Truax opened the Public Hearing and explained hearing procedures.

**Written Testimony:**

No written testimony was received.

**Proponents:**

No one testified.

**Opponents:**

No one testified.

**Others:**

No one testified.

**Public Hearing Closed:**

Mayor Truax closed the Public Hearing.

**Council Discussion:**

Hearing no concerns from the Council, Mayor Truax asked for a roll call vote on the above motion.

**ROLL CALL VOTE:** AYES: Councilors Kottkey, Rippe, Valenzuela, Wenzl, and Mayor Truax. NOES: None. ABSENT: Councilors Gustafson, Uhing. MOTION CARRIED 5-0.

10. **PUBLIC HEARING AND RESOLUTION NO. 2022-41 ESTABLISHING SURFACE WATER MANAGEMENT (SWM) RATE FOR CITY OF FOREST GROVE, EFFECTIVE JULY 1, 2022, AND REPEALING RESOLUTION NO. 2021-44**

**Staff Report:**

Downey presented the above-proposed resolution for Council consideration, noting the proposed resolution is requesting to increase the City surface water management (SWM) rate by 4.0% (\$0.35 per EDU per month), effective July 1, 2022. Downey reported CWS is requiring jurisdictions to set their own local rates separately from the regional rates, noting staff has prepared a pass-through resolution for Council consideration that allows the City to bill the rates on behalf of CWS. Downey reported CWS is proposing increases to its regional SWM rate by 4.0%, effective July 1, 2022. In conclusion of the above-noted staff report, Downey advised staff is recommending Council consider adopting the proposed resolution as

outlined in Exhibit A, noting City's monthly SWM rate will increase from \$8.37 to \$8.72 per EDU.

Before proceeding with Public Hearing and Council discussion, Mayor Truax asked for a motion to adopt Resolution No. 2022-41.

VanderZanden read Resolution No. 2022-41 by title.

**MOTION:** Councilor Rippe moved, seconded by Council President Wenzl, to adopt Resolution No. 2022-41 Establishing Surface Water Management Rate for the City of Forest Grove, Effective July 1, 2022, and Repealing Resolution No. 2021-44.

**Public Hearing Opened:**

Mayor Truax opened the Public Hearing and explained hearing procedures.

**Written Testimony:**

No written testimony was received.

**Proponents:**

No one testified.

**Opponents:**

No one testified.

**Others:**

No one testified.

**Public Hearing Closed:**

Mayor Truax closed the Public Hearing.

**Council Discussion:**

Hearing no concerns from the Council, Mayor Truax asked for a roll call vote on the above motion.

**ROLL CALL VOTE:** AYES: Councilors Kottkey, Rippe, Valenzuela, Wenzl, and Mayor Truax. NOES: None. ABSENT: Councilor Gustafson Uhing. MOTION CARRIED 5-0.

11. **RESOLUTION NO. 2022-42 ACCEPTING CLEAN WATER SERVICES' SANITARY SEWER UTILITY RATES (4.0% INCREASE); SURFACE WATER MANAGEMENT RATES (4.0% INCREASE); SURFACE WATER MANAGEMENT SYSTEM DEVELOPMENT CHARGES (\$585 TO \$641); AND SANITARY SEWER SYSTEM**

**DEVELOPMENT CHARGES (\$6,085 TO \$6,625), EFFECTIVE JULY 1, 2022, AND REPEALING RESOLUTION NO. 2021-45**

**Staff Report:**

Downey presented the above-proposed resolution for Council consider, noting the pass-through resolution is for the purpose of establishing CWS regional rates, effective July 1, 2022. Downey advised City Code 52.01(A), and as governed by the intergovernmental agreement, requires that the City establish CWS rates annually by Council resolution. In conclusion of the above-noted staff report, Downey advised staff is recommending Council consider adopting the proposed pass-through resolution, noting the City collects fee based on the rates established by the CWS Board of Directors as outlined in Exhibit A.

Before proceeding with Council discussion, Mayor Truax asked for a motion to adopt Resolution No. 2022-42.

VanderZanden read Resolution No. 2022-42 by title.

**MOTION: Councilor Kottkey moved, seconded by Councilor Rippe, to adopt Resolution No. 2022-42 Accepting Certain Clean Water Services (CWS) Sanitary Sewer Utility Rates; Surface Water Management Rates; Surface Water Management System Development Charges; and Sanitary Sewer System Development Charges, Effective July 1, 2022, and Repealing Resolution No. 2021-45.**

**Council Discussion:**

Hearing no concerns from the Council, Mayor Truax asked for a roll call vote on the above motion.

