

Canby City Council  
Regular Meeting  
April 20, 1977

Present: Mayor Rapp, Councilmen Westcott, Swayze, Taylor, Giger, Nichols and Knight

Others Present: Myra Weston, City Treasurer, Bud Atwood, Supervisor of Public Works, Ken Ferguson, Superintendent of Public Works, Gordon Ross, Planning Commission Chairman, Fred Kahut, Planning Commission Member, Al Schwartz, Canby Herald, Bob Logsdon, Earl Oliver, David Bury, Ronald Tatone, and others

The meeting was called to order at 7:30 P.M. followed by the Canby Reserve Police Color Guard leading the traditional flag salute.

Mayor Rapp then called for additions or corrections to the minutes. Councilman Giger moved to approve the minutes as distributed, seconded by Councilman Taylor. The motion was passed unanimously.

Mayor then called for input on non-agenda items at which time there were none.

Mayor Rapp then opened the hearing involving the Marv Dack property. Mayor asked Fred Kahut of the Planning Commission to give the Council an update concerning the zone variance requested. Ken Ferguson was then asked to give a staff report at which time he stated all the information had been put into their packets except for two pictures he asked the Council to review. Gordon Ross, Planning Commission Chairman then spoke of the parking arrangement on the property. A lengthy discussion followed. Mayor Rapp then stated that the Council would like to hear from the applicant at which time Ray Bagley, an attorney representing Marv Dack spoke concerning the appeal. Mayor then called for proponents at which time there were none. Mayor Rapp, at this time, called for opponents and there were none. At this time the Mayor declared the hearing closed and stated to the Council that they could ask any questions they might have concerning the appeal. Discussion followed. Councilman Giger moved that the Council uphold the Planning Commission's decision in denying the request for a zone variance for off-street parking and that the curbs be reinstalled which had been removed, seconded by Councilman Swayze. More discussion followed. Ken Ferguson then read the four (4) requirements needed for a zone variance which is stated in the Zoning Ordinance No. 583. More discussion followed. The motion was then carried by roll call vote with Councilmen Swayze, Giger, Nichols, and Knight voting aye and Councilmen Westcott and Taylor voting nay.

At this time Mayor Rapp stated he would like for a motion to have hearings set for 8:00 P.M. and for this to be put in the Policy Book. Councilman Nichols moved that all public hearings be held at 8:00 P.M. rather than 7:30 P.M. or after if there is more than one and be so advertised and to be put in the Policy Book, seconded by Councilman Knight. Following a discussion, the motion was passed unanimously.

Mayor Rapp then went back to citizens input on non-agenda items because there was a gentleman who wanted to speak to the Council. Bob Logsdon then stated he was here on the behalf of Dick Brown, Superintendent of the High School with a challenge for the Mayor on the Jog-A-Thon Saturday. Mayor Rapp stated he would accept the challenge, but would not make a financial wager on the challenge.

April 20, 1977

Councilman Westcott then moved for a seven (7) minute recess, seconded by Councilman Swayze. The motion passed unanimously.

The meeting was called back to order at 8:57 P.M.

Ordinance No. 622; AN ORDINANCE RELATING TO THE KEEPING OF ANIMALS; PRESCRIBING PENALTIES; AND PROVIDING AN EFFECTIVE DATE; was then read by the City Attorney in its entirety on first reading. Councilman Swayze moved that Ordinance No. 622, an ordinance relating to the keeping of animals; prescribing penalties be passed on first reading with final reading to be on May 18, 1977 at 8:00 P.M. Discussion followed. The motion passed unanimously.

Next on the agenda was a letter from the League of Oregon Cities in reference to the Legislative Conference to be held on April 24 and 25, 1977. Anyone wishing to attend should notify the City Administrator's Office.

Next was a letter from the Chamber of Commerce in reference to the agreement reached on the speed of traffic through Canby on 99E. The Mayor directed the City Administrator to write Duane Weeks telling him of the change and include in his letter the information from the state and also include the minutes of the meeting which the Council approved of what the state offered.

Next was a letter from the State Department of Fish and Wildlife in reference to a program for fish in the pond at the City Park. Discussion followed. Councilman Westcott moved that Ordinance No. 525 be repealed, seconded by Councilman Taylor. More discussion followed. Councilman Westcott then moved to table the motion until after Ordinance No. 525 is reviewed, seconded by Councilman Swayze and passed unanimously.

Next was a letter from the County Department of Human Resources in reference to the County Coalition and their Budget for 1978. Discussion followed with no action being taken other than that the City of Canby will give what will be budgeted.

Next was a letter from the Clackamas County Board of Commissioners in reference to their recent meeting with city managers/administrators and future meetings. Discussion followed. Administrator Wyman then read the Resolution the County Commissioner's sent for the Council's endorsement of a co-operative library service and supports passage of the levy to be submitted at the election on Tuesday, May 17, 1977. More discussion followed. Councilman Westcott moved to pass the Resolution, with the number of the Resolution to be assigned by the City Attorney, seconded by Councilman Giger. The motion passed unanimously.

Next was the Accounts Payable. Councilman Giger moved that the Accounts Payable in the amount of \$11,630.76 be approved, seconded by Councilman Taylor and passed by roll call vote with 6 ayes and 0 nays.

Next on the agenda was the discussion of payment of charges for Robert Perron and all future payments. Councilman Taylor moved the bill of \$679.86 of Robert Perron be approved, seconded by Councilman Giger. The motion passed unanimously. Councilman Westcott moved that all bills from Robert Perron Landscape/Architect be submitted to the Council for approval, seconded by Councilman Taylor and passed unanimously.

Canby City Council  
Regular Meeting  
April 20, 1977  
Page III

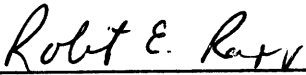
Next was the expenditure for \$5,580 of Anti-Recession monies. A brief discussion followed. Councilman Taylor moved that \$12,484 be spent as the City Administrator outlined to the Council with \$8,400 of the \$12,484 to be used for street department salaries, seconded by Councilman Giger and passed unanimously.

Next on the agenda was a letter from Ken Ferguson in reference to the Off-systems Road Project - LID #7 which the City Administrator read to the Council. Administrator Wyman then read a letter from Zarosinski-Tatone Engineering Firm in reference to the project. Discussion followed with no action needed.

The agreement with the school on high school field will be held over once again until the Council receives the agreement.

Next was a request from the Police Department for equipment for the City Dispatch in the amount of \$2,893. to be taken out of Revenue Sharing. Discussion followed. Councilman Giger moved that the request made by the Police Department for city dispatch equipment in the amount of \$2,893 be allowed, seconded by Councilman Swayze. The motion passed unanimously.

The meeting adjourned at 10:22 P.M.

  
\_\_\_\_\_  
Robert E. Rapp, Mayor

  
\_\_\_\_\_  
Harold A. Wyman, City Administrator

April 20, 1977