

REGULAR MEETING OF
Canby City Council - November 3, 1969

The meeting was called to order by the Mayor at 8:02 p.m. followed by the traditional flag salute.

Roll Call: Present - Mayor Housen and Councilmen Braman, Dinteman, Raines, Reinertson, Stevens and Tatone. Absent - None.

Others Present - Attorney Bettis, Supt. Cox, Asst. Whiteside, Police Chief Walter and Fire Chief Christiansen.

A motion was made by Councilman Stevens seconded by Dinteman and carried unanimously that the minutes of the October 20 and 24 be approved as mailed to the members of the Council.

Minutes of the Planning Commission Hearing of October 29 were read and noted, that one zone change was approved and recommended to the Council while the other one was rejected.

Attorney Bettis told the Council members that applicant Joe Stokes had told him that he was not going to appeal the rejected decision to the Council. The Council set a hearing date for 8 p.m. November 21 with publication on November 13 and 20 in the Canby Herald. The date was confirmed by a motion made by Councilman Stevens, seconded by Dinteman and carried unanimously.

Resolution No. LXXXVIII, A RESOLUTION AUTHORIZING A LOAN BY THE CITY LIGHT DEPARTMENT FROM ITS DISASTER FUND; DETERMINING THE NEED FOR THE USE OF FUNDS IN THE CITY LIGHT DEPARTMENT BUILDING AND EXPANSION FUND; AND AUTHORIZING THE TRANSFERS AND EXPENDITURES OF SUCH FUNDS, was adopted by a motion made by Councilman Dinteman, seconded by Raines and carried unanimously.

Joe Pusieski and Cecyl Sager approached the Council in regard to an application for a Class C liquor license for the American Legion Post 122 in Canby. They explained that the bar would be operated for members only and no member could take in more than one guest at a time. After a period of discussion, a motion was made by Councilman Dinteman and seconded by Stevens that the Council recommend approval of the license to the State Liquor Commission. Attorney Bettis advised Councilman Dinteman to withdraw his motion and to abstain due to the fact that he was an official of the Legion Post. Thereupon the motion was withdrawn and then resubmitted by Councilman Stevens and seconded by Braman. The vote resulted in approval by a vote of 4 yes, 1 no and 1 abstention.

The Council discussed an application from Canby Hardware and Implement Company for a loading zone adjacent to its store. Supt. Cox said the loading space intended for the hardware store was now adjacent to the Idell Interiors store, and that emergency work and inclement weather had deterred his plans to move it. Councilman Raines said the owners of the building had provided an alley entrance for the hardware store. Mayor Housen referred the matter to Councilman Stevens for study.

The Council discussed the hiring of an assistant fire chief as provided for in the budget for one half year. Councilman Tatone said it would be difficult to employ a good man without being able to assure him that the position would continue beyond July 1st, and recommended that a meeting be arranged with the Rural Fire Board to discuss the matter. The Council tentatively agreed to meet on November 19 with the Rural Board at its regular monthly meeting.

Supt. Cox reported that the cement for the head works and control gate for the fish pond in the community park had been poured and that some of the logs and brush should be cleaned from the pool before the water was raised. Councilman Reinertson said the Chief of Police had advised against this as the debris would be an aid to natural fish food accumulation. Ordinance No. 525, AN ORDINANCE REGULATING THE TAKING OF FISH FROM THE WATERS STOCKED BY THE CITY OF CANBY LOCATED WITHIN THE BOUNDARIES OF ANY CITY PARK AND PRESCRIBING PENALTIES FOR VIOLATIONS, was read on first reading by the City Attorney. After a period of discussion which included the necessity for certain regulations to be provided by Resolutions modifying the ordinance, a motion was made by Councilman Dinteman, seconded by Braman and carried unanimously that Ordinance No. 525 be passed on first reading, posted in compliance with provisions of the City Charter and to come up for final action on December 1. The Mayor designated Councilmen Reinertson and Raines to draft the rules and regulations not specified by the Ordinance.