**ROLL CALL VOTE: AYES: Councilors Kottkey, Rippe, Valenzuela, Wenzl, and Mayor Truax. NOES: None. ABSENT: Councilors Gustafson, Uhing. MOTION CARRIED 5-0.**

**12. PUBLIC HEARING AND RESOLUTION NO. 2022-43 FIXING WATER RATES FOR CITY OF FOREST GROVE, EFFECTIVE JULY 1, 2022, AND REPEALING RESOLUTION NO. 2019-26**

**Staff Report:**

Downey presented the above-proposed resolution for Council consideration, noting the proposed resolution is requesting to increase water rates by a system-wide average of two percent (3.0%), effective July 1, 2022. In conclusion of the above-noted staff report, Downey advised staff is recommending Council consider adopting the proposed resolution as outlined in Exhibit A, noting for an average single-family residential user using 7,000 gallons of water per month, the proposed increase will be about \$1.20 per month from \$39.24 to \$40.44 per month.

Before proceeding with Public Hearing and Council discussion, Mayor Truax asked for a motion to adopt Resolution No. 2022-43.

VanderZanden read Resolution No. 2022-43 by title.

**MOTION:** Council President Wenzl moved, seconded by Councilor Kottkey, to adopt Resolution No. 2022-43 Fixing Water Rates for the City of Forest Grove, Effective July 1, 2022, and Repealing Resolution No. 2019-26.

**Public Hearing Opened:**

Mayor Truax opened the Public Hearing and explained hearing procedures.

**Written Testimony:**

No written testimony was received.

**Proponents:**

No one testified and no written comments were received.

**Opponents:**

No one testified and no written comments were received.

**Others:**

No one testified and no written comments were received.

**Public Hearing Closed:**

Mayor Truax closed the Public Hearing.

**Council Discussion:**

Hearing no concerns from the Council, Mayor Truax asked for a roll call vote on the above motion.

**ROLL CALL VOTE:** AYES: Councilors Kottkey, Rippe, Valenzuela, Wenzl, and Mayor Truax. NOES: None. ABSENT: Councilors Gustafson, Uhing. MOTION CARRIED 5-0.

13. **RESOLUTION NO. 2022-44 FIXING SOLID WASTE RATES TO BE CHARGED BY FRANCHISEE IN CITY OF FOREST GROVE, EFFECTIVE JULY 1, 2022, AND REPEALING RESOLUTION NO. 2021-28**

**Staff Report:**

Downey presented the above-proposed resolution for Council consideration, noting Metro has increased mixed solid waste tip fees by \$8.30 per ton, effective July 1, 2022, from

\$115.15 per ton to \$123.45 per ton. Waste Management (WM) is requesting an average 2.0% increase in residential solid waste rates and an average 3.0% in commercial solid waste rate increases as of July 1, 2022. WM furnished written proof of the Metro increase as required by Section 8, Paragraph 5(a) of Ordinance 1987-02, Forest Grove Solid Waste Management Franchise, and staff conducted a detailed rate review. In conclusion of the above-noted staff report, Downey advised based on the findings outlined above, staff is recommending Council adopt the attached resolution as outlined in Exhibit A, noting after the review is completed pursuant to the Ordinance, the Council shall approve a rate change for the Franchisee, which passes through fees set by Metro.

Before proceeding with Council discussion, Mayor Truax asked for a motion to adopt Resolution No. 2022-44.

VanderZanden read Resolution No. 2022-44 by title.

**MOTION: Councilor Kottkey moved, seconded by Council President Wenzl, to approve Resolution No. 2022-44 Fixing Solid Waste Rates to be Charged by Franchise Waste Management, Effective July 1, 2022, and Repealing Resolution No. 2021-28.**

**Council Discussion:**

Hearing no concerns from the Council, Mayor Truax asked for a roll call vote on the above motion.

