



## OFFICIAL MINUTES OF THE TUALATIN CITY COUNCIL WORK SESSION MEETING FOR SEPTEMBER 12, 2022

Present: Mayor Frank Bubenik, Council President Nancy Grimes, Councilor Bridget Brooks, Councilor Maria Reyes, Councilor Valerie Pratt, Councilor Cyndy Hillier, Councilor Christen Sacco

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Mayor Bubenik called the meeting to order at 5:32 p.m.

### **1. *Climate Action Plan Update: Greenhouse Gas Emissions Inventory Results.***

Deputy Public Works Director Nic Westendorf, Management Analyst Maddie Cheek, and Consultant Josh Proudfoot presented an update on the Greenhouse Gas Emissions Inventory Report. Analyst Cheek spoke to key takeaways from public engagement events including concerns related to extreme weather, protecting the ecosystem and river, drought and water availability, and wildfires and smoke. She stated the public expressed interest in learning more about what actions will have the most impact, EV's and EV charging, impacts to plants and animals, and community building to make change. Analyst Cheek spoke to takeaways from targeted stakeholder engagement including building trust and relationships, public refuge, lack in transit, and increasingly crowded right of ways. She stated mitigation-themed stakeholder workshops will be held this fall to discuss buildings and energy use, urban form and land use, transportation modes and fuel switching, and food and goods consumption.

Consultant Proudfoot spoke to climate change and how it is happening. He stated there are more greenhouse gases in the atmosphere which prevent heat from escaping and thus increasing the temperature on Earth. Consultant Proudfoot addressed the summary of findings for emissions in Tualatin. He stated local emissions total nearly 386,000 MT or an average of 14 MT per resident. Consultant Proudfoot shared energy usage for buildings by type and energy source stating the majority of building energy emissions come from electricity use in commercial buildings. He stated the majority of transportation emissions come from passenger vehicles in Tualatin. Consultant Proudfoot stated the largest proportion of Tualatin's industrial processes come from refrigerant emissions. He spoke to imported emissions stating goods make up the largest share of imported emissions, followed by foods and beverages.

Consultant Proudfoot spoke to the greenhouse gas emissions forecast. He shared numbers if business remains as usual with existing policies, he stated they must close the gap using the climate action plan to reach net zero carbon by 2050. Consultant Proudfoot stated additional policies such as the Inflation Reduction Act and the Oregon Department of Land Conservation and Development (DLCD) Climate Friendly and Equitable Communities rulemaking may help to reduce emissions.

Consultant Proudfoot shared best practices including modes and fuels switching in transportation such as EVs, diesel operators transitioning to renewable fuels, reduction in air travel, electronic commute, first and last mile coordination, and active transportation. He spoke to best practice for urban form and land use in relation to transportation stating moving to urban nodes, transit-oriented development, building taller, and having active transportation routes for new development is important. Consultant Proudfoot spoke to best practices in building and energy stating purchasing electricity from renewable sources, smart energy or renewable gas, electrify buildings, energy efficient audits, weatherization and efficient appliances, refrigerants,

rooftop solar, and the incorporation of shade trees for buildings help to address emissions in this area. He spoke to best practices for consumption of foods and goods stating borrowing and sharing, buying use, meal planning to avoid waste, eating more plants, and recycling help to foster these goals.

Analyst Cheek stated next steps include phase two for community engagement to gather feedback on draft strategies and actions on what barriers exist and what citizens are interested in. They will host an online open house and interactive workshops for targeted groups.

Councilor Brooks asked what the differences is between PGE and Bonneville Power. Consultant Proudfoot stated Bonneville Power has first rights to local utility districts all over the northwest and gives them has access to hydropower which is a cleaner baseline. He stated PGE doesn't have access to this hydropower, so they are working to get access to other renewables that are outside of what is mandated by the state.

