

Minutes of the CWNA Regular Monthly Meeting

June 13, 2012

The Regular Monthly Meeting was called to Order by Chair Bob Brell at 7:10 PM.

A quorum, the majority of the currently elected Board Members which included Board Members Bob Brell, Jim Gattey, Bill Padgham & Stephanie Uetrecht.

Minutes of February 29, 2012 CWNA Board of Director's Meeting were approved. Bob Brell abstained.

Board Meeting Minutes Acronyms

BPRD – Bend Parks and Recreation District

CMSCTF – Cascade Middle School Crosswalk Task Force

COB – City of Bend

CWNA – Century West Neighborhood Association

CWNA BOD – CWNA Board of Directors

NA – Neighborhood Association(s)

NART – Neighborhood Associations Roundtable

ONA – City of Bend Office of Neighborhood Associations

TSAC – City of Bend Traffic Safety Advisory Committee

Committee Reports:

Membership – No report.

TSAC – Oral report given by Jim Gattey. Two issues were discussed.

1. The Mt Washington/Simpson roundabout project is projected to be approximately \$300,000 under the original estimated cost. The project is expecting a delayed start although the exact start date is not known at the time of this board meeting.
2. Enforcement of 'No Parking' signs along Mt Washington across from the Skyline Sports Complex. Information that vehicles are continuing to park along this section of road has been given to Officer Tom Pine. Information will be sent again requesting law enforcement. If seen, offenders should be reported to the COB police officer assigned to BPRD.

Land Use Development – Written report submitted by Bob Brell, to attach to meeting minutes.

Website/Database and Communication – Oral report provided by Bob Brell.

The board discussed moving the neighborhood website away from the current provider Alpine Internet to Weebly. Julie Austin attended a COB hosted meeting about new potential provider. Julie recommends moving to Weebly based on what she saw and learned at the meeting.

The board adopted the following policy in order to prepare for the Weebly migration. The website name shall be www.CenturyWestNeighborhood.com. CWNA will also setup a Google Gmail account with the email address name of CenturyWestNeighborhood@gmail.com. Additionally a Google telephone number will be setup for use by current and future board members. Bob Brell will work with Julie on setting up the new website.

The following motion was made by Bob Brell and 2nd by Jim Gattey and unanimously approved. CWNA shall pay the first installment invoice in the amount of \$2602.00 from Austin Design LLC for services to convert the current CWNA website from Alpine Internet to Weebly.

Additionally, a second motion was made by Bob Brell and 2nd by Jim Gattey and unanimously approved. CWNA shall pay the invoice amount of \$270.00 from Austin Design LLC for service support for the period of April 1, 2012 through December 31, 2012.

Noxious Weed Eradication —Let's Pull Together – Jim Gattey provided feedback that the weed pull event was successful in gathering 40+ bags of noxious weeds from the area around Cascade Middle School. CWNA is indebted to Marika Smiley and David Light, co-chairs for this years' weed pull.

Finance – Balance, \$532. Oral report provided by Bill Padgham.

NART – Jim Gattey discussed the new proposed Bend Neighborhood Association (BNA) which will supplant NART (Neighborhood Association Roundtable).

BPRD – No report.

CMS/Century Drive Project (CMSCTF)– Oral report provided by Bill Padgham. Task force position statement attached to meeting minutes.

Old Business

Board Members Positions – Bob Brell will send an email to current CWNA members within each Ward asking members to become a board member for the open ward.

Quarterly Newsletter- Gattey asked this item be removed from further discussion.

New Business

CMS Flyer Funding. Padgham reported the CMS Flyer project was completed at a cost to CWNA of \$65.

Board Meeting Minutes – A policy was adopted to provide more timely minutes to board members and neighborhood members. The secretary will distribute board meeting minutes within 15 days of the board meeting to all board members in attendance of the board meeting. Board members in attendance may review and communicate corrections to the secretary. Once

corrections are complete, the board chair will disseminate the draft minutes and associated meeting attachments as part of the then next e-communication to the membership.

Annual Meeting – The second Wednesday of October, October 10 2012 is slated for the CWNA Annual Meeting. A pizza party format at Sunrise Village clubhouse is planned. The board is working on a speaker for the annual event.

Thank You Letter – Bob Brell requested that a thank you letter be sent to both Mike Hollerin and Bill Smith for their efforts to maintain COB roundabouts. The board unanimously approved this request.

Annual Report – The Annual Report was given to the Bend City Council by Bob Brell. The compliance form is expected to be discussed and approved at the next NART Meeting on June 21, 2012. Bob Brell will fill out this form following approval.

There being no further business to conduct, a motion was made and seconded to close the meeting at 10:00pm. The motion passed unanimously.