**ROLL CALL VOTE: AYES: Councilors Kottkey, Rippe, Valenzuela, Wenzl, and Mayor Truax. NOES: None. ABSENT: Councilors Gustafson, Uhing. MOTION CARRIED 5-0.**

**14. RESOLUTION NO. 2022-45 AUTHORIZING CITY MANAGER TO EXECUTE SECOND AMENDMENT TO EMPLOYMENT AGREEMENT WITH CITY OF FOREST GROVE'S MUNICIPAL COURT JUDGE**

**Staff Report:**

Downey presented the above-proposed resolution authorizing the City Manager to execute a second amendment to the employment agreement between the City and Municipal Court Judge, noting the Judge's original agreement was executed on May 11, 2004. The contract was amended in July 1, 2012, to increase the hourly rate to \$80.00 per hour and pay the Judge for a minimum period of four hours for each day that court is held. Downey reported the Judge is asking for a rate increase from \$80.00 per hour to \$100.00 per hour, effective July 1, 2022. The hourly rate shall increase on July 1 based on cost-of living increase given to non-represented employees. In conclusion of the above-noted staff report, Downey advised staff is recommending Council adopt the attached resolution as outlined in Exhibit A, noting the hourly rate increase will cost approximately \$3,400 per year.

Before proceeding with Council discussion, Mayor Truax asked for a motion to adopt Resolution No. 2022-45.

VanderZanden read Resolution No. 2022-45 by title.

**MOTION:** Councilor Kottkey moved, seconded by Council President Wenzl, to approve Resolution No. 2022-45 Authorizing the City Manager to Execute a Second Amendment to Employment Agreement (Section Five) with City of Forest Grove Municipal Court Judge.

**Council Discussion:**

Hearing no concerns from the Council, Mayor Truax asked for a roll call vote on the above motion.

**ROLL CALL VOTE:** AYES: Councilors Kottkey, Rippe, Valenzuela, Wenzl, and Mayor Truax. NOES: None. ABSENT: Councilors Gustafson, Uhing. MOTION CARRIED 5-0.

15. **RESOLUTION NO. 2022-46 AUTHORIZING INCREASES IN MAYOR AND CITY COUNCILOR STIPENDS, EFFECTIVE JULY 1, 2022, AND ADJUSTING HEALTH, VISION, AND DENTAL BENEFITS TO COVERAGES CURRENTLY OFFERED**

**Staff Report:**

Downey presented the above-proposed resolution for Council consideration, noting residents of the Budget Committee met as a subcommittee on June 2, 2022, to review elected officials' compensation. The subcommittee recommended stipend increases for Councilors and Mayor, effective July 1, 2022, as follows:

- 1) Increase stipend for Councilors from \$100.00 to \$200.00 per month.
- 2) Increase stipend for the Mayor from \$150.00 to \$300.00 per month.
- 3) Stipends may be increased on July 1 by separate resolution in subsequent years based on cost-of living increase given to non-represented employees.
- 4) Councilors and Mayor be offered the same medical, vision, and dental benefits as non-represented employees including the percentage of cost paid for those benefits.

In conclusion of the above-noted staff report, Downey advised staff is recommending Council adopt the attached resolution as outlined in Exhibit A, noting the stipend increase will cost approximately \$6,000 per year. A budget adjustment will be made at the end of Fiscal Year 2022-23 if needed for the additional costs. There is no fiscal impact to the change in health coverage.

Before proceeding with Council discussion, Mayor Truax asked for a motion to adopt Resolution No. 2022-46.

VanderZanden read Resolution No. 2022-46 by title.



**MOTION: Councilor Kottkey moved, seconded by Councilor Valenzuela, to approve Resolution No. 2022-46 Authorizing Increases in Mayor and City Councilor Stipends, Effective July 1, 2022, and Adjusting Health, Vision, and Dental Benefits to Coverages Currently Offered.**

**Council Discussion:**

After roundtable discussion pertaining to the current compensation and Council having no conflict on the recommendations of the subcommittee, Mayor Truax asked for a roll call vote on the above motion.

**ROLL CALL VOTE: AYES: Councilors Kottkey, Rippe, Valenzuela, Wenzl, and Mayor Truax. NOES: None. ABSENT: Councilors Gustafson, Uhing. MOTION CARRIED 5-0.**

**16. RESOLUTION NO. 2022-47 AUTHORIZING CITY MANAGER TO EXECUTE RENEWAL OF AN INTRA-COUNTY MUTUAL AID AND EMERGENCY ASSISTANCE AGREEMENT**

**Staff Report:**

Geering presented the above-proposed resolution authorizing the City Manager to execute renewal of the Intra-County Mutual Aid and Emergency Assistance Agreement between the City and Washington County Fire Defense District, effective July 1, 2022 until June 30, 2027 unless terminated early per Section 5 of the agreement. The agreement generally ensures assistance is both provided by the city and/or mutually given during emergencies that require extended operations. Mutual aid includes an immediate response under the mobilization Plan. In conclusion of the above-noted staff report, Geering advised staff is recommending Council adopt the attached resolution as outlined in Exhibit A, noting there is no fiscal impact as a signatory of the agreement.

