



SCAPPOOSE *Oregon*

TUESDAY, SEPTEMBER 5, 2023

CITY COUNCIL MEETING

REGULAR MEETING 7:00 PM

COUNCIL CHAMBERS, 33568 EAST COLUMBIA AVENUE, SCAPPOOSE, OREGON 97056

Call to Order

Mayor Backus called the September 5, 2023 City Council meeting to order at 7:01 pm.

Pledge of Allegiance

Roll Call

Joseph A. Backus	Mayor	Alexandra Rains	City Manager
Megan Greisen	Council President	Steven Lougal	Police Chief
Tyler Miller	Councilor	Susan M. Reeves	City Recorder
Jeannet Santiago	Councilor	Charlotte Baker	Public Works Contract Administrator
Kim Holmes	Councilor	Isaac Butman	Assistant to City Manager
Andrew Lafrenz	Councilor		

Andrew Campbell Legal Counsel (left at 7:26pm)

Remote: Public Works Director Dave Sukau (left at 7:33pm)

Approval of the Agenda

Councilor Santiago moved, and Council President Greisen seconded the motion to approve the agenda. Motion passed (6-0). Mayor Backus, aye; Council President Greisen, aye; Councilor Miller, aye; Councilor Santiago, aye; Councilor Holmes, aye; and Councilor Lafrenz, aye.

Public Comment

Joel Haugen, Scappoose, handed out a letter and then read it to the Council.

September 5, 2023

Mayor & Council,

You may recall a recent scholarly article by Councilor Lafrenz titled "Multi-functional Green Spaces," using Scappoose as his model for discussion? In any case, this past June the Oregon

legislature passed House Bill 3409, which in Section 22 articulates a COMMUNITY GREEN INFRASTRUCTURE GRANT PROGRAM (last page of the document I handed you). Please note the list of benefits included. On a related subject, the current First Street Foundation's modeling suggests significant parts of Scappoose will be impacted by increased flooding and that in the worst cases, 100-year floods will be occurring every 8 years. Fortunately in Scappoose, this is probably more like every 25 years. If you are unfamiliar with the First Street Foundation, its modeling is used by 30-some federal agencies including NASA, NOAA, Homeland Security, and HUD; and is associated with 45 of our top colleges and universities. Since you are nearing completion of the SO-Year Plan for Scappoose, it seems like it would make sense to include climate change and green infrastructure to help make our community more resilient and livable going forward; perhaps HB 3409 is a mechanism to do just that?

Joel Haugen
Scappoose, Oregon

Council thanked Joel.

Executive Session ORS 192.660 (2)(h) Litigation Likely to be Filed

Mayor Backus read the Executive Session statement and went into Executive Session at 7:08pm.

Present: Mayor Joseph A. Backus; Council President Megan Greisen; Councilor Tyler Miller; Councilor Jeannet Santiago; Councilor Kim Holmes; Councilor Andrew Lafrenz; City Manager Alexandra Rains; Police Chief Steven Lougal; Assistant to City Manager Isaac Butman; and Legal Counsel Andrew Campbell.

Mayor Backus came out of Executive Session and into open session at 7:26pm.

Consent Agenda – August 21, 2023 City Council work session meeting minutes; August 21, 2023 City Council meeting minutes; and Contract Approval for Design-Build Services for Smith Road Pump Station

Councilor Holmes moved, and Councilor Santiago seconded the motion to approve the Consent Agenda – August 21, 2023 City Council work session meeting minutes; August 21, 2023 City Council meeting minutes; and Contract Approval for Design-Build Services for Smith Road Pump Station. Motion passed (6-0). Mayor Backus, aye; Council President Greisen, aye; Councilor Miller, aye; Councilor Santiago, aye; Councilor Holmes, aye; and Councilor Lafrenz, aye.

New Business

Resolution No. 23-14: A Resolution Adopting Public Contracting Rules and Procedures and Repealing Resolution No. 22-21

Public Works Contract Administrator Charlotte Baker went over the staff report. During the last legislative session, the Oregon legislature passed a bill raising the contract price threshold for small and intermediate public procurements for goods and services and public improvement contracts. These changes go into effect on September 24, 2023. Small procurements do not require the use of the competitive process; the City may award a contract for a small procurement in any manner deemed practical or convenient. An intermediate procurement is a competitive solicitation for products or services. For this type of procurement, the City must seek at least three informally solicited competitive quotes or proposals from prospective contractors. The threshold for small procurements for goods and services will be raised from \$10,000 to \$25,000, and the threshold for intermediate procurements for goods and services will be raised from \$150,000 to \$250,000. The threshold for small procurements for public improvements will also be raised from \$10,000 to \$25,000. The current City resolution regarding public contracting, rules and procedures, Resolution No. 22-21, does not reflect the new limits set by the State for the Oregon Attorney General's Model Public Contracting Rules ("Model Rules"). Our attorneys have recommended passing a new resolution to reflect these changes.