Prepared and submitted by Stephanie Uetrecht

To the CWNA Board. The following is submitted as the June 2012 Land Use Committee report and the same is requested to be made a part of the Minutes of the June 13, 2012 CWNA Board of Directors Meeting.

Century West NA Land Use Committee: Bob Brell-Head, Rich Ray, Ken Schofield.

Land Use Development.

a. Land Use-Demolition Landfill on Simpson Avenue. No additional information since February 2012. Deschutes County, owner of the former Demolition Landfill located on Simpson Avenue totaling 71.52 acres and other adjacent owners of abutting property known as T18-R12-S6 Tax Lots 2000 and 2100 (4-R Equipment and Robinson Revocable Trust) totaling 42.66 acres, and Tax Lot 109 (Bend Metro Park and Recreation District) totaling 5.61 acres propose a master plan concept to convert the properties to urban mixed uses. The project named the "Westside Framework Plan" proposes to rezone for future development approximately 120 acres consisting of Residential (25.31 acres), Mixed Use (45.69 acres), Mixed Use/Commercial (7.04 acres), Mixed Use/Commercial/Industrial ((15.39 acres), Commercial (5.26 acres), Industrial (15.5 acres) and Parks (6.1 acres) CWNA requested a further Public Meeting. Deschutes County's representative, Susan Ross, Property Facilities Director, agreed to this request. The first pre-application meeting was held during August 2011. Deschutes County expects 1-2 additional pre-application meetings with the City of Bend. Sewer issues loom as a major "uphill battle" in front of the rezoning request. On 10-29-11, The Bulletin published an article which stated, " Deschutes County plans to install a new gas monitoring system...to better track whether gas from decomposing materials is migrating off the landfill." The new gas sensors, required by Oregon's Department of Environmental Quality, will be installed on adjacent privately owned property at a cost of \$24,000 for the easement and will replace sensors swallowed up when decomposing areas of the landfill collapsed several years ago. "Monitors need to be installed...to gage whether landfill gas is migrating off the site and onto neighboring properties. Gas can be a problem if it drifts off the landfill because it can explode." For additional information contact Susan Ross, Deschutes County Property & Facilities Director 541-383-6713 or email susan_ross@co.deschutes.or.us

b. Land Use-Site Plan Review of a new driveway connecting The Athletic Club of Bend with Century Drive. On June 16, 2010, LUBA affirmed the City of Bend's ruling and upheld the City's hearings officers decision that denies petitioner's application for site plan approval for a new driveway onto Century Drive, a city arterial street. The Applicant is entitled to judicial review of LUBA's order. Unbeknownst to CWNA, the Applicant appealed LUBA's ruling to Oregon's Court of Appeals. On November 24, the Appeals Count remanded the ruling back to LUBA over-turning LUBA's ruling. On February 2, 2011, LUBA issued a Final Opinion and Order; the Final Order remanded the decision to the Hearings Officer for further consideration consistent with the Court of Appeals decision and the LUBA decision on remand. It is our understanding the Applicant also has the option to re-apply under the COB Development Code in place prior to the present Development Code. **The Applicant has taken no further action as of June 4, 2012. The file, PZ 09-155, may be seen at City Hall or questions may be directed to Amy Barry, Associate Planner at 541-693-2114 or abarry@ci.bend.or.us.**

C.Land Use-Modification of the Mt. Bachelor Village PUD Master Plan (Brown Book) for Lots 1 and 3 of the Mt. Bachelor Village Replat, within the Commercial Core. PZ 10-194. On July 20, 2010, The City of Bend Community Development Department issued a NOTICE OF PUBLIC HEARING to hear the request from Applicants, Brooks Resources and Mt. Bachelor Center, LLC to approve a modification of the Mt. Bachelor Village PUD Master Plan (Brown Book) for Lots 1 and 3 of the Mt. Bachelor Village Replat, within the Commercial Core. More specifically, the Applicants are proposing the following:

1. Clarification that there is no special limitation on the number of stories in the Commercial Core, no square footage limit, not parking configuration. Rather these elements will be regulated by City Code and design review.
2. The setback from Century Drive for Lot 3 is 40-feet from the property line tapering to the intersection (at the Century Drive/Reed Market Road roundabout)
3. The subject property can be developed for any uses allowed to the applicable City zoning designation, and shall comply with City Code with regard to development standards, including: lot coverage, parking, landscape, open space and building size.
4. The subject property is still subject to architectural review by Mt. Bachelor Village Commercial Core Owners Assn.