Before proceeding with Council discussion, Mayor Truax asked for a motion to adopt Resolution No. 2022-47.

VanderZanden read Resolution No. 2022-47 by title.

**MOTION: Councilor Kottkey moved, seconded by Councilor Rippe, to approve Resolution No. 2022-47 Authorizing City Manager to Execute Renewal of an Intra-County Mutual Aid and Emergency Assistance Agreement.**

**Council Discussion:**

Hearing no concerns from the Council, Mayor Truax asked for a roll call vote on the above motion.

**ROLL CALL VOTE:** AYES: Councilors Kottkey, Rippe, Valenzuela, Wenzl, and Mayor Truax. NOES: None. ABSENT: Councilors Gustafson, Uhing. MOTION CARRIED 5-0.

17. **RESOLUTION NO. 2022-48 AUTHORIZING CITY MANAGER TO EXECUTE RENEWAL OF AN INTERGOVERNMENTAL AGREEMENT FORMING AN EMS ALLIANCE IN WASHINGTON COUNTY**

Staff: Patrick Wineman, Fire Division Chief; Jim Geering, Fire Chief

**Staff Report:**

Geering presented the above-proposed resolution authorizing the City Manager to execute renewal of the Intergovernmental Agreement (IGA) between the City and Washington County, effective July 1, 2022 until June 30, 2027 unless terminated early per Section 5 of the agreement. The agreement generally ensures all Emergency Medical Services (EMS) providers operate under a single, transparent system. In conclusion of the above-noted staff report, Geering advised staff is recommending Council adopt the attached resolution as outlined in Exhibit A, noting there is no fiscal impact as a signatory of the agreement.

Before proceeding with Council discussion, Mayor Truax asked for a motion to adopt Resolution No. 2022-48.

VanderZanden read Resolution No. 2022-48 by title.

**MOTION: Councilor Rippe moved, seconded by Councilor Kottkey, to approve Resolution No. 2022-48 Authorizing City Manager to Execute Renewal of an Intergovernmental Agreement Forming an EMS Alliance in Washington County.**

**Council Discussion:**

Hearing no concerns from the Council, Mayor Truax asked for a roll call vote on the above motion.

**ROLL CALL VOTE:** AYES: Councilors Kottkey, Rippe, Valenzuela, Wenzl, and Mayor Truax. NOES: None. ABSENT: Councilors Gustafson, Uhing. MOTION CARRIED 5-0.

**G. Council Communications:**

1. Councilor Reports

Gustafson was absent.

Kottkey reported Community Policing Advisory Commission (CPAC) will be taking a summer meeting break July and August. Kottkey briefed on League of Oregon Cities' Women's Caucus Executive Committee meeting.

Rippe briefed on Council Creek Regional Trail and Council Homeless Subcommittee meetings. Rippe reported attending the Council Homeless Subcommittee listening sessions. In addition, Rippe reported he will be on vacation the month of July.

Valenzuela had nothing to report.

Uhing was absent.

Council President Wenzl reported Parks and Recreation Commission canceled its July meeting and discussed holding its August meeting at the pool. Wenzl reported Committee for Community Involvement is meeting July 5, 2022. Wenzl reported attending the Council Homeless Subcommittee listening sessions. In addition, Wenzl proposed publishing an article in the *WHAT'S growing on IN FOREST GROVE* on gun safety and spoke on human rights' issues (Supreme Court overturning Roe v. Wade).

## 2. City Manager's Report

VanderZanden briefed on department-related activities and Council calendar updates, noting the Development Services Annex is progressing well. In addition, VanderZanden commended Downey for all his explementary work and efforts during the budget process.

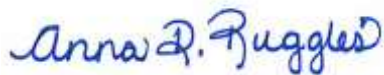
## 1. Mayor's Report

Mayor Truax reported attending the Council Homeless Subcommittee listening sessions. In addition, Mayor Truax briefed on various meetings he attended, community-related events happening in July, and Washington County-related matters of interest.

## H. Adjournment:

Mayor Truax adjourned the regular Council meeting at 9:08 p.m.

Respectfully submitted,



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Anna D. Ruggles, CMC, City Recorder