Councilor Brooks asked what the City can do specifically to help incorporate best practices and how to use carbon exchanges based on policy needs. Consultant Proudfoot stated offsets are not included in the scope of work. He stated the level of detail that will be included will be dependent on what the community shares and what they ask for. Consultant Proudfoot stated service providers will also help to determine were gaps are to help provide programs and services.

Councilor Pratt asked how development in the US compares to development globally for emissions. Consultant Proudfoot shared comparisons for countries less than and greater than the US.

Councilor Pratt asked what types of renewable energy sources he is talking about. Consultant Proudfoot stated renewable would be not electric and is typically bio products.

Councilor Pratt asked if the costs of implementing these solutions is included in the graphs. Consultant Proudfoot stated even in work case scenarios implementing and building the solutions still puts you in a better place than the consumption of fuel in the future.

Councilor Reyes asked what food waste at home is. Consultant Proudfoot stated it is food that is not consumed.

Councilor Reyes asked what it means to offset something. Consultant Proudfoot explained how technical solutions are used to buy offsets of certain activities such as flying.

Councilor Reyes asked if the cost of electricity will increase as people move to that type of energy. Consultant Proudfoot stated the biggest concern is the ability to produce enough energy to deal with eventual consumption from EVS. He noted electricity prices are more stable than fuel.

Councilor Reyes stated weather will need to be considered when looking at different modes of transportation for first and last mile transportation.

## ***2. Basalt Creek Park Property Maintenance and Operations Agreement.***

Parks Planning and Development Manager Rich Mueller presented the Basalt Creek Park Property Maintenance and Operations Agreement. He stated on August 22<sup>nd</sup> the Council purchased this land and the purpose of this agreement is maintain the property, both land and

structures, as is, and reduce costs for the City to maintain and repair. He stated the provider will be the current owners. He stated the benefits of this includes reduced costs and property security and safety. Manager Mueller stated the public benefit includes property maintenance, having a parkland caretaker, insurance, repairs, upkeep, safety, security, and the maintenance of the building and appliances. He stated the next steps include the maintenance agreement, completing the property transaction, park site planning, and park design and construction.

Councilor Pratt asked if the current property owners will continue to live there and if they would be compensated. Manager Mueller stated they would not be compensated but they will be able to continue to live there while maintaining the property. Councilor Pratt stated this sounds like a win-win agreement.

Councilor Brooks stated the residents that live there are delightful and caring people and she would be happy to see them continue to care for the property.

### **3. Council Meeting Agenda Review.**

Councilor Brooks stated she will be asking for changes to the minutes on the consent agenda.

Councilor Hillier stated formal wear donations for upcoming high school formal events are now being accepted and can be dropped off at Riverview Community Bank or Orange Theory.

Councilor Pratt stated she attended the Clackamas County Business Alliance Happy Hour, the Chamber Key Leaders Breakfast, the Clackamas County Climate Action Committee meeting, and the Historical Society Fundraiser.

Councilor Reyes stated she attended the Council Committee on Advisory Appointments meeting.

Councilor Sacco stated she has been working on the Tualatin Parks Bond Project.

Councilor Brooks stated she participated in the Tualatin River Keepers Sunset Kayak Tour, met with Mayor Gamba and Metro Councilor Rosenthal about the DLCD Climate Rules in regards to parking, and the Chamber Key Leaders Breakfast.

Mayor Bubenik stated he attended the Regional Tolling Advisory Committee meeting, the Greater Portland Inc. Small Cities Consortium meeting, the Tolling Breakfast, the Historical Society Fundraiser, the Stafford-Hamlet Family Festival, and the Washington County Coordinating Committee meeting. He reminded residents that the Tualatin Library Vine to Wine event will be held this Saturday.

### **Adjournment**

Mayor Bubenik adjourned the meeting at 6:55 p.m.

