

CITY OF WOODBURN

CITY COUNCIL AGENDA

AUGUST 8, 2022– 7:00 P.M.

ERIC SWENSON, MAYOR
DEBBIE CABRALES, COUNCILOR WARD 1
ALICE SWANSON, COUNCILOR WARD II
ROBERT CARNEY, COUNCILOR WARD III
SHARON SCHAUB, COUNCILOR WARD IV
MARY BETH CORNWELL, COUNCILOR WARD V
BENITO PUENTE JR., COUNCILOR WARD VI

CITY HALL COUNCIL CHAMBERS – 270 MONTGOMERY STREET

1. CALL TO ORDER AND FLAG SALUTE
2. ROLL CALL
3. ANNOUNCEMENTS AND APPOINTMENTS

Announcements:

None.

4. COMMUNITY/GOVERNMENT ORGANIZATIONS

None.

5. PROCLAMATIONS/PRESENTATIONS

Proclamations:

None.

Presentations:

- A. Dev NW
- B. Rental Assistance
- C. Houseless Response
- D. New City Seal Proposal

6. COMMUNICATIONS

None.

7. BUSINESS FROM THE PUBLIC – *This allows the public to introduce items for Council consideration not already scheduled on the agenda.*

This facility is ADA accessible. If you need special accommodation, please contact the City Recorder at 503-980-6318 or *Statewide Toll Free Relay (800) 735-1232*, at least 48 hours prior to this meeting.

Si usted necesita asistencia especial, comuníquese al 503-980-6322 o a la línea telefónica gratuita, (800) 735-1232, con un mínimo de 48 horas, antes de la reunión.

Habrán intérpretes disponibles para aquellas personas que no hablan Inglés, previo acuerdo. Comuníquese al (503) 980-6322.

8. **CONSENT AGENDA** – *Items listed on the consent agenda are considered routine and may be adopted by one motion. Any item may be removed for discussion at the request of a Council member.*

- A. **Woodburn City Council Meeting minutes of July 25, 2022** 1
Recommended Action: Approve the minutes.
- B. **Crime Statistics through June 2022** 5
Recommended Action: Receive the report.
- C. **Acceptance of a Public Utility Easement on 2515 Country Club Rd. Woodburn OR, 97071 (Tax Lot 052W12AD18600)** 10
Recommended Action: Accept the dedication of a public utility easements by Lucinda A. Wurdinger-Kelly, owners of the property located at 2515 Country Club Rd, Woodburn, OR 97071 (Tax Lot 052W12AD18600).
- D. **American Rescue Plan Act (ARPA) Agreement with A Ray of Hope, Today! for the Emergency Clothing and Supplies Program** 15
Recommended Action: Approve the proposed ARPA Agreement with A Ray of Hope, Today! for their Emergency Clothing and Supplies Program effective upon execution of the Agreement, through June 30, 2023.
- E. **American Rescue Plan Act (ARPA) Agreement with the Woodburn Area Chamber of Commerce for the Woodburn Business Resource Center** 26
Recommended Action: Approve the proposed ARPA Agreement with Woodburn Area Chamber of Commerce for their Woodburn Business Resource Center effective upon execution of the Agreement, through June 30, 2024.
- F. **Cooperative Improvement Agreement for the Construction of the OR 219/Butteville Road Roundabout** 37
Recommended Action: Approve the Cooperative Improvement Agreement (CIA) No. 73000-00004669 (“the Cooperative Agreement”) with the State of Oregon through the Oregon Department of Transportation (ODOT) and TC Woodburn Development, LLC, for the Butteville Road realignment and roundabout at OR 219 and Butteville Road, and authorize the City Administrator to sign and execute said agreement.
- G. **Building Activity for July 2022** 76
Recommended Action: Receive the Report.

9. **TABLED BUSINESS**

None.

10. **PUBLIC HEARINGS**

None.

11. **GENERAL BUSINESS** – *Members of the public wishing to comment on items of general business must complete and submit a speaker's card to the City Recorder prior to commencing this portion of the Council's agenda. Comment time may be limited by Mayoral prerogative.*

A. PUBLIC TESTIMONY ON THIS ITEM IS CLOSED. NO PUBLIC COMMENTS WILL BE RECEIVED 77

Council Bill No. 3191 - An Ordinance Annexing Approximately 39.21 Acres of Territory Known as the Oregon Golf Association (OGA) Property with No Street Address into the City of Woodburn, Located Along THE East Side of Boones Ferry Road NE North of Hazelnut Drive, Marion County, Oregon

Recommended Action: Enact an Ordinance annexing approximately 39.21 acres of territory known as the Oregon Golf Association (OGA) Property.

