

## NOTICE OF CITY COUNCIL MEETING

The City Council of City of King City will hold a Workshop at 6:00 pm and a Regular Session at 7:00 P.M.,  
Wednesday, September 18, 2019, at City Hall 15300 SW 116<sup>th</sup> Ave, King City, Oregon 97224

<b>AGENDA</b>	
<b>***WORKSHOP***</b>	
To discuss performance evaluation and salary for personnel.  ***No Action will be taken at this Workshop***	Time
<b>***REGULAR SESSION***</b>	
<i>Moment of Silence</i>	
7:00 p.m. 1. <b>CALL TO ORDER</b>	Time:
2. <b>ROLL CALL</b>	
3. <b>PLEDGE OF ALLEGIANCE</b>	M S A
4. <b>APPROVAL OF MINUTES:</b> July 17, 2019 August 21, 2019	
7:15 p.m. 5. <b>OPEN FORUM:</b> We welcome public comment. At this time, the Council will be happy to receive your comment pertaining to items on the agenda (including, questions, suggestions, complaints and items for future.). Each person's time will be limited to three minutes.	
7:20 p.m. 6. <b>UNFINISHED BUSINESS:</b>	
7:20 p.m. 7. <b>NEW BUSINESS:</b>	
7.1 Discuss and consider appointing a vacancy in the Planning Commission i. Carol Bellows	M S A
7.2 Family Justice Center Presentation	M S A
7.3 Intergovernmental Agreement – Highway 99W Corridor Planning	
7:50 p.m. 8. <b>POLICE CHIEF'S REPORT</b>	
8:00 p.m. 9. <b>CITY MANAGER'S REPORT</b>	
8:10 p.m. 10. <b>MAYOR'S AND COUNCILOR'S REPORTS</b>	
8:40 p.m. 11. <b>ADJOURN</b>	Time:
<b>NEXT MEETING</b> <b>OCTOBER 16, 2019</b>	
The meeting location is accessible to persons with disabilities. A request for an interpreter for the hearing impaired, or for other accommodations for persons with disabilities, should be made at least 48 hours in advance of the meeting to Ronnie Smith, City Recorder, 503-639-4082. M=Motion; S=Second; A=Action/Vote	

Agenda Item 4: APPROVAL OF MINUTES FOR July 17, 2019 August 21, 2019

**CITY OF KING CITY  
CITY COUNCIL MEETING MINUTES**

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**Call to Order:** A regular meeting of the King City – City Council was held at the City Hall beginning at 7:00 p.m. on Wednesday, July 17, 2019, Mayor Gibson requested a moment of silence then proceeded to call the meeting to order at 7:02 p.m., followed by roll call and the Pledge of Allegiance

**Roll Call:** **The following City Council members were present:**

Mayor Ken Gibson  
Councilor Smart Ocholi  
Councilor John Boylston  
Councilor David Platt  
Councilor Micah Paulsen  
Councilor Gretchen Buehner  
Councilor Jaimie Fender

**Absent:**

Councilor Micah Paulsen - Excused

**Staff present included:**

City Manager (CM) Mike Weston  
Chief of Police (CP) Ernie Happala  
City Recorder (CR) Ronnie Smith

**Agenda Item 4:** **March 20, April 17, 23, and May 15<sup>th</sup>, 2019.**

**MOTION MADE BY COUNCILOR BUEHNER TO APPROVE THE MINUTES FROM MARCH 20, APRIL 17, 23 AND MAY 15TH, 2019, SECONDED BY COUNCILOR FENDER.**

**VOICE VOTE: 6-AYES – 0-NEYS – 0 ABSTENTIONS– 0- RECUSED THE MOTION CARRIED 6-0.**

**Agenda Item 5:** **Open Forum:**

Mayor Gibson opened public comment on any item on the agenda (including questions, suggestions, complaints, and items for future agenda) and stated each person's time would be limited to three minutes.

Marge

Asked the council to place a memorial bench in the Community Park. Council and Staff discussed where the best place to put the Bench. Council directed the staff to work with Marge on placing the bench in the park.