Sherilyn Lombos, City Manager



\_\_\_\_\_/ Nicole Morris, Recording Secretary










# CC WS Minutes 9-12-22

Final Audit Report

2022-10-04

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## OFFICIAL MINUTES OF THE TUALATIN CITY COUNCIL MEETING FOR SEPTEMBER 12, 2022

Present: Mayor Frank Bubenik, Council President Nancy Grimes, Councilor Bridget Brooks, Councilor Maria Reyes, Councilor Valerie Pratt, Councilor Cyndy Hillier, Councilor Christen Sacco

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### **Call to Order**

Mayor Bubenik called the meeting to order at 7:03 p.m.

### **Pledge of Allegiance**

### **Announcements**

#### 1. Public Health Announcement

Councilor Brooks announced their are new vaccines available now for the new variants. She encouraged citizens to receive the new shot.

#### 2. New Employee Introduction – Richard Contreras

Assistant City Manager Don Hudson introduced Contracts Procurement Analyst Richard Contreras. The Council welcomed him.

#### 3. Proclamation Declaring the Month of September 2022 as Emergency Preparedness Month in the City of Tualatin

Councilor Pratt read the proclamation declaring the Month of September 2022 as Emergency Preparedness Month in the City of Tualatin.

#### 4. Proclamation Declaring September 2022 as Hispanic Heritage Month in the City of Tualatin

Councilor Reyes read, in English and Spanish, the proclamation declaring September 2022 as Hispanic Heritage Month in the City of Tualatin.

### **Public Comment**

Linda Moholt announced the Regatta Run 5K to be held on October 16th at 9 a.m. She stated more information can be found at [regattarun.com](http://regattarun.com).

Octavio Gonzalez stated he is glad to see the City take a stand on Climate Change. He looks forward to the City's plan coming forward.

### **Consent Agenda**

The Council minutes were removed from the consent agenda for edits and will come back at the next meeting.

Motion to adopt the consent agenda as amended made by Councilor Pratt, Seconded by Councilor Reyes.

Voting Yea: Mayor Bubenik, Council President Grimes, Councilor Brooks, Councilor Reyes, Councilor Pratt, Councilor Hillier, Councilor Sacco

MOTION PASSED

1. Consideration of **Resolution No. 5643-22** Authorizing the City Manager to Execute a Contract for \$1,980,372 to complete Supervisory Control and Data Acquisition (SCADA) System Improvements

## Special Reports

1. Tualatin Community Emergency Response Team (CERT) 2021-2022 Annual Report

Tualatin CERT President Cathy Holland presented the Tualatin CERT annual report. She thanked City staff for their support throughout the year. Ms. Holland stated the group prepares for when first responders are overwhelmed in an emergency and they train in first aid and communications to assist. She stated Tualatin CERT is now a 501c3. Ms. Holland stated Tualatin Neighborhood Ready is part of their program and she encouraged citizens to host neighborhood meetings to help families be prepared. She stated they set up a booth at Viva Tualatin this year where they were able to do Spanish outreach. Ms. Holland announced their fall classes. She stated they are working to set up a GMRS program for communications that is more easily obtained than a HAM license. Ms. Holland stated they have been doing outreach to businesses to help employees prepare. She shared great ways to start preparing by distributing family contact lists, storing emergency water, and knowing where your utilities are.

Councilor Brooks asked if the team is addressing heat concerns. Ms. Holland stated they train for heat exhaustion.

Councilor Sacco thanked Ms. Holland for her leadership and all the volunteers who participate.

Councilor Reyes asked what other sources can be used for water in an emergency. Ms. Holland stated hot water heaters can be used in an emergency.

Councilor Pratt and Hillier thanked all CERT members for all they do.

## General Business

1. Consideration of Resolution 5644-22 Authorizing the City of Tualatin to Join a Coalition of Cities Challenging the State's Climate Friendly and Equitable Communities Rules.

Assistant Community Development Director Steve Koper stated DLCD adopted CFEC rules and the Tualatin Council met on August 11<sup>th</sup> to discuss whether to join litigation opposing the rollout of the rules. On August 22<sup>nd</sup> the Council approved a motion to draft a resolution to join litigation. He stated many cities have expressed concerns with parking, density, frequent transit corridors, transportation system planning, and overly prescriptive rules without listening to cities feedback. Director Koper stated staff will continue to move forward with work to address climate issues.

