



AGENDA

CANBY CITY COUNCIL MEETING

March 4, 2015

7:30 PM

Council Chambers

155 NW 2nd Avenue

Mayor Brian Hodson

Council President Tim Dale

Councilor Clint Coleman

Councilor Tracie Heidt

Councilor Traci Hensley

Councilor Greg Parker

Councilor Todd Rocha

CITY COUNCIL MEETING

1. CALL TO ORDER

A. Invocation

B. Pledge of Allegiance

2. COMMUNICATIONS

3. CITIZEN INPUT & COMMUNITY ANNOUNCEMENTS

(This is an opportunity for visitors to address the City Council on items not on the agenda. It is also the time to address items that are on the agenda but not scheduled for a public hearing. Each citizen will be given 3 minutes to give testimony. Citizens are first required to fill out a testimony/comment card prior to speaking and hand it to the City Recorder. These forms are available by the sign-in podium. Staff and the City Council will make every effort to respond to questions raised during citizens input before tonight's meeting ends or as quickly as possible thereafter.)

4. MAYOR'S BUSINESS

5. COUNCILOR COMMENTS & LIAISON REPORTS

6. CONSENT AGENDA

(This section allows the City Council to consider routine items that require no discussion and can be approved in one comprehensive motion. An item may be discussed if it is pulled from the consent agenda to New Business.)

A. Approval of Minutes of the February 18, 2015 City Council Work Session and Regular Meeting

7. RESOLUTIONS & ORDINANCES

A. Ord. 1412, Vacationing a Portion of North Juniper Street Public Right-of-Way from the Northern Boundary of NE 2nd Avenue 115 Feet Northerly to the Southerly Boundary of the Alley Between NE 2nd Avenue and NE 3rd Avenues (**2nd Reading**) Pg. 1

8. NEW BUSINESS

9. CITY ADMINISTRATOR'S BUSINESS & STAFF REPORTS

10. CITIZEN INPUT

11. ACTION REVIEW

12. EXECUTIVE SESSION: ORS 192.660(2)(h) Litigation

13. ADJOURN

*The meeting location is accessible to persons with disabilities. A request for an interpreter for the hearing impaired or for other accommodations for persons with disabilities should be made at least 48 hours before the meeting to Kim Scheafer at 503.266.0733. A copy of this Agenda can be found on the City's web page at www.ci.canby.or.us. City Council and Planning Commission Meetings are broadcast live and can be viewed on CTV Channel 5. For a schedule of the playback times, please call 503.263.6287.

ORDINANCE NO. 1412

AN ORDINANCE VACATING A PORTION OF NORTH JUNIPER STREET PUBLIC RIGHT-OF-WAY FROM THE NORTHERN BOUNDARY OF NE 2ND AVENUE 115 FEET NORTHERLY TO THE SOUTHERLY BOUNDARY OF THE ALLEY BETWEEN NE 2ND AVENUE AND NE 3RD AVENUES.

WHEREAS, the City presently owns and maintains the portion of N Juniper Street public right-of-way to be vacated as shown in Exhibit “A”, and the street vacation more particularly described through legal description in Exhibit “B”, both attached heretofore by this reference incorporated herein; and

WHEREAS, the City initiated this vacation of the aforementioned right-of-way by application on December 23, 2014; and

WHEREAS, the application was reviewed by the Planning Director and found to be complete; and

WHEREAS, the vacation is requested as a critical component for land assemblage for a proposed Canby Urban Renewal Agency Civic Center project; and

WHEREAS, the City Council adopts a condition of approval to create new utility easements for the relocation of existing utility services as required for continuity of services for the benefit of the public; and

WHEREAS, as required by law, a notice of public hearing was published for two (2) consecutive weeks in the Canby Herald newspaper and posted on the property; and

WHEREAS, a public hearing was held on this matter before the Canby City Council on February 18, 2015 and all statutory requirements for the vacation were found to be met; now therefore,