**Agenda Item 6:** **Unfinished Business: None**

**Agenda Item 7:** **New Business:**

7.1 Discuss and consider appointing a vacancy in the Planning Commission

Mayor discussed the potions to both of the applicants. The City Council appointed this potion to Dr. Annie Paulsen.

Council directed the staff to review the code for alternate positions and report back to the Council.

**MOTION MADE BY COUNCILOR BOYLSTON TO HAVE STAFF GET A LEGAL REVIEW OF THE CODE, SECONDED BY COUNCILOR FENDER.**

**VOICE VOTE: 6-AYES – 0-NEYS – 0 ABSTENTIONS– 0- RECUSED THE MOTION CARRIED 6-0.**

**MOTION MADE BY COUNCILOR BUEHNER TO APPOINT DR. ANNIE, SECONDED BY COUNCILOR BOYLSTON.**

**VOICE VOTE: 6-AYES – 0-NEYS – 0 ABSTENTIONS– 0- RECUSED THE MOTION CARRIED 6-0.**

7.2 Discuss and consider Contract for Janitorial Services at City Hall

A discussion was had over the agreements and prices.

CM Weston mentioned a few concerns pertaining to finances due to several other large projects.

**MOTION MADE BY COUNCILOR BOYLSTON TO AUTHORIZE THE CITY MANAGER AND OR MAYOR TO SIGN THE CONTRACT FROM EXPRESSO SERVICES, SECONDED BY COUNCILOR BUEHNER.**

**VOICE VOTE: 7-AYES – 0-NEYS – 0 ABSTENTIONS– 0- RECUSED THE MOTION CARRIED 7-0.**

7.3 Discuss and develop a meeting plan to meet all HOA's presidents for topics like Police Levy and other concerns.

Mayor Gibson mentioned that he would like to meet with the HOA presidents

The Councilors discussed how to invite all the HOA presidents and what they would talk about.

Council directed staff to set up a meeting with the HOA presidents.

7.4 Review and discuss fourth of July Fireworks concerns (ordnance O-1990-03 § 6)

The staff and council discussed the city ordinance pertaining to July fireworks. The Chief of Police mentioned that the officers use the ORS for firework-related instance.

7.5 May 2019 Financial Summary

CM Weston discussed the finances to the city Council.

**MOTION MADE BY COUNCILOR BUEHNER TO ADOPT RESOLUTION R-2019-07, SECONDED BY COUNCILOR FENDER.**

**VOICE VOTE: 6-AYES – 0-NEYS – 0 ABSTENTIONS– 0- RECUSED  
THE MOTION CARRIED 6-0.**

7.6 Introduction to the Citizen Problem Reporter & Manager

City Recorder introduced the city council to the Citizen Problem Reporter.

**Agenda Item 8: Police Chief's Report**

Reported that we are triggering the 1% WCCA radio fee which will increase the cost. He also mentioned that there is a gap in the wage compared to other agencies.

**Agenda Item 9: City Manager's Report**

CM Weston spoke about 131<sup>st</sup> street improvements that have started.

**Agenda Item 10: Mayor and Councilor's Reports**

- Councilor Ocholi – mentioned that he triggering the Small City Meeting. that King City hosted he also mentioned that we are hosting on September 19.
- Councilor Platt – No Report
- Councilor Paulsen – No Report
- Councilor Boylston – Gave a few updates on his attendance from MACC meeting:
  - Frontier is selling to Fiber NW
  - Century Link is letting its Franchise agreement laps when their agreement expires.
  - Every member also gets three videos each year.
- Councilor Fender – July Fourth was successful. The KCCF is having the National Night Out August 6<sup>th</sup>. She also mentioned that the KCCF is working on recording statements from Veterans in King City and have them archived with the National Library of Congress.

Councilor Fender would also like to put on a Workshop for residents on financial fraud and Veterans benefit scams.
- Councilor Buehner – Reported that she attended one of the Garden Villa HOA meetings and they are very concerned about the sewer lines.
- Mayor Gibson – Attended the swearing-in of the new school board member.

