

Canby City Council  
Regular Meeting  
July 7, 1975

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

Present: Councilmen Rapp, Taylor, Wagner, and Kariker.

Others Present: City Administrator Wyman, City Attorney Bettis, Chief Graziano, Bud Atwood, and guests.

When corrections or additions to the minutes of June 16, 1975 were called for, no corrections or additions were noted, and the minutes were approved as read.

Mayor Roth then called for Guest Hearings, at which time he stated that the party who had requested a hearing was not present, and if he should arrive, the hearing would be brought up at that time.

The council then went on to Ordinances and Resolutions, at which time City Attorney Bettis stated that further consideration on Zoning Ordinance #583 should be taken, and that it be continued on first reading until the council's regular meeting of July 21, 1975. Councilman Rapp moved the above, with Councilman Taylor seconding, and the motion was voted on and carried unanimously.

Discussion of the Canby Big Store followed with City Administrator Wyman reading a letter from Mr. Lowell D. Njust, dated June 20, 1975, in which he requested a 30 day extension to make further investigation into the Big Store matter. Councilman Kariker moved, with Councilman Wagner seconding, that Mr. Njust be advised that a 30 day extension be granted him and that he be requested to respond promptly at that time of his intentions. The motion was voted on and carried unanimously by the council.

Mayor Roth then called for discussion of the Zarosinski-Tatone sewer on Elm and Douglas streets. Following the discussion, a motion was made by Councilman Wagner, seconded by Councilman Rapp, to approve the engineers recommendation of connecting 4th and Fir streets and working out the details with the builder and the property owners. The motion was voted on and carried unanimously.

Next on the agenda, was the Zarosinski-Tatone Off System Roads Program. After a brief discussion, Councilman Rapp moved that the city authorize the engineers to proceed with the plans to prepare Juniper and 2nd streets for improvement. Councilman Wagner seconded the motion, it was voted on, and carried unanimously.

Next, was a letter from Bettis & Reif, regarding S. W. 5th Ave., the Zeek property. The council had already discussed this subject at a previous meeting, therefore, Councilman Taylor moved to adopt the third alternative stated in the letter dated September 20, 1974, which was to continue the City's public use

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of the subject property for all purposes now or hereafter needed and leave it to the property owners to commence a suit if they intend to do so for inverse condemnation. They may never do that; and if they don't, the title to the property would still remain vested in the heirs and unknown heirs of Mr. Zeek. Councilman Rapp seconded the motion, it was voted on and carried unanimously.

The council then went into a discussion in regard to a letter received from the Oregon Highway Speed Control Board which referred to the proposed speed zoning in the Canby and Clackamas County areas. The council felt that the Speed Control Board's proposed speeds were too fast, and decided to adopt a speed of 35mph in every instance that was mentioned in the Speed Control Board's letter of June 27, 1975. The City was advised to inform the Oregon Highway Speed Control Board and Clackamas County of the council's action.

A letter from the Department of Environmental Quality in regard to Canby's sewage treatment facilities was then discussed by the council. DEQ requested that the sludge drying beds be cleaned as soon as practicable, but by no later than July 25, 1975. Councilman Kariker moved to hire someone to remove the sludge out of one of the smaller sludge drying beds and seek DEQ's approval in the time estimated in the letter to come up with a more definite plan for a long range solution. Councilman Wagner seconded the motion, but Councilman Taylor amended the motion stating the city should advise DEQ of a plan which includes the following: the rental of a unit now to remove the sludge from one sludge drying bed and remove the balance with either the purchase or the rental of a unit as soon as the city has determined the economic feasibility of such action. This amendment was voted on and carried unanimously. The motion was then voted on and carried unanimously.

The Mayor then asked the council for their approval to underwrite the cost of his attendance at the Mayor's Conference in Bend, July 10-12. Councilman Kariker moved for approval with Councilman Wagner seconding. The motion was voted on and carried unanimously.

