

Canby City Council
Regular Meeting
April 5, 1976

Present: Mayor Roth, Councilmen Westcott, Rapp, Taylor, Giger, Wagner, and Kariker

Others Present: Harold A. Wyman, City Administrator, Wade Bettis, Sr., City Attorney, Smith French III, Interim Fire Chief, Vincent Graziano, Canby Police Chief, Merrie Dinteman, Public Works Secretary, Darryl Jones, Canby Police Department, Al Schwartz, Canby Herald, Charles Pottratz, Robert Herman, W.R. Montgomery, K.L. McQuowen, Keith Eide, Martin Goughnour, Dan Lundy, Ron Robinson, Jim Thompson, Jerry Mootz, Perry J. Eide, Trinka Montgomery, Howard Barlow, Myra Weston, Dave Adams, Don Wagoner, David E. Burg, Helen Richmond, Joyce L. Houseworth, Steve M. Houseworth, Michele N. Johnson, and others

The meeting was called to order at 7:30 p.m. followed by the traditional flag salute.

The Mayor then called for additions or corrections to the minutes of March 15 and 19, 1976. There being none the minutes were approved as distributed.

The Mayor then called for guest hearings at which time there were none.

Ordinance #504; AN ORDINANCE AUTHORIZING THE CITY OF CANBY TO ACQUIRE BY PURCHASE A PARCEL OF REAL PROPERTY; PROVIDING FOR PAYMENT OF THE PURCHASE PRICE; AND DECLARING AN EMERGENCY, was read on final reading by Attorney Bettis, Sr. by title only. Discussion followed. Councilman Giger moved to adopt Ordinance #604 to become part of the laws of Canby, seconded by Councilman Westcott and passed by roll call vote with Councilman Giger, Wagner, Kariker, Westcott, Rapp, and Taylor voting yes.

Ordinance #603; AN ORDINANCE PROVIDING FOR THE LICENSING OF BUSINESSES FOR THE PURPOSE OF CITY REVENUE; ESTABLISHING LICENSE FEES; PROVIDING PENALTIES FOR VIOLATIONS; REPEALING ORDINANCE NO. 484; AND DECLARING AN EFFECTIVE DATE, was held over for first reading to be on April 19, 1976. Discussion followed. Mayor Roth then stated the Fire Chief and Police Chief will be sent copies of this Ordinance before the first reading.

Ordinance #605; AN ORDINANCE AMENDING SECTION 13 OF ZONING ORDINANCE NO. 583, was read on first reading by Attorney Bettis, Sr. Discussion followed. Councilman Giger moved to pass Ordinance #605 on first reading, to be read on final reading May 3, 1976, seconded by Councilman Wagner and passed unanimously.

Resolution #200; A RESOLUTION AUTHORIZING ISSUANCE OF CITY BONDS, was read by Attorney Bettis, Sr. Discussion followed. Councilman Giger moved to pass Resolution #200, seconded by Councilman Taylor and passed unanimously by roll call vote with Councilmen Wagner, Kariker, Westcott, Rapp, Taylor and Giger voting yes. A copy of Resolution #200 will be attached to the minutes of April 5, 1976.

Next on the agenda was a letter from Bettis & Rief on denying the appeal of Canby Heights Subdivision. Discussion followed.

Next on the agenda was two letters from citizens concerning Canby voting day policy, which Administrator Wyman read. A lengthy discussion followed.

Canby City Council
Regular Meeting
April 5, 1976

Next on the agenda was a letter from Linda Harter concerning a parking ticket she had received. Discussion followed. Mayor Roth then referred the matter over to the City Administrator and the Public Works Department. Councilman Westcott asked the Mayor to see that the Planning Commission get a copy of the letter from Linda Harter, along with the pictures.

Next on the agenda was a letter to LCDC from the Mayor concerning the 150' Willamette Greenway Boundary. Discussion followed. Councilman Taylor moved to send the letter to Mr. Day and all the other cities involved, seconded by Councilman Wagner. The motion passed unanimously.

Next on the agenda was a letter from Ray Miller from Washington County concerning CRAG. Discussion followed. Councilman Giger moved to endorse the idea from Washington County to the CRAG Board, seconded by Councilman Taylor and passed unanimously.