**Agenda Item 12: Adjournment**

**COUNCILOR FENDER MOVED TO ADJOURN THE MEETING, COUNCILOR  
PLATT SECONDED, THE MEETING ADJOURNED AT 9:11 P.M.**

Respectfully Submitted by:

Attested by:

\_\_\_\_\_  
Ronnie Smith  
City Recorder

\_\_\_\_\_  
Mike Weston  
City Manager

**CITY OF KING CITY  
CITY COUNCIL MEETING MINUTES**

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**Call to Order:** A regular meeting of the King City – City Council was held at the City Hall beginning at 7:00 p.m. on Wednesday, August 21, 2019, Mayor Gibson requested a moment of silence then proceeded to call the meeting to order at 7:02 p.m., followed by roll call and the Pledge of Allegiance

**Roll Call:** **The following City Council members were present:**

Mayor Ken Gibson  
Councilor Smart Ocholi  
Councilor David Platt  
Councilor Gretchen Buehner  
Councilor Jaimie Fender

**Absent:**

Councilor John Boylston  
Councilor Micah Paulsen

**Staff present included:**

City Manager (CM) Mike Weston  
Chief of Police (CP) Ernie Happala  
City Recorder (CR) Ronnie Smith

**Agenda Item 4: Approval of Minutes: June 19, 2019**

**MOTION MADE BY COUNCILOR BUEHNER TO APPROVE THE MINUTES FROM JUNE 19,2019, SECONDED BY COUNCILOR FENDER.**

**VOICE VOTE: 7-AYES – 0-NEYS – 0 ABSTENTIONS– 0- RECUSED THE MOTION CARRIED 7-0.**

**Agenda Item 5: Open Forum:**

Mayor Gibson opened public comment on any item on the agenda (including questions, suggestions, complaints, and items for future agenda) and stated each person's time would be limited to three minutes.

Ronald Baker: Lions Club asking the city council to consider donating \$250 for the Golf tournament.

John Walter: Gave a presentation on the Sewer system in Garden Village. He mentioned a sewer information meeting on September 12<sup>th</sup> 4 to 530 at the KCCA.

Steven: Mentioned that he has concerns about 131<sup>st</sup>.

Mayor and CM Weston mentioned that this would slow traffic down. CM Weston said that emergency vehicles and buses will be able to make the turn.

Kay Gooding: has concerns about the plants in the middle of 131<sup>st</sup>. CM Weston explained that they worked with the engineers in the design and have chosen the appropriate trees.

Dmitriy Shepelev: asked the council is there any statistical data stating that people got hurt.  
Councilors mentioned that there had been some close calls and the Police have data for citations in the area.

Vlad Shepelev; Also has some concerns about the 131<sup>st</sup> improvements. He asked when Fischer Road is going to be paved. CM Weston mentioned that Washington County should start paving in with-in the year.

**Agenda Item 6: Unfinished Business: None**

**Agenda Item 7: New Business:**

7.1 Police Levy Talking point – Chief Happala

Overall the property crime rate since residents passed the police levy has decreased.

The police have received 4,000 calls for service.

Chief also spoke about traffic stops. From March 20, 1028 to March 5, 2019, King City PD has stopped over 800 vehicles.

The police did a speed study on 116<sup>th</sup> and royalty, and the average was 21 the max was 29 and the slowest was 4.

7.2 Discuss and consider Pride Rates per the Municipal code

In December 2018 the City Council amended sections 8.16 and 8.20 of the King City Municipal Code relating to solid waste rates and implemented an annual cost of living index methodology.

Pride Disposal reported an annual rate of return of 4.71% for the 2018 calendar year. The Bureau of Labor and Statistics reported the West Region Consumer Price Index of 3.1% for that same time period. The methodology adopted by Council calculates the increase needed as follows:

West CPI-U 3.1% X 1.25 rate factor = 3.88% rate increase effective January 1, 2020

This will be a \$0.89 per month increase for 32-gallon residential customers, which make of the majority of the residents as well as a \$7.87 per month increase for a commercial customer with a 2 yd container.

