

Canby City Council
Regular Meeting
August 16, 1976

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

Others Present: City Attorney Bettis, Sr., City Administrator Wyman, Ken Ferguson, Superintendent of Public Works, Bud Atwood, Supervisor of Public Works, Neal Butler, Acting Police Chief, Dan Stouffer, C.P.D., Robert West, Bob Swayze, David Whiting, Oregon Journal, Dorothy Knight, David Bury, Doris McNamee, Larry Whitman, Myra Weston, Tom Smith, Dave Flagg, Pattie Flagg, Norma Smith, Maureen Dawson, Tilda Jones, Barb Binde, Dick Cutes, Doug Maxwell, Dave Jantzen, Al Schwartz, Canby Herald, Merrie Dinteman, George Douglas, 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 July 19, 1976. Councilman Westcott moved that it was the consensus of the Council that it was not the intention of the Council to exclude the press from Executive Sessions, with this being added to the third paragraph, last line, seconded by Councilman Giger. The motion passed unanimously. The minutes were then approved with the addition.

Resolution No. 208; A RESOLUTION RESCINDING COUNCIL ACTION BY RESOLUTION NO. CCVI (206) WITH REGARDS TO BUDGET AND TAX LEVY ELECTION FOR AUGUST 25, 1976; was read by the City Attorney. Councilman Giger moved to accept Resolution No. 208, seconded by Councilman Rapp. Discussion followed. The motion passed by roll call vote with Councilmen Giger, Nichols, Westcott, Rapp and Knight voting aye and Councilman Taylor voting Nay.

Resolution No. 209; A RESOLUTION CALLING A SECOND BUDGET AND TAX LEVY ELECTION, was then read by the City Attorney. Correction made in the fourth paragraph, page 1, lines 2 and 3 to read; Canby Fire Station (Precinct 123) and the Canby Grade School (Precinct 121, 122 and 124). Councilman Giger moved to accept Resolution No. 209 with the proper changes being made, seconded by Councilman Rapp and passed by roll call vote with Councilmen Nichols, Westcott, Rapp, Taylor, Knight, and Giger voting Aye.

The Mayor then called for Guest Hearings at which time Dick Crites asked the Council's permission to put a trailer house at the Canby Church of Christ for education pruposes. Discussion followed. Councilman Giger moved that we table this matter until the next regular Council Meeting for a report from the Public Works Staff. There was no second to the motion. More discussion followed. Councilman Taylor then seconded Councilman's Giger motion. The motion passed unanimously.

Tilda Jones then asked Administrator Wyman for update on the Police Department and the County Police Department. Administrator Wyman then stated the County was no longer working in Canby and that he did not know how much money would be paid to the County as they had not sent a billing at this time. Discussion followed with Dale Janzen asking Administrator Wyman where the money comes from to pay Darryl Jones the \$5,000. Discussion followed with Administrator Wyman saying the money will come out of a Police Department line item.

August 16, 1976

Next on the agenda was a letter from Read-Bentz Insurance in reference to liability insurance. Discussion followed. Councilman Taylor moved to table this matter and have the City Administrator look into the Budget to see if the monies could be budgeted, seconded by Councilman Giger. The motion passed unanimously.

Next on the agenda was a letter from Canby Fire District No. 62 in reference to the Fire Hall Reserve Fund, in the amount of \$6,000 plus interest. Councilman Taylor moved that Canby Fire District No. 62 should be notified of the Time Certificate and the due date, seconded by Councilman Giger and passed unanimously.

The next item on the agenda was a letter from Bettis & Reif in reference to the Police Department and Municipal Court. Discussion followed. This letter will be held over until September 7, 1976.

Next on the agenda was the Accounts Payable. Councilman Giger moved to accept the Accounts Payable in the amount of \$19,236.28, seconded by Councilman Westcott and passed by roll call vote with Councilmen Westcott, Rapp, Taylor, Knight, Nichols and Giger voting Aye.

Next was a billing from Eldon E. Edwards, Planning Consultant, in the amount of \$412.50. Councilman Rapp moved that the Eldon Edwards billing be paid in the amount of \$412.50, seconded by Councilman Taylor and passed unanimously.

George Douglas then made a proposal for a new computer system with his firm instead of using Electronic Record & Billing. Discussion followed. Mr. Douglas will bring a report back to the Council on September 7, 1976. More discussion followed.

Next on the agenda was a report from Ken Ferguson, Superintendent of Public Works in reference to the Collins Property. Administrator Wyman will notify the U.S. National Bank that the City of Canby will not be interested in purchasing the property.

Next on the agenda was a letter to Vincent Graziano dated October 16, 1976, from Bettis & Reif. Discussion followed. Attorney Bettis then explained the letter to the Council. A brief discussion followed.

Administrator Wyman then told the Council of the check the City had received this week from the State in the amount of \$29,500.00 for the City Park.

More discussion then followed concerning the letter to Vincent Graziano from Bettis & Reif.

David Bury then stated his views about the Budget and Recall. Discussion followed.

Bob Swayze asked about the letter from Bettis & Reif concerning the Police Department and Municipal Court and wanted to know what it was about. Discussion followed, with the Mayor saying the letter would be held over until the Council had a chance to read Acting Chief Butler's response.

August 16, 1976

Mayor Roth then announced a Public Hearing on the Interim Comprehensive Plan to be held on August 30, 1976.

Maureen Dawson then asked about C-COMM. Discussion followed with the Council saying nothing could be done until the Budget passes or fails on the next election.

Mayor Roth then stated that Administrator Wyman will present steps to be taken for a new Library and/or Public Safety Building in the future.

The Council then discussed the removal of the rocks of Milor's lake. Discussion followed. Councilman Westcott moved that the Director of Public Works and the City Administrator write a letter to Mr. Milor outlining the proposal for rock removal and consequential rock and overburden from the lake at Canby Community Park seconded by Council Man Giger. The motion passed unanimously, with Councilman Rapp disqualifying himself to vote.

Ken Ferguson then reported to the Council his visit with Glenn Starks of the Workmen's Compensation Board concerning the remodeling of City Hall. Mr. Starks at the time of Mr. Ferguson's visit stated that as far as he is concerned his business here in Canby is finished and that the City has complied with all past violations. Mr. Starks also said he would be glad to attend a Council Meeting and answer any and all questions asked of him.

Councilman Westcott then asked Mr. Ferguson about the 400' No Parking on 99E and Ivy. The State will not go the 400' requested by the City and will only go the 500' as previously stated. A brief discussion followed.

The meeting adjourned at 9:23p.m.

August 16, 1976