B. PUBLIC TESTIMONY ON THIS ITEM IS CLOSED. NO PUBLIC COMMENTS WILL BE RECEIVED 96

Council Bill No. 3192 – An Ordinance Amending the Woodburn Zoning Map to Designate Zoning of Approximately 39.21 Acres of Annexed Territory Known as the Oregon Golf Association (OGA) Property with No Street Address, Located Along the East Side of Boones Ferry Road NE North of Hazelnut Drive, Marion County, Oregon as Residential Single Family (RS), Public and Semi-Public (P/SP), and Riparian Corridor and Wetlands Overlay District (RCWOD)) Zoning Districts

Recommended Action: Enact an Ordinance designating city zoning for the annexed territory.

C. PUBLIC TESTIMONY ON THIS ITEM IS CLOSED. NO PUBLIC COMMENTS WILL BE RECEIVED 112

Approval of Final Decision Document for Marion Pointe

Recommended Action: Authorize the Mayor to sign the Final Order approving the Marion Pointe Planned Unit Development (PUD 22-02) with the conditions of approval.

- D. Council Bill No. 3193 – An Ordinance Declaring a Ban on Psilocybin Service Centers and the Manufacture of Psilocybin Products** **269**
Recommended Action: Enact an Ordinance Declaring a Ban on Psilocybin Service Centers and the Manufacture of Psilocybin Products within the City of Woodburn.
- E. Council Bill No. 3194 – A Resolution Approving Referral to the Electors of the City of Woodburn the Question of Prohibiting Psilocybin-Related Businesses within the City of Woodburn; Adopting a Ballot Title and Explanatory Statement; and Authorizing All Steps Necessary to Effectuate this Resolution** **274**
Recommended Action: Adopt a Resolution Placing on the Ballot the Question of Prohibiting Psilocybin-Related Businesses within the City of Woodburn; Adopting a Ballot Title and Explanatory Statement; and Authorizing all Steps Necessary to Effectuate the Resolution.
- F. Council Bill No. 3195 – A Resolution Authorizing Execution of a Collective Bargaining Agreement Between the City of Woodburn and the American Federation of State, County, and Municipal Employees (AFSCME) Local 642 for a Contract Beginning July 1, 2022 and Ending June 30, 2025** **281**
Recommended Action: Adopt the attached Resolution authorizing the execution of a new Collective Bargaining Agreement with the American Federation of State, County, and Municipal Employees AFL-CIO (“AFSCME”), Local 642.
- G. PUBLIC TESTIMONY ON THIS ITEM IS CLOSED. NO PUBLIC COMMENTS WILL BE RECEIVED** **332**
- Action on Final Decision Document Denying the US Market Gas Station Development at 2540 & 2600 Newberg Hwy at the Southwest Corner of Newberg Hwy & Oregon Way (CU 21-02)**
Recommended Action: Adopt the attached final decision document denying land use applications Conditional Use 21-02, Design Review 21-10, Exception to Street Right of Way and Improvement Requirements (“Street Exception”) EXCP 21-05, & Phasing Plan PP 21-01 for the US Market Gas Station project and authorize the Mayor to sign the final decision document.
- H. Smith Creek Public Park Names** **603**
Recommended Action: Approve the following park names suggested by the Ad Hoc Smith Creek Park Naming Committee for the public parks located within the Smith Creek residential housing development:

- Hazel Smith Plaza
- Killian's Well Park
- Madame Dorion Trail

12. OTHER BUSINESS

None.

13. PLANNING COMMISSION OR ADMINISTRATIVE LAND USE ACTIONS – *These are Planning Commission or Administrative Land Use actions that may be called up by the City Council.*

A. Call-Up Briefing: Planning Commission approval of a Variance application for 2515 Newberg Hwy (VAR 22-08) 607

Recommended Action: Staff recommends no action and briefs the Council on this item pursuant to Woodburn Development Ordinance (WDO) Section [4.02.02](#). The Council may call up this item for review if desired and, by majority vote, initiate a review of this decision.

B. Call-Up Briefing: Community Development Director approval of a Design Review and Exception to Street Right of Way and Improvement Requirements "Street Exception" application package for Legion Park at 1385 Park Ave (DR 22-09 & EXCP 22-04) 609

Recommended Action: Staff recommends no action and briefs the Council on this item pursuant to Woodburn Development Ordinance (WDO) Section 4.02.02. The Council may call up this item for review if desired and, by majority vote, initiate a review of this decision.

14. CITY ADMINISTRATOR'S REPORT

15. MAYOR AND COUNCIL REPORTS

16. EXECUTIVE SESSION

None.

17. ADJOURNMENT