At this time, Mayor Roth asked Mr. Bert Franklin to speak in regard to the loading and unloading zones in front of his business. Mr. Franklin stated that he was left to understand that the parking in front of his business was designated as a loading and unloading zone for business vehicles. Mr. Franklin was advised that this area had never been designated for loading and unloading because no one had applied for a zone there. A brief discussion followed with Mayor Roth suggesting that a letter be sent from the staff to the Chamber of Commerce and the Merchants Association advising them that they must apply for loading and unloading zones through either the City Administrator or the Police Department.

The Holding Lanes on 99E were then discussed. City Administrator Wyman presented to the council and guests a rough draft copy of the Public Utility Commissioner's

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suggestion of where the holding lanes could be. Mr. Bill Stevens, of the Canby Farm Store, and Mr. Michael Payne, of Buchanan Cellers, spoke in opposition to the holding lanes stating that they could decrease business for them. Both stated that they liked the system the way it is, and hoped it would stay that way. Further discussion followed with Councilman Wagner moving to send a letter to PUC informing them that the system is functioning smoothly at present and the City requests no changes until problems do arise. Councilman Rapp seconded the motion, it was voted on and carried unanimously.

Councilman Kariker moved to approve the Zarosinski-Tatone Progress Billing in the amount of \$785.00. The motion was seconded by Councilman Rapp, voted on, and carried unanimously.

Councilman Kariker moved the Accounts Payable in the amount of \$42,359.65, be paid, seconded by Councilman Wagner. Discussion followed. Roll call vote was called for and the motion was carried unanimously.

Next on the agenda was the discussion of the City of Canby Employee's Association Agreement. City Attorney Bettis suggested that Article 3 of the contract be changed to read "No employee shall suffer a reduction in wages or related economic benefits as a result of the signing of this contract.", and that the last sentence in that Article be left out. He also suggested that Article 4 be changed to read "No employee shall be interfered with, intimidated, restrained, coerced or discriminated against by the City because of his exercise of these rights.", and Article 5 be changed to read "The City Administrator and department heads shall exercise responsibility, under authority of the council, for management of the City and direction of its work force. It was also suggested that Article 14 be changed to read "...upon by the Association and the City Administrator." Councilman Kariker moved that Articles 3, 4, 5, and 14 be changed to read as stated above, and authorize its full execution with the exception of the adoption of Exhibits A & B at this time. The motion was seconded by Councilman Wagner, voted on, and carried unanimously.

The council then discussed payment to Eldon E. Edwards for the June billing, in the amount of \$465.00. Councilman Taylor moved that Mr. Edwards be advised to present to the council a more detailed and complete statement of billing. Councilman Wagner seconded the motion, it was voted on, and carried unanimously.

Mayor Roth then brought before the council his suggestion of appointing as an alternate to C.R.A.G., Councilman Taylor. Councilman Kariker moved, with Councilman Rapp seconding, to appoint Councilman Taylor as an alternate. The motion was voted on and carried unanimously. Mayor Roth also suggested that Councilman Taylor be appointed to the State Advisory Committee. Councilman Wagner moved, with Councilman Kariker seconding, that such appointment be made.

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The Mayor then stated the staff should notify both the State and C.R.A.G., in writing, of these appointments.

The council then discussed hiring Brad Kelley as a patrolman for the Canby Police Department. Councilman Kariker moved, with Councilman Taylor seconding that Mr. Kelley be hired. The motion was voted on and carried unanimously.

Mayor Roth then brought to the council's attention that there was to be a special meeting of the council, Saturday, July 19, 1975. It was decided that further discussion of this meeting would be done during the Mayor's Citizen's Advisory Committee Meeting, Tuesday, July 8, 1975.

The meeting was adjourned at 10:00 p.m.

*Harold A. Wyman*

*Paul M. Roth*

## City of Canby, Oregon

Council Roll Calls for 1975

Date or Motion	Mayor	Councilman	Giger	Kariker	Rapp	Wagner	Westcott	TAYLOR
Regular 5/5/75	P	P	P	P	P	P	P	P
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Regular 5/19/75	P	P	P	P	P	P	P	P
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins.		Y	Y	Y	Y	Y	Y	
Asst. Pay.		Y	Y	Y	Y	Y	Y	
Kent & Smith and Knutson Ins								