

Canby City Council
Special Session
September 8, 1975

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

Others Present: Sgt. Tom Adair, Reserve Officer Gary Day, Tony Staley,
Canby Herald, Ronald G. Tatone, Engineer; Bud Atwood, Red
Sheppard, Robert Hohensee, R.J. Nichols, C.C. Sheppard

The meeting was called to order by the mayor at 7:32 p.m., