



Present: Mayor Lou Ogden; Councilor Frank Bubenik; Council President Joelle Davis; Councilor Nancy Grimes; Councilor Paul Morrison; Councilor Jeff DeHaan; Councilor Robert Kellogg

Staff Present: City Manager Sherilyn Lombos; City Attorney Sean Brady; Police Chief Bill Steele; Community Services Director Paul Hennon; Planning Manager Aquilla Hurd-Ravich; Deputy City Recorder Nicole Morris; IS Director Bates Russell; Associate Planner Charles Benson

CALL TO ORDER

Mayor Ogden called the meeting to order at 5:03 p.m.

1. *Regional Food Scraps Policy.*

Matt Korot, Metro Recycling Program Director, presented an overview on the Regional Food Scraps Policy. He stated food is the primary component for waste reduction efforts. Metro has decided to work on a resolution targeted at food scraps for businesses, to begin with. Metro gave direction to move forward with the following three objectives: require certain businesses to separate their food scraps for recovery; determine how to efficiently collect and deliver food scraps for processing, and to secure a local and stable processing facility. The policy would affect 3,000 businesses with 1,300 businesses already participating in the program. If the policy is passed it would require local governments inside the Metro boundary to implement collection programs. Local governments would have to adopt policy that would meet the regional requirements and performance standards associated with a food scraps program. Metro's policy would be implemented in phases. A breakdown of the 71 affected Tualatin businesses was presented. The policy process and public reach outline were presented.

Councilor Grimes asked where the current participant's food scraps are being taken. Mr. Korot stated most scraps are going to a transfer station in Wilsonville and then delivered to a compost facility in Benton County. Councilor Grimes asked if the current facility has enough capacity to have all the businesses come online. Mr. Korot stated Metro is working to acquire additional facilities that will bring stability to the processing side of food scraps.

Councilor Grimes asked if there was a cost benefit to businesses participating in the program. Mr. Korot stated it is difficult to predict numbers and the policy is more about the greater good for the public.

Councilor Bubenik asked if there is anticipated rate increases that come along with the program. Mr. Korot stated they can't estimate rates until a new processor is secured.

Mayor Ogden asked why the program is being implemented before there are enough processors in place. Mr. Korot stated the region has to demonstrate they are serious about the program in order to draw processors to the area.

Mayor Ogden asked who provides the technical staff assistance for the businesses. Mr. Korot stated staff will be provided through the cooperative agreement Tualatin has with Washington County.

2. *Mobile Food Unit Ordinance.*

Planning Manager Aquilla Hurd-Ravich and Associate Planner Charles Benson provided an update on the mobile food unit ordinance. Manager Hurd-Ravich stated the revisions from the July 10 meeting were made and sent to the interested party lists. A summary of the project timeline to date was provided. Planner Benson summarized the public outreach that has been conducted on the draft ordinance. Draft ordinance revisions to the purpose and applicability, permit requirements, location standards, site standards, and violations were reviewed. Manager Hurd-Ravich stated next steps include incorporating feedback from Council, holding a public hearing, and completing the plan text amendment process.

Councilor Kellogg asked when regulations for food pods would be discussed. Manager Hurd-Ravich stated the idea was discussed at the work group and was decided food pods would need to be a separate design discussion.

Mayor Ogden stated he doesn't feel the proposed ordinance solves the original problem the Council sought to fix. He stated in the two years the temporary ordinance has been in place there has not been any issues with food trucks. He would like to see the ordinance stand as it currently is today and not adopt any new regulations.

Councilor DeHaan joined the meeting at 6:08 p.m.

Councilor Bubenik stated Council listened to business owners who do not want food trucks in the downtown core area. He stated the PuPu Shack would still be able to operate just not in their current location.

Council President Davis stated she feels the restaurants concerns about the competition from the food trucks is unrealistic. She would like to see a permitting/waiver process put into place to allow trucks in the downtown core.

Councilor Grimes asked if the Council did not adopt the ordinance and later decided to implement a new ordinance if the current food trucks would be grandfathered in. City Attorney Brady stated if the temporary ordinance stayed in place the current food trucks would not have grounds to be grandfathered in.

Councilor Bubenik stated he likes the idea of providing waivers as long as the trucks are not in direct competition with brick and mortar establishments.

Councilor Morrison stated he would like to see the ordinance put in place so people feel comfortable making investments into businesses in Tualatin.

City Manager Lombos stated she has concerns about staff making decisions about who is competition with who in a waiver process.

Councilor DeHaan stated he is in favor of some sort of permitting process.

City Attorney Brady stated there could be constitutional restraints around a process regarding competition. The City would need to be careful in how a policy of that nature would be drafted.

Councilor Morrison stated he would like to pass the ordinance with an exclusion for the PuPu Shack or with a timeframe for the current trucks to move.

Manager Hurd-Ravich stated a potential solution could be to make food carts a conditional use in the central core.

Councilor Kellogg stated he would like to move this process forward and have the item placed on the next business meeting for further discussion.

Council consensus was reached to place the ordinance on the next meeting agenda.

3. *Council Rules.*

Mayor Ogden presented his written comments to the Council.

Councilor Morrison stated there may be some discrepancies when related to the charter. He requested clarifications on those from the City Attorney.

Councilor Kellogg requested this item be placed on the next regular council meeting agenda for further discussion.

Council consensus was reached to place the item on the regular meeting of September 25.

4. *Proclamation Request.*

The Council considered the request for Constitution Week. The proclamation will be placed on the regular meeting agenda of September 25.

5. *Council Meeting Agenda Review, Communications & Roundtable.*

None.

ADJOURNMENT

The work session adjourned at 7:08 p.m.

Sherilyn Lombos, City Manager

Nicole Morris / Nicole Morris, Recording Secretary

Joelle Davis / Joelle Davis, Mayor Pro Tem