CWNA submitted a request that the Hearings Officer deny item # 2 on the grounds that approval would preclude sufficient space to construct a double roundabout at the Century Drive/Reed Market Road/Mt. Washington Drive roundabout as committed to by the West Side Consortium and the City of Bend approximately 10 years ago. A 40-foot setback would mean that there would have to be sufficient room for another lane in the roundabout, plus a walking path while bicycles would traverse with cars in the double roundabout in the immediate vicinity of two schools, Seven Peaks and Cascade Middle School, translating to an unacceptable public safety situation. The Hearings Officer opened a Public Hearing on August 11, 2010. On January 31, 2011, the Hearings Officer issued his ruling which approved Applicants request as reflected in 1 through 4 above (click on attachment above Final Decision 1.31.11). The Athletic Club of Bend appealed the Hearings Officer's decision to the Bend City Council who declined to hear the appeal. On March 21, 2011, The Athletic Club of Bend appealed the decision to LUBA (State of Oregon's Land Use Board of Appeals). On April 1 and April 8, Mt. Bachelor Center LLC and Brooks Resources Corporation, respectively, filed Motions to Intervene. On May 23, 2011, the City of Bend submitted the record to LUBA. CWNA does not intend to appeal the decision. On July 5, 2011, LUBA (Land Use Board of Appeals) for the State of Oregon issued a Final Opinion and Order remanding the appeal back to the City of Bend.

Subsequently, LUBA;'s decision was appealed to the Court of Appeals of the State of Oregon by Petitioners Mt. Bachelor Center, LLC and Brooks Resources Corp., which on October 12, 2011 filed their decision which AFFIRMED WITHOUT OPINION LUBA's decision. In February 012, Applicants Mt. Bachelor Center LLC and Brookes Resources Corp requested the City of Bend proceed with the application on remand. Appellant, Athletic Club of Bend, and Petitioners have filed their briefs on the matter and the Hearings Officer began his deliberations in early May 2012. The file, PZ 10-194, may be seen at City Hall or questions may be directed to Amy Barry, Associate Planner at 541-693-2114 or abarry@ci.bend.or.us.

**CMS Crosswalk Task Force
Position On The
Cascade Middle School Congestion Mitigation Project**

The members of the Task Force (TF) are listed in Exhibit A. The group has been in existence two years this month. The TF was formed to keep alive the effort to provide a safe crossing on Century Drive in the vicinity of Cascade Middle School (CMS) for the students who routinely cross at an unprotected location. More recently, the TF has been forced to deal with the rapidly developing practice of parents dropping off and picking up student passengers on Century and then performing a U-turn in an unsafe manner. Both problems are still with us despite success in elevating awareness of these problems in the student/parent population and in the installation of no stopping anytime signs in the area of concern. The ultimate solution is the installation of a protected crosswalk along with related raised medians but funding for such an undertaking is totally lacking given the City of Bend's (COB) stressed financial condition. No change in this condition can be reasonably expected in today's economy. The TF has had help in its efforts throughout this two year period, especially from the staff of CMS which has been most supportive throughout.

Meanwhile, CMS itself has struggled with the age old problem of how to move the rush hour traffic through its campus in an orderly and expedient manner. The congestion at rush hour causes major traffic delays reaching clear back to the Mt Washington/ Reed Market roundabout and is, of course, a major frustration for parents and CMS staff alike (It is also the root cause of the motorist behavioral problems on Century that the TF has focused on). Until just recently a solution as evaded the CMS community, not out of lack of concern, but once again, because of the scarcity of resources of all kinds. However, in March of this year, the Bend LaPine School District (SD) identified construction funds remaining from a recent bond issue which could be committed to help solve the problem. The SD partnered with the COB (74% and 26% respectively) to come up with an approximate total of \$95K which was deemed sufficient to do the secondary access. The SD hired the engineering firm of WH Pacific to design and obtain approvals for a secondary access road that conforms to COB standards (a temporary, barricaded road is there now). The project is now out for contractor review with a bid date of June 14th. Construction will commence immediately thereafter and is expected to be substantially complete by August 27th.

The point of the preceding review is to demonstrate that the SD exhibited extraordinary leadership in first committing funds and then quickly mobilizing the various players to bring the project to bid. There is no doubt that the secondary access will substantially reduce traffic congestion on campus and on the streets leading to it. That is the purpose for which it is designed, but in the process it will also solve most of the problems that the TF has been dealing with. For the foreseeable future, it will take the place of the crosswalk.

Nearby residents on Westridge Drive, and others, have raised objections. A detailed response to those objections was prepared by COB and has received wide distribution when it accompanied City Manager Eric King's decision to move the project forward.

The TF stands solidly behind the SD and COB for attacking this formidable traffic safety problem and presenting a solution in record time so that the citizens in the CMS surrounding area can finally see some relief by the start of the coming school year. All will benefit because of reduced traffic congestion and Century Drive in the vicinity of Cascaded Middle School will be a much safer place.

Prepared by Bill Padgham, CMS Crosswalk Task Force Chair