THE CITY OF CANBY ORDAINS AS FOLLOWS:

1. The public right-of-way as shown in Exhibit “A” and more particularly described by legal description in Exhibit “B” shall be vacated and title to the vacated property shall attach to the neighboring property owner which is the Canby Urban Renewal Agency.
2. The Canby City Council adopts a condition of approval, which states “The vacation approval is subject to the City, in agreement with each utility service agency, to establish a suitable alternative easement(s) within the general area between N Ivy Street and N Knott Street to accommodate agency relocation of their utility services as required for the benefit of the public and abandonment of existing service lines within the vacation area no longer required”.

2nd Reading

SUBMITTED to the Canby City Council and read the first time at a regular meeting thereof on February 18, 2015, and ordered posted in three (3) public and conspicuous places in the City of Canby as specified in the Canby City Charter and to come before the City Council for final reading and action at a regular meeting thereof on March 4, 2015, commencing at the hour of 7:30 PM in the City Council Chambers located at 155 NW 2nd Avenue, Canby, Oregon

Kimberly Scheafer, MMC
City Recorder

PASSED on second and final reading by the Canby City Council at a regular meeting thereof on the 4th day of March 2015, by the following vote:

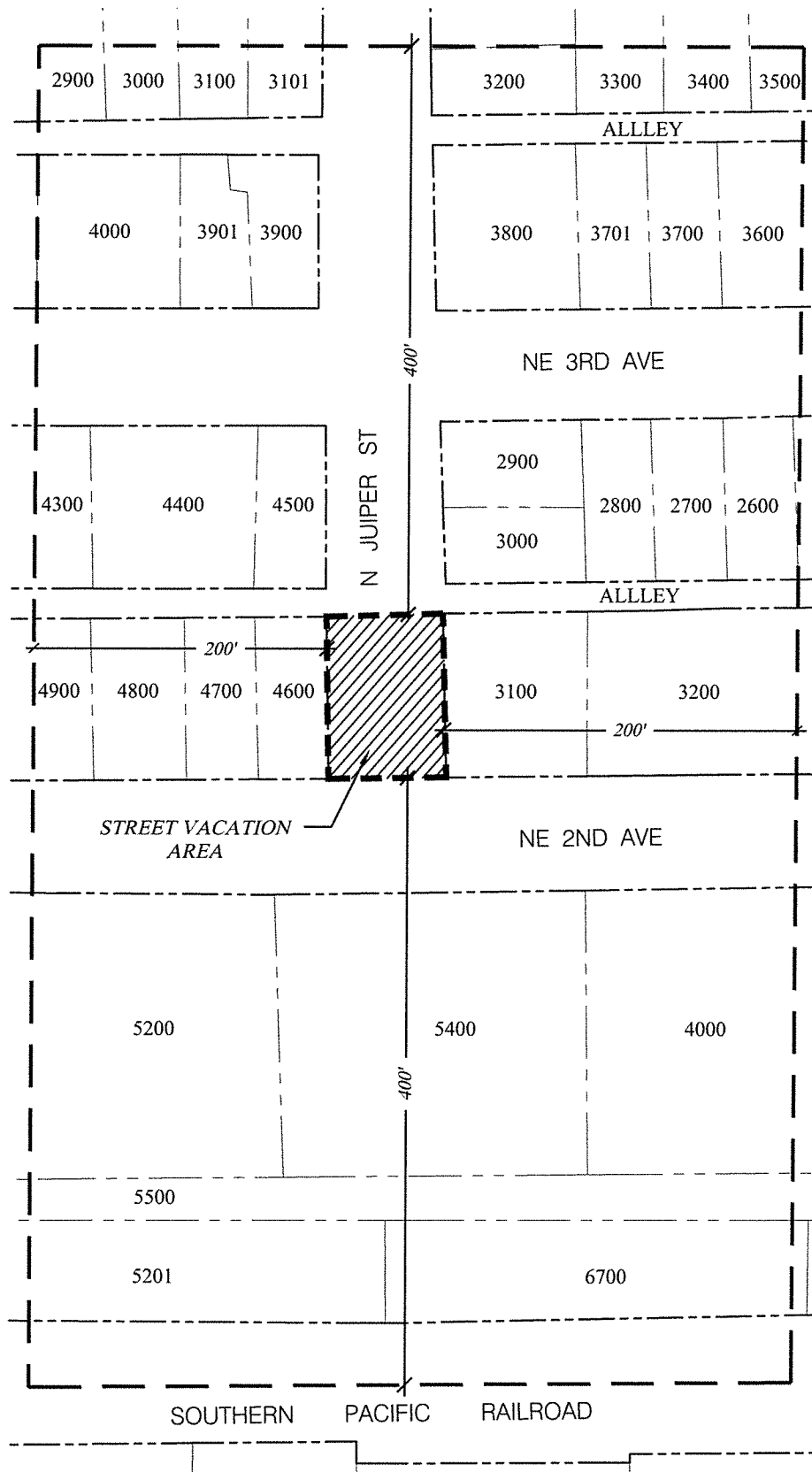
YEAS _____

NAYS _____

Brian Hodson
Mayor

ATTEST:

Kimberly Scheafer, MMC
City Recorder



MAILING NOTIFICATION AREA

EXHIBIT A

**N. JUNIPER STREET VACATION
T3S, R1E, W.M., 33CA TL #4600 AND
T3S, R1E, W.M., 33CA TL #3100
CANBY URBAN RENEWAL AGENCY**



SCALE: N.T.S.

**CURRAN-McLEOD, INC.
CONSULTING ENGINEERS**

“EXHIBIT B”

**City of Canby
North Juniper Street Vacation**

Benefitting Property:

Urban Renewal Agency of Canby
Clackamas County Deed Record 2014-060231
