

# AGENDA

## CANBY CITY COUNCIL REGULAR MEETING

December 2, 2009

7:30 PM

Council Chambers

155 NW 2<sup>nd</sup> Avenue

*Mayor Melody Thompson*

*Council President Walt Daniels*

*Councilor Richard Ares*

*Councilor Robert Bitter*

*Councilor John Henri*

*Councilor Brian Hodson*

*Councilor Jason Padden*

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### WORK SESSION

6:00 P.M.

City Hall Conference Room

182 N Holly

This Work Session will be attended by the Mayor and City Council to receive information about the Library and Economic Development Departments.

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### CITY COUNCIL REGULAR MEETING

#### 1. CALL TO ORDER

A. Pledge of Allegiance and Moment of Silence

B. Canby Community Food & Toy Drive Sponsored by Canby Kiwanis  
Proclamation

C. Update on Projects by Clackamas County Commissioner Bob Austin

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#### 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 November 18, 2009 City Council Regular Meeting

B. Appointment to Parks & Recreation Advisory Board

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C. Reappointment to Planning Commission

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**7. RESOLUTIONS & ORDINANCES**

- A. Ord. 1322, Authorizing Canby Urban Renewal Agency to Execute a Contract with Ground Hawg Environmental, Inc. for South Walnut Street LID Improvements (**2<sup>nd</sup> Reading**)

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**8. NEW BUSINESS**

**9. CITY ADMINISTRATOR'S BUSINESS & STAFF REPORTS**

**10. CITIZEN INPUT**

**11. ACTION REVIEW**

**12. EXECUTIVE SESSION: ORS 192.660(2)(h) Pending 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 503.266.4021 ext. 233. A copy of this Agenda can be found on the City's web page at [www.ci.canby.or.us](http://www.ci.canby.or.us). City Council and Planning Commission Meetings are broadcast live and can be viewed on OCTS Channel 5. For a schedule of the playback times, please call 503.263.6287.



Office of the Mayor

# Proclamation

## Canby Community Food & Toy Drive Sponsored by Canby Kiwanis

WHEREAS, the Canby Community Food & Toy Drive sponsored by Canby Kiwanis, originated for the purpose of providing toys and food for less fortunate families in our community; and

WHEREAS, by way of this Proclamation, the City of Canby recognizes that greater public awareness and involvement is needed in order for such programs to achieve their highest potential in providing and promoting joy to each household in this community; and

WHEREAS, Canby community members have undertaken the project of collecting and distributing toys and food to these needy families during the month of December; and

WHEREAS, donations for food baskets can be left at various locations around Canby;

NOW, THEREFORE, I, Melody Thompson, by virtue of the authority vested in me as Mayor of the City of Canby, do hereby proclaim December 13 through December 19, 2009 as:

### CANBY COMMUNITY FOOD & TOY DRIVE WEEK SPONSORED BY CANBY KIWANIS

and urge all people of the City of Canby to observe this time by participating in this toy and food drive, helping to provide assurance that each family may have a twinkle in their eye this holiday season

Given unto my hand this 2<sup>nd</sup> day of December, 2009.

Melody Thompson  
Mayor





**CITY OF CANBY  
APPLICATION  
BOARD/COMMITTEES/COMMISSIONS/COUNCIL**

RECEIVED  
OCT 29 2009  
CITY OF CANBY

Date: 10-25-09  
 Name: Hannah Gieger Occupation: College Student / Paper carrier  
 Home Address: \_\_\_\_\_  
 Employer: \_\_\_\_\_ Position: \_\_\_\_\_  
 Daytime Phone: \_\_\_\_\_ Evening Phone: Same  
 E-Mail Address: \_\_\_\_\_  
 For which position are you applying? Parks and recreations advisory Board  
 What are your community interests (committees, organizations, special activities)? \_\_\_\_\_

Experience and educational background: Some Cosmatology School at UW college of hair design and Phagans currently attending Anthem college in Beaverton taking Massage therapy courses

Reason for your interest in this position: although I am young i see the need for community involvement living in Canby I feel the extreme need for recreation for our youth and by serving on this Board i hope to do my part to accomplish this

List any other City or County positions on which you serve or have served: \_\_\_\_\_

Information on any special membership requirements: \_\_\_\_\_

Referred by (if applicable): \_\_\_\_\_

Feel free to attach a copy of your resume and use additional sheets if necessary

**THANK YOU FOR YOUR WILLINGNESS TO SERVE CANBY**

Please return to: **City of Canby**  
**Attn: City Recorder**  
**182 N Holly Street**  
**PO Box 930**  
**Canby, OR 97013**

Phone: 503.266.4021 Fax: 503.266.7961 Email: [Scheaferk@ci.canby.or.us](mailto:Scheaferk@ci.canby.or.us)

**Note: Please be advised that this information may be made available to anyone upon a public records request and may be viewable on the City's web site.**

12-4-07

Term to Expire 12.31.2012

**CITY OF CANBY  
APPLICATION  
BOARD/COMMITTEES/COMMISSIONS/COUNCIL**

Date: 11-15-09

Name: Dan EWERT Occupation: Appraiser / Auctioneer

Home Address: \_\_\_\_\_

Employer: Self Position: OWNER

Daytime Phone: \_\_\_\_\_ Evening Phone: \_\_\_\_\_

E-Mail Address: \_\_\_\_\_

For which position are you applying: Planning Com.