Administrator Wyman then read a letter from parents on behalf of Troop #58 of Canby requesting a Mobile Home to be set up behind the Scout A-frame building in the City Park for a period of six months. Discussion followed. Councilman Giger moved to allow the Mobile Home to be put behind the Scout building for six months, seconded by Councilman Taylor. More discussion followed. The motion was passed unanimously.

Next on the agenda was the Accounts Payable in the amount of \$24,285.20. Councilman Giger moved to pass the Accounts Payable in the amount of \$24,285.20, seconded by Councilman Taylor and passed by roll call vote with Councilman Kariker, Westcott, Rapp, Taylor, Giger and Wagner voting yes.

Administrator Wyman then asked the Council for approval of the Eldon Edwards bill in the amount of \$2,362 he had received late in the afternoon. Discussion followed. Councilman Giger moved to pass the bills in the amount of \$2,362, seconded by Councilman Kariker. More discussion followed. The motion passed with Councilman Wagner voting no.

Administrator Wyman then requested more chairs for the Council Chambers. Mayor Roth told the Administrator to look into the matter for prices.

Attorney Bettis, Sr. then asked for the Council's approval to accept the deed for recording from the Collins heirs. Councilman Taylor made the motion that the Attorney be authorized to accept the authorized deed and papers to finalize the Collins purchase, seconded by Councilman Rapp and passed unanimously.

Gordon Ross then asked the Council if they could not authorize the City Administrator to purchase the chairs for the Council Chambers. Discussion followed. Councilman Taylor moved to authorize the City Administrator to purchase the chairs instead of reporting back to the Council with prices, seconded by Councilman Giger and carried unanimously.

April 5, 1976

Mayor Roth then asked Councilman Westcott for the Rural Fire Board report. Councilman Westcott stated before he gave his report he would like to make a motion. A brief discussion followed. Councilman Westcott moved that the city establish a book of policy, with policy being established by motion or Resolution of the Council and that all policy be subnoted as to the minutes or resolution authorizing that policy, seconded by Councilman Rapp. Discussion followed. The motion was passed unanimously. Councilman Westcott then gave a brief report to the Council concerning the Rural Fire Board, saying he could give a full report to the Council after meeting with the Rural Fire Board on April 6, 1976.

Administrator Wyman and the Council then discussed the title to the 1935 Fire Truck. Councilman Westcott moved that the City Recorder be authorized to transfer title to the Canby Volunteer Fire Department, seconded by Councilman Kariker. Councilman Giger moved to amend the motion if the Canby Volunteer Fire Department no longer wants the fire truck to give the title back to the City, seconded by Councilman Taylor. More discussion followed. Councilman Westcott said he would vote no to the amendment. More discussion followed. The motion failed with 4 nos and 2 yeses. The first motion was then carried with 4 yeses and 2 nos. More discussion followed. The Canby Volunteer Fire Department then thanked the Mayor and Council for their action.

Discussion then turned to the Wait Park proposal for bedding plants. Don Wagner explained the proposal to the Council. Discussion followed. Councilman Westcott moved to accept the proposal presented by Mr. Wagner, seconded by Councilman Kariker and passed unanimously with the proposal being attached to the minutes of April 5, 1976.

Administrator Wyman then brought up the \$115,000 of the Senate Bill #448. After a lengthy discussion Councilman Kariker moved that we withdraw the previous letter of intent, seconded by Councilman Westcott and passed unanimously.

Administrator Wyman then discussed the proposal concerning the improvements of N.E. 4th Avenue in the amount of \$18,000. Councilman Westcott moved that the City Administrator and the Public Works Superintendent go ahead with the N.E. 4th Avenue proposal in the amount of \$18,000, seconded by Councilman Kariker and passed unanimously.

Administrator Wyman then discussed the Erland-Marshall Park Property and the \$10,000 to be matched. Councilman Rapp moved that we inform the State Park Department that we intend to proceed with our park and request that \$10,000 be set aside for our playground project and that we will provide matching monies by budgeting the \$10,000 in our 76-77 Budget, seconded by Councilman Taylor and carried unanimously.

Administrator Wyman then told the Council of the Recall Petition. Discussion followed.

Discussion then turned to the Comprehensive Plan to be presented on April 12, 1976 at a Public Meeting and April 26, 1976 being the Official Public Hearing.

Administrator Wyman announced the Budget Meetings of April 7, 13, and 20, 1976 at 7:30 p.m.

The meeting adjourned at 10:25 p.m.