The proposed language change is below. Changes to the language of Resolution 22-21 are indicated below by ~~striketrough~~ or underlined text.

D. Small Procurements (Under \$ 10,000 or \$ 25,000).

(1) Public contracts under ~~\$10,000~~ \$25,000 for goods and services and public improvements are not subject to competitive bidding requirements. The City Manager or designee shall make a reasonable effort to obtain competitive quotes in order to ensure the best value for the City.

(2) The City may amend a public contract awarded as a small procurement beyond the ~~\$10,000~~ applicable limit in accordance with OAR 137-047-0800, provided the cumulative amendments do not increase the total contract price to a sum that is greater than twenty-five percent (25%) of the original contract price.

A. Intermediate Procurements.

(1) A contract for procurement of goods and services estimated to cost between ~~\$10,000~~ \$25,000 and ~~\$150,000~~ \$250,000 in a calendar year, or a contract for a public improvement that is estimated to cost between ~~\$10,000~~ \$25,000 and \$100,000 in a calendar year, may be awarded according to the processes for intermediate procurements described in ORS 279B.070.

No direct fiscal impact, although it does increase the efficiency of the City's contracting process for small and intermediate goods and services procurements as well as small public improvement procurements. Staff recommends that Council adopt Resolution 23-14: A Resolution Adopting Public Contracting Rules and Procedures and Repealing Resolution 22-21 as written.

Council and staff had a discussion on the Resolution.

Councilor Santiago explained she would like as the City to make sure we make an effort to go to the COBID" (an acronym for "Certification Office for Business Inclusion and Diversity) directory just to invite diverse firms to contract especially in the intermediate to above contracts.

Public Works Contract Administrator Charlotte Baker explained there is a section that relates just to DAS, and there's also a section where it says State contracting agency and you all as Council are considered a local contract review board, not a State contract agency.

Mayor Backus explained at a later time he would like to revisit the complete Senate Bill 1047 and then see if there are areas that we can improve or work on through goal setting.

Councilor Santiago would like to propose to make the changes, to implement section 3 of Senate Bill 1047, so they can have everything passed at once.

Councilor Miller explained his opinion is there are some misunderstanding on different levels and that we need to take the time first to read through this and understand it and engage in some dialogue with City Manager Rains to make sure they do understand what is going on and then if we want to put that on the agenda for further discussion, he thinks that would be appropriate. He explained he does understand the intent of Councilor Santiago.

President Greisen moved, and Councilor Holmes seconded the motion that Council adopt Resolution 23-14: A Resolution Adopting Public Contracting Rules and Procedures and Repealing Resolution 22-21. Motion passed (5-1). Mayor Backus, aye; Council President Greisen, aye; Councilor Miller, aye; Councilor Holmes, aye; and Councilor Lafrenz, aye. Councilor Santiago, nay.

December City Council meeting dates

City Manager Rains explained in the past we have had the December meetings on the first and second Monday of December, instead of the first and third. If Council is in agreement with that, we will move ahead with December dates of the 4th and 11th.

The general consensus of the Council was to have the meetings on December 4 and December 11.

Announcements – information only

Mayor Backus went over the calendar.

Updates: City Manager; Police Chief; Councilors; and Mayor

Chief Lougal gave an update on the Police Department staff.

Councilor Holmes acknowledged all the teachers and administrators.

Councilor Lafrenz encouraged everyone to be patient and slowdown in the mornings with the kids back in school, just to keep everyone safe!

Councilor Santiago explained on the 23rd her, Mayor Backus, and City Manager Rains went to a meeting with Adrian who is the gentleman who started a version of OMIC in the UK and it was very informative. She explained the Parks & Rec Committee went through the amenities of each park, so that is moving forward.

Council President Greisen explained it was great to see lots of Scappoose Police Officers at the back-to-school night, she thanked them for being present. She talked about everyone being mindful of kids on the weekend with the sports starting also. She gave an update around traffic safety and that Public Works has kind of wrapped up their curb painting, street painting, and no parking zones. She explained in regard to schools, she, City Manager Rains and Mayor Backus had a meeting with some Scappoose School District leadership in regard to the bond, just to gain some details on that, potentially how the City can be a part of that, if the bond does pass. It is her recommendation, as Council did with the Sheriff's measure, that they adopt and pass a formal resolution to support the Scappoose School District bond. She stated if that is something that the majority of Council is interested in, then at the following meeting they will have a resolution to present.

Mayor Backus talked about the first day of school and how he took a picture of his wife, since she is a teacher. He stated Movies in the Park was a great success and he would like to thank Chief Lougal and staff for all their help, it was a lot of fun. He explained it was exciting to see OMIC Sheffield and see how much growth and potential there is for the Scappoose OMIC.

Adjournment

Mayor Backus adjourned the meeting at 8:06 pm.



Mayor Joseph A. Backus

Attest:



City Recorder Susan M. Reeves, MMC