The Council also adopted new rates effective July 1, 2018 that were intended to address the continued fall of recycling market pricing as well as operational cost increases. The intention of the rates was to be in effect for an 18 month period. The code amendments state that if the reported rate of return drops below 8% that a rate study would be commissioned to determine the increase needed to

achieve the desired rate of return. The rates adopted last year were designed to get the rate of return up to the desired level during 18 months. The reported 4.71% only reflects six months of the new rates and to this end, Pride proposed that a rate study is not needed at this time and the implementation of the index methodology is the proper course of action.

Since last June a number of factors have impacted Pride. The company has very little ability to control the following types of operating cost increases:

- Commingle recycling value has continued to drop significantly
- Inflation increased by 3.1%
- Insurance rates increased by 20%

**MOTION MADE BY COUNCILOR BUEHNER APPROVE THE RATE PROPEDED BY PRIDE, SECONDED BY COUNCILOR FENDER.**

**VOICE VOTE: 5-AYES – 0-NEYS – 0 ABSTENTIONS– 0- RECUSED THE MOTION CARRIED 5-0.**

7.3 Discuss and consider Resolution R-2019-11 A RESOLUTION REVISING FEES, CHARGES, FINES AND ASSESSMENTS OF THE CITY OF KING CITY, OREGON AND RESCINDING RESOLUTION R-2018-02.

City Recorder presented resolution R-2019-11 to the council to discuss and consider. He mentioned that there were only a few changes that included adding fees for engineering services and adding the fence permit fee.

**MOTION MADE BY COUNCILOR BUEHNER TO ADOPT RESOLUTION R-2019-11 A RESOLUTION REVISING FEES, CHARGES, FINES AND ASSESSMENTS OF THE CITY OF KING CITY, OREGON AND RESCINDING RESOLUTION R-2018-02, SECONDED BY COUNCILOR FENDER.**

**VOICE VOTE: 5-AYES – 0-NEYS – 0 ABSTENTIONS– 0- RECUSED THE MOTION CARRIED 5-0.**

7.4 Discuss and consider Resolution R-2019-12 A RESOLUTION ESTABLISHING FEES FOR ENGINEERING SERVICES PURSUANT TO ORS 92.097.

Discussion was had of the resolution. The staff mentioned that this is in line with Resolution R-2019-11.

**MOTION MADE BY COUNCILOR BUEHNER TO ADOPT RESOLUTION R-2019-12, A RESOLUTION ESTABLISHING FEES FOR ENGINEERING SERVICES PURSUANT TO ORS 92.097. SECONDED BY COUNCILOR FENDER.**

**VOICE VOTE: 5-AYES – 0-NEYS – 0 ABSTENTIONS– 0- RECUSED THE MOTION CARRIED 5-0.**



- 7.5 Discuss and consider Resolution R2019-13 A RESOLUTION CALLING FOR AN ELECTION IN THE CITY OF KING CITY FOR THE PURPOSE OF SUBMITTING TO THE LEGAL VOTERS OF THE CITY THE QUESTION OF A LOCAL OPTION TAX FOR POLICE SERVICES

**MOTION MADE BY COUNCILOR BUEHNER TO ADOPT RESOLUTION R-2019-13 A RESOLUTION CALLING FOR AN ELECTION IN THE CITY OF KING CITY FOR THE PURPOSE OF SUBMITTING TO THE LEGAL VOTERS OF THE CITY THE QUESTION OF A LOCAL OPTION TAX FOR POLICE SERVICES, SECONDED BY COUNCILOR FENDER.**

**VOICE VOTE: 5-AYES – 0-NEYS – 0 ABSTENTIONS– 0- RECUSED THE MOTION CARRIED 5-0.**

- 7.6 Discuss and consider BrightView Phase two of Hillside clean up

Council and staff discussed the proposed clean up on the hillside at the park. Council asked staff to table this item.