T3S, R1E, W.M., 33CA, TL 4600, and
T3S, R1E, W.M., 33DB TL 3100

Vacated public Right-of-Way description on North Juniper Street: A portion of North Juniper Street situated in the Philander Lee Donation land Claim No. 56 in Township 3 South, Range 1 East of the Willamette Meridian, in the City of Canby, Clackamas County, Oregon, more particularly described as beginning at the southeast corner of Parcel 1 of that tract of land conveyed to the Canby Urban Renewal Agency in Clackamas County Fee Number 2014-060231, thence N 27°00'00" W a distance of 115.00 feet to the northeast corner of said parcel 1, thence N 63°00'00" E a distance of 80.00 feet to the northwest corner of Parcel 2 in said land conveyed to the Canby Urban Renewal Agency, thence S 27°00'00" E a distance of 115.00 feet to the southwest corner of said Parcel 2, thence S 63°00'00" W a distance of 80.00 feet to the point of beginning, said vacation containing 9,200 square feet.

Revised Legal description of Canby Urban Renewal Agency Parcel: A tract of land situated in the Philander Lee Claim No. 56 in Township 3 South, Range 1 East of the Willamette Meridian, in the City of Canby, Clackamas County, Oregon, more particularly described as follows:

Beginning at the southwest corner of Parcel 1 of that tract of land conveyed to the Canby Urban Renewal Agency in Clackamas County Fee Number 2014-060231, said point being on the northerly boundary of NE 2nd Avenue and N 63°00'00" E a distance of 330.00 feet from the most easterly corner of Block 12 Canby, thence N 27°00'00" W a distance of 115.00 feet to the northwest corner of said parcel 1, thence N 63°00'00" E a distance of 230.00 feet to the northeast corner of Parcel B in said land conveyed to the Canby Urban Renewal Agency, thence S 27°00'00" E a distance of 115.00 feet to the southeast corner of said Parcel B, thence S 63°00'00" W a distance of 230.00 feet to the point of beginning.