Councilor Brooks asked for the list of cities that have joined the litigation. Director Koper stated the City of Springfield, Happy Valley, Troutdale, Medford, and Hillsboro have joined. He stated there are other cities that have expressed interest in joining the litigation. Councilor Brooks stated Lake Oswego and West Linn will not be joining the litigation as noted by the City Attorney

at the last meeting. She stated none of the city's on the list who are joining have a Climate Action Plan. Councilor Brooks stated delays like this are not healthy for our community and she does not like the tone of the lawsuit as there are other ways to work through this. She stated the parking concerns that were presented at the last meeting allow for exchanges with Metro that the city can use that are allowed for in the rules. Councilor Brooks asked how much it would be to have the parking requirements modified. She would like to see a cap put on how much the city would spend on a lawsuit.

Councilor Brooks asked if the City Attorney has an agenda with this item as she felt the discussion from him was one sided at the last meeting. City Attorney Chris Crean apologized for misreporting on the two cities joining who are not currently a part of it at the last meeting. He stated he was only explaining the concerns as presented by the other cities on the west side of the state to challenge the litigation. He stated he does not have an agenda on the matter and wants to make sure the council has the information to make an informed decision.

City Attorney Crean stated Cornelius is on record as joining the lawsuit. Mayor Bubenik stated Sherwood will be joining the lawsuit as well.

Councilor Reyes stated her concerns with the rules are that not enough information was gathered from people of color or other ethnicities. She stated it is important to hear from these communities who will be affected by this.

Motion to adopt Resolution 5644-22 authorizing the City of Tualatin to join a coalition of Cities challenging the State's Climate Friendly and Equitable Communities Rules made by Council President Grimes, Seconded by Councilor Hillier.

Councilor Brooks proposed an amendment to place a cap on the cost of litigation. She asked staff how much transportation plan adjustments would cost the city, as she doesn't want to spend more money on the legal action than the fix. Director Koper stated staff can't readily quantify the difference between the cost to modify the transportation system plan with or without the amendments. He stated it is not necessarily dollars to the city but impacts to potential projects and people by directly reducing parking in one place and burying the costs someplace else. Councilor Brooks stated she feels there is way to do exchanges with Metro on the parking fixes and the transportation system plan is the lynch pin in this lawsuit.

Mayor Bubenik stated the city's portion of the payment is based on city population, he stated the city will be a minor player in this.

Councilor Brooks motioned to amend the resolution to include a cap on litigation to \$10,000. Motion failed for lack of a second.

Motion to adopt Resolution 5644-22 authorizing the City of Tualatin to join a coalition of Cities challenging the State's Climate Friendly and Equitable Communities Rules made by Council President Grimes, Seconded by Councilor Hillier.

Voting Yea: Mayor Bubenik, Council President Grimes, Councilor Reyes, Councilor Hillier

Voting Nay: Councilor Brooks, Councilor Pratt, Councilor Sacco

MOTION PASSED

### **Items Removed from Consent Agenda**

1. Consideration of Approval of the Work Session and Regular Meeting Minutes of August 22, 2022



Will be amended and reconsidered at the next meeting.

### **Council Communications**

Councilor Sacco invited residents to follow the Yes for Tualatin's Facebook and Instagram pages in support of the Tualatin Parks Bond effort.

Councilor Reyes thanked the City for honoring Hispanic Heritage Month.


Councilor Brooks stated she attended the Climate Action Plan Steering Committee meeting and participated in a Makers Space Tour at the Library.

### **Adjournment**

Mayor Bubenik adjourned the meeting at 8:16 p.m.

Sherilyn Lombos, City Manager

  
\_\_\_\_\_ / Nicole Morris, Recording Secretary

  
Nancy Grimes (Oct 4, 2022 11:33 PDT)  
\_\_\_\_\_ / Nancy Grimes, Mayor Pro Tem








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