**Agenda Item 8: Police Chief's Report**

Chief did his report as 7.1 Police Levy Talking point.

**Agenda Item 9: City Manager's Report**

LCDC approved the Urban Growth Boundaries.

King City was approved for the 2040 grant.

The Park and 131st construction are almost done.

99w taskforce 2020 is in the works.

IGA laboring for the 99w taskforce.

Reginal Solutions next week on the 28<sup>th</sup>.

DKS contract for the TSP in negotiations.

SW King Richard Drive phase one project is done.

**Agenda Item 10: Mayor and Councilor's Reports**

- Councilor Ochoi – attended the Roseberry HOA - Safety issues for trees, speed limits.
- Councilor Platt – No Report
- Councilor Fender – National Night out, Free little library TVF&R read books to the kids. Will be going to station 35 for the Firefighters.
- Councilor Buehner – MPAC meetings canceled. No report.
- Mayor Gibson – Thanked Mike Weston, Staff and Councilors for nominating him for the OMCCA Leadership award that he received.

Mayor mentioned that this award is a team award.

**Agenda Item 12: Adjournment**

**COUNCILOR FENDER MOVED TO ADJOURN THE MEETING, COUNCILOR PLATT SECONDED, THE MEETING ADJOURNED AT 9:30 P.M.**

Respectfully Submitted by:

Attested by:

\_\_\_\_\_  
Ronnie Smith  
City Recorder

\_\_\_\_\_  
Mike Weston  
City Manager

## 7.1 Discuss and consider appointing a vacancy in the Planning Commission

- i. Carol Bellows

# APPLICATION FOR APPOINTMENT TO BOARD or COMMISSION



Name: Bellows Carol M Date: 7-3-2019  
Last First Middle

Home Address: 17364 SW 128th Ave.

City/State/Zip: Tigard, OR 97224

Is this address within the City? no I've lived in King City since: 1995

Telephone No.: 503-620-2950 503-317-1339  
Home Work Cell/Mobile

E-Mail Address: carol@carolbellows.com

Are you a registered Voter in the State of Oregon? yes

Present Occupation: planner/landscape designer

Which Committee(s) would you like to be appointed to?

***Dates of meetings are listed at the end of this application.  
Please make sure those dates work with your schedule before you apply.***

- City Council\*
- Budget Committee
- Planning Commission
- Other

Employment, professional, and volunteer background:

Tualatin Architectural Review Board 2015-present)  
City of Woodburn Department of Community Development- Associate Planner  
Independent Landscape Designer/  
Volunteer facilitator (Woodstock neighborhood)  
Cida, Inc.- Landscape designer/ planner/project manager

Previous City appointments, offices or activities:

None in King City.  
Tualatin Architectural Review Board

As additional background for the Mayor and City Council, please answer the following questions. Feel free to add additional pages.

1. What experience/training/qualifications do you have for this particular board or commission? You may attach a resume.

Please see my resume.

My degree in landscape architecture covers urban planning and design, environmental/ human integration, landscape systems analysis, transportation, healthcare design and children's environments.

Professionally, I worked as a planner for the City of Woodburn and have experience in Type III and IV planning presentations and decisions.

Also, I designed small developments while working at CIDA.

2. What specific contribution do you hope to make?

I have lived in this area over 24 years, and my interest in King City planning started with the annexation just west of 131st. That interest sent me to the University of Oregon for a degree in Landscape Architecture, a degree which would immerse me in how people interact with nature-- and each other-- in the "life between buildings" as Jan Gehl puts it (The Gehl firm is doing the outreach for Tigard's Main Street community space). I am well versed in how our environment affects our health and productivity. This knowledge will be important as King City takes its next big steps into the future with its annexation to the west. I know what people need for a high quality of living and health, whatever economic bracket they may fall into, and will advocate in the public best interest. My professional experience as a planner enables me to understand code and work with our planners.