What are your community interests (committees, organizations, special activities)? \_\_\_\_\_

Planning

Experience and educational background: SEE file

Reason for your interest in this position: SEE file

List any other City or County positions on which you serve or have served: SEE file

Information on any special membership requirements: SEE file

Referred by (if applicable): SEE file / Kurt Shrader (C)

Feel free to attach a copy of your resume and use additional sheets if necessary

**THANK YOU FOR YOUR WILLINGNESS TO SERVE CANBY**

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**RECEIVED**

**NOV 17 2009**

**CITY OF CANBY**

12-4-07

## ORDINANCE NO. 1322

### **AN ORDINANCE AUTHORIZING THE CANBY URBAN RENEWAL AGENCY TO EXECUTE A CONTRACT WITH GROUND HAWG ENVIRONMENTAL, INC. FOR SOUTH WALNUT STREET LID IMPROVEMENTS; AND DECLARING AN EMERGENCY.**

**WHEREAS**, the Canby Urban Renewal Agency has heretofore advertised and received bids for the South Walnut Street LID Improvements project; and

**WHEREAS**, the notice of call for bids was duly and regularly published in the Oregon Daily Journal of Commerce on October 23, 2009; and

**WHEREAS**, nineteen bids were received and opened on November 10, 2009 at 2:00 pm in Canby City Planning Department and the following bids were read aloud:

	<b>BIDDER</b>	<b>BID PRICE</b>
1.	Ground Hawg Environmental Inc	\$555,882.01
2.	Canby Excavating, Inc.	\$598,000.00
3.	Parker Northwest Paving Co.	\$637,218.86
4.	Northwest Earthmovers Inc	\$644,155.70
5.	Stone Development, Inc.	\$649,691.00
6.	Civil Works NW, Inc.	\$666,105.00
7.	R & R General Contractors	\$693,857.00
8.	Saunders Company	\$715,748.00
9.	K & E Excavating	\$736,511.50
10.	Landis & Landis Construction	\$743,583.00
11.	Goodfellows Bros., Inc.	\$744,460.00
12.	Jim Smith Excavating, Inc.	\$749,803.00
13.	GVS Contracting, Inc.	\$771,523.98
14.	Excel Excavation, Inc.	\$829,968.00
15.	Westech Construction, Inc.	\$841,689.00

2nd Reading

16.	Brown Contracting, Inc.	\$850,215.50
17.	Gelco Construction Co.	\$870,732.60
18.	M.L. Houck Construction	\$883,105.75
19.	NW Construction General Contracting, Inc.	\$959,156.90

**WHEREAS**, the Canby City Council, acting as the City's Contract Review Board, met on Wednesday, November 18, 2009, and considered the bids and reports and recommendations of the City staff, including the staff recommendation that the low responsive bid be selected; and

**WHEREAS**, the Canby City Council determined that the low responsive bid was that of Ground Hawg Environmental, Inc.; and therefore

#### **THE CITY OF CANBY ORDAINS AS FOLLOWS:**

Section 1. The Canby Urban Renewal Agency is hereby authorized and directed to make, execute, and declare in the name of the City of Canby and on its behalf, an appropriate contract with Ground Hawg Environmental, Inc. for the South Walnut Street LID Improvements, for the bid amount of \$555,882.01. A copy of the contract with Ground Hog Environmental, Inc. is attached hereto and marked as Exhibit "A" and by this reference incorporated herein.

Section 2. Inasmuch as it is in the best interest of the citizens of Canby, Oregon, to complete this project as soon as possible, an emergency is hereby declared to exist and this ordinance shall therefore take effect immediately upon its enactment after final reading.

**SUBMITTED** to the Canby City Council and read the first time at a regular meeting therefore on Wednesday, November 18, 2009; ordered posted as required by the Canby City Charter and scheduled for second reading on Wednesday, December 2, 2009, after the hour of 7:30 pm at the Council Chambers located at 155 NW 2<sup>nd</sup> Avenue, Canby, Oregon.

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Kimberly Scheafer, CMC,  
City Recorder

2nd Reading

**PASSED** on second and final reading by the Canby City Council at a regular meeting thereof on the 2<sup>nd</sup> day of December, 2009, by the following vote:

YEAS \_\_\_\_\_

NAYS \_\_\_\_\_

\_\_\_\_\_  
Melody Thompson, Mayor

ATTEST:

\_\_\_\_\_  
Kimberly Scheafer, CMC,  
City Recorder

2nd Reading