Members of the Council discussed the correlation of presentation of the need for a traffic control device at 99E and Elm Street to be presented before the State Highway Commission on November 18.

A motion was made by Councilman Dinteman, seconded by Braman and carried unanimously by roll call vote that claims against the City be approved for payment and that warrants be drawn on the Treasurer and payment made within the limitations of available cash.

Fire Chief Christiansen gave his monthly report for fire and ambulance.

A motion was made by Councilman Tatone, seconded by Stevens and carried unanimously adopting Resolution No. LXXXIX, A RESOLUTION ACCEPTING THE ORDER AND OFFER OF THE BOARD OF COUNTY COMMISSIONERS OF CLACKAMAS COUNTY, OREGON, TO SURRENDER JURISDICTION OVER A PORTION OF COUNTY ROAD NO. 1036 (BAKER DRIVE)

Discussion was continued regarding the request received several weeks prior to allow through traffic in the Canby Community Park to a parcel of property outside the City limits. A motion was made by Councilman Stevens, seconded by Braman and carried unanimously refusing the right-of-way in the Canby Community Park for through traffic. City Attorney Bettis advised the Council that public bodies such as a City is not bound by laws that pertain to thoroughfare by continued useage etc.

Plans to attend all or parts of the League of Oregon Cities convention was discussed and Councilmen Dinteman and Reinertson indicated plans to attend. Supt. Cox and Asst. Whiteside said they would attend as much of the public works sessions as they could spare time for. Recorder Richardson said he had been selected to sit on the small cities panel on Manday afternoon.

The Council and public works department discussed the improvements and expansion needed at the sewage disposal plant to adequately handle the quantity of sewage expected in the future. Supt. Cox said the planning and estimates study would continue.

A motion was made by Councilman Braman, seconded by Dinteman and carried unanimously accepting the 1968-69 audit and approving expenditure of the filing fee required by the Secretary of State.

A motion was made by Councilman Tatone, seconded by Braman and carried unanimously to renew the agreement with the Commissioners of Clackamas County to acquire the part time services of one of the County Planning staff for City planning consultation, effective July 1, 1969.

A motion was made by Councilman Dinteman, seconded by Stevens and carried unanimously to recommend to the Oregon Liquor Commission that the licenses of Rose Tavern and Willamette Valley Country Club be approved for renewal.

Supt. Cox reported that the State Laboratory tests on water samples from the Beck well had not been biologically satisfactory of late. This happens with the start of the rainy season each year, Cox said.

Councilman Stevens read from a recent survey that the cost of Canby's street paving program is one of the lowest in the state, either per ton or per square. The Council discussed the advisability of having the elevated water tank painted this year, but no action was taken.

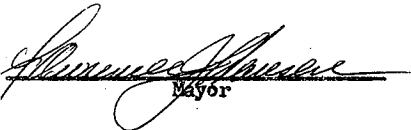
Council Reinertson reported on an OEO Community Action meeting attended recently by Councilman Tatone, Recorder Richardson and himself.

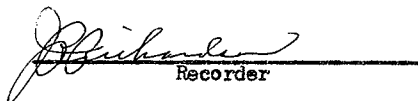
Councilman Haines advised the Council that a detailed estimate and breakdown of costs on the proposed light department improvements should be submitted by the public works department before the work is started. He said it might be feasible to contract parts of the work.

Supt. Cox reported that complications had arisen in the electric service to Willamette Green by numerous changes in plans and requirements by the owners. He told the Council that Mr. VanDorn had secured a right-of-way easement outside the perimeter of the Willamette Green property for the installation of service lines. The Council members voiced opinions that the installation should be made at the convenience and cost savings for the City.

Supt. Cox said the S. R. Smith Company was continuing the dumping of diving board waste in the area near the Community Park and that the police department reported that they had no jurisdiction because the dumping was done on private property. The Council advised that the police familarize themselves with existing ordinances pertaining thereto.

The meeting was adjourned at 12:23 a.m.


Mayor


Recorder