3. What community topics concern you that relate to this board or commission? Why do you want to become a member?

I am most interested in the development of the annexed area west of King City and that it be developed well. Once it is built, that's it; that's how people will live. Those decisions are very important and represent the values of the people of King City.

4. Describe your involvement in relevant community groups and activities. (Lack of previous involvement will not disqualify you from consideration.)

I was part of a group that advocated for parks in the development which is now Edgewater. When I moved here, the nearest park was Cook Park and I had small children; it was a major effort to take my kids to the park. Also, I researched how parks increase property values in the surrounding neighborhoods in order to persuade the developers and King City to put it the park.

Signature: on file

Date: 7-3-2019

**Meeting dates** (all meeting dates are subject to change or additions)

- City Council\* - meets the First and Third Wednesday of the month
- Budget Committee – meets in April-May to consider City budget for new fiscal year
- Planning Commission – Fourth Wednesday of the month

Please be advised members of the City Council, the Planning Commission are required to file an annual **Statement Of Economic Interest** with the State of Oregon. A sample reporting form is available from the City Recorders Office at 15300 SW 116th Ave, King City, OR 97224 indicating the type of information you will be required to disclose if you are appointed.

**For office use only:**

Date Received:	7/3/2019
Date Considered:	
Action by Council:	
Term Expires:	

**Please return this form to:**

City Recorder  
 15300 SW 116th Ave  
 King City, OR 97224  
 503-639-4082  
 503-639-3771(FAX)  
[rsmith@ci.king-city.or.us](mailto:rsmith@ci.king-city.or.us)

\*The Council members are elected at large by City voters and serve four-year terms. The process to select a candidate for the vacancy will be initiated at the time a vacancy exists in accordance with the King City Charter, Chapter IV, Section 17(1) and (2).

## **Carol M. Bellows, BLA, CSBA, LEED GA**

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17364 SW 128<sup>th</sup> Avenue  
Tigard, OR 97224

503-620-2950 (home)  
503-317-1339 (cell)  
[carol@carolbellows.com](mailto:carol@carolbellows.com)

### **Qualifications**

- **University of Oregon: Bachelor's of Landscape Architecture, 2007**
- Planning experience in both public and private sectors
- Proven ability to research and apply state, local and federal land use law
- Effective project manager & team builder
- Public outreach and facilitation
- Solutions-oriented listener
- Confident presenter and trainer
- Award-winning writer

### **Applicable Experience**

#### **Associate Planner, Woodburn, OR.**

- Reviewed projects for completion and approval (including Apartment developments, Property line adjustments and consolidations, School expansions and remodeling). Wrote staff reports, findings and analysis, correspondence and notices.
- Created spreadsheet to track projects.
- Produced presentations for Planning Commission and City Council meetings for Type III and IV applications including annexations, school expansions, variances and large developments.
- Researched persuasive arguments for contentious issues such as annexation, traffic, rezoning. Recommended bus routes, variances, traffic modifications.
- Inform, educate and problem-solve with applicants at the counter, by email and over the phone regarding specific ordinances (property line adjustments, consolidations, additions, new construction, variances, setbacks, grading and land use).

**Planner, Project Manager, and Landscape Designer: Landesign/CIDA, Inc., Portland, OR,**  
Within a multi-disciplinary firm, assisted and collaborated with Landscape Architect, Architects, Civil Engineers, Surveyors and Structural Engineers.

- **Residential Development:** Portland, OR. Designed streetscapes and lot lines.
- **Industrial Development:** Portland, OR. Designed site and landscapes.
- **Legal Property partitions, Lot line adjustments:** Lake Oswego, OR. Drafted and submitted.
- **Urban design:** New Urbanist shopping center, Redmond, OR. Designed site and landscape.
- **Regulatory Compliance,** Mannheim Auto Auction. Stormwater Pollution Control Plan (SWPCP)
- **Flood Restoration and Mitigation,** City of Vernonia. Designed storm water master plan.
- **Public Process, Design and Implementation, Tualatin Valley Water District.** Working with client and neighborhood association, designed neighborhood park around local water tank.

#### **Sustainable Landscapes and Environmental Designer/Consultant: LyricDancer Design**

- Member, The Intertwine Alliance Health-Nature Steering Committee: educated partner organizations and influenced policy around the health/ nature connection, examined public health policy, equity issues, access to nature and environmental compatibility of the built environment.

- Member, Tualatin Architectural Review Board.
- Contributed to [Lower Willamette Climate Futures Forum, Building Climate Resiliency in the Lower Willamette Region of Western Oregon.](#)
- Evaluated signage proposals for Capital Improvement Manager, Portland Parks & Rec.
- Presented Defensible Spaces and Streetwise design for Main Streets to Alberta District Main Street association.
- Assisted facilitation at NCI Charette in Woodstock neighborhood; Designed and presented public spaces, streetscapes and green “unimproved” streets.

#### **Planning Intern, City of Eugene, Long Range Planning, Natural Resources, Eugene, OR.**

- Authored public information brochure translating Water Resource Conservation Overlay within the context of Oregon State Planning Goals.
- Wrote, illustrated and graphically designed detailed manual for landscaping with native vegetation for stakeholders affected by the Water Conservation Overlay.

#### **Assistant, Law office of Scott Bellows, construction attorney.**

Legal issues included:

- |                                |                       |
|--------------------------------|-----------------------|
| • soils                        | • HOA disputes        |
| • drainage                     | • property boundaries |
| • seismic requirements         | • property easements  |
| • Improper window installation | • toxic fill          |

#### **Technical Skills**

- |             |              |               |
|-------------|--------------|---------------|
| • AutoCAD   | • ArcGIS     | • Word        |
| • SketchUp  | • InDesign   | • Illustrator |
| • Photoshop | • PowerPoint | • Excel       |

#### **Publishing, Presentations and Awards**

- [Berkeley Prize for Architectural Excellence](#), 2006. International competition: Third place (and only North American finalist). *People to Know, Places to Grow: Children in Downtown Eugene.*
- [Landscape Architecture Magazine](#), December, 2007. Design featured in “CSI: Wildlife.”
- [Oregon Mediation Association: 2008 Annual Conference.](#) Towards a Healing Justice: Bringing the Lessons of Healthcare Design to Court.

#### **Continuing Education Certifications**

- [Leadership in Energy and Environmental Design\\_Green Associate \(LEED GA\)](#), 2012.
- [Certified Sustainable Building Advisor](#), 2011.
- [Certified Healthcare Garden Designer](#), 2006 .
- [Certificate of Completion: Ecoroofs](#), Bureau of Environmental Services, Portland, OR.
- [Main Street certified.](#)



## 7.3 Intergovernmental Agreement – Highway 99W Corridor Planning

# INTERGOVERNMENTAL AGREEMENT

## HIGHWAY 99W CORRIDOR PLANNING

Pursuant to ORS 190.010, this intergovernmental agreement (“Agreement”) is entered into by and between the City of King City (“King City”), the City of Sherwood (“Sherwood”), the City of Tigard (“Tigard”), the City of Tualatin (“Tualatin”), and Washington County, each individually referred to as a Party and jointly referred to as Parties.

### Recitals

1. Highway 99W (“Hwy”) is a critically important state highway in the southwest metro region under the jurisdiction of ODOT and located in the cities of Tigard, King City, Tualatin, Sherwood and in Washington County.
2. The Hwy is a critical state transportation facility in which the Parties have a shared interest to jointly plan future uses, designs, and improvements.
3. The Hwy corridor is regionally significant, averaging 48,000 daily trips, with needed safety improvements, travel technologies, options for active transportation users, and land use adaptations that will benefit the traveling public and nearby residents of the Parties.
4. The Hwy requires a comprehensive corridor plan to coordinate and identify projects that will transition the facility from a typical 20<sup>th</sup> century commercial-automotive corridor to one that is safer, modernized, and conducive to climate-smart travel adaptations (e.g. transit).
5. Approximately 70,000 people live within a mile of the Hwy corridor, many of whom are people of color, low-income, or of limited English-speaking capacity. A concerted effort to plan for the equitable benefit of these households can only be achieved through interjurisdictional and intra-agency participation and coordination.
6. The Parties desire to engage with State of Oregon legislators on the funding of the Hwy Corridor Planning project in the 2020 legislative session.

### Agreement

Now therefore, the Parties agree as follows:

- A. Tigard Responsibilities. Tigard will:
  1. Select and contract with a strategic communications consulting firm to secure state funding for a comprehensive vision and plan for the Hwy corridor through the year 2050.
  2. Manage the performance of the contract on behalf of the Partner Agencies.
  3. Invoice the Partner Agencies for actual costs incurred by the consulting firm at the start of the study work as provided by Section C. Costs.

- B. Partner Agency Responsibilities. King City, Tualatin, Sherwood, and Washington County (collectively the “Partner Agencies”) will:
1. Actively participate in the consultant’s process, including attending project meetings, as well as reviewing and responding to emails and studying related documentation, such as drawings or narratives.
  2. Coordinate on public outreach, including participating in public meetings, with stakeholders and with state legislators and their staffs.
  3. Within 30 days of the date of invoice, advance Tigard for each Partner Agency’s share of the not-to-exceed-amount of the consultant contract as provided by Section C. Costs.
- C. Costs.
1. Each Party will be solely responsible for its internal and staff costs associated with this Agreement.
  2. The Parties will share the actual costs of the consultant. The total costs are not-to-exceed \$32,500 total, with Tigard covering \$12,500. Each Partner Agency’s share is \$5,000. Tigard will consult with the Partner Agencies on any contract amendments for scope adjustments or if additional budget is deemed necessary. In no event will any Partner Agency be obligated to pay a cost share exceeding \$5,000 unless agreed to in writing.
- D. Term of Agreement. This Agreement is effective September 1, 2019 and will continue until the work described in Sections A and B is completed and the costs stated in Section C have been paid, unless otherwise amended or terminated in writing by the Parties.
- E. Dispute Resolution. The Parties will attempt to informally resolve any dispute concerning any Party’s performance or decisions under this Agreement, or regarding the terms, conditions or meaning of this Agreement. The Parties agree that in the event of an impasse in the resolution of any dispute, the issue will be submitted to the executive offices of the disputing parties for recommendation or resolution. If resolution cannot be reached, a neutral third party may be used, if the Parties agree, to facilitate these negotiations.
- F. Modification of Agreement. No waiver, consent, modification or change of terms of this Agreement shall be binding unless in writing and signed by all Parties.
- G. Termination. This Agreement may be terminated, with or without cause and at any time, by a Party providing 30 days’ written notice of intent to the other Parties. In the event of termination, the Parties agree to work in good faith to complete the obligations arising from this Agreement, including paying actual costs incurred by Tigard up to the date of termination.
- H. Independent Contractor. Each Party is an independent contractor with regard to the other Parties. No Party is an agent or employee of any other.
- I. Insurance. Each Party agrees to maintain insurance levels or self-insurance in accordance with ORS 30.282, for the duration of this Agreement at levels necessary to protect against public body liability as specified in ORS 30.269 through 30.274.

- J. Compliance with Law. Each Party agrees to comply with all applicable local, state, and federal ordinances, statutes, laws, and regulations.
  
- K. Counterparts. This Agreement may be executed in any number of counterparts and by the Parties on separate counterparts, any one of which shall constitute an agreement between and among the Parties.

CITY OF TIGARD	CITY OF TUALATIN
Signed: _____	Signed: _____
Name: _____	Name: _____
Its: _____	Its: _____
Date: _____	Date: _____

CITY OF SHERWOOD	CITY OF KING CITY
Signed: _____	Signed: _____
Name: _____	Name: _____
Its: _____	Its: _____
Date: _____	Date: _____

WASHINGTON COUNTY
Signed: _____
Name: _____
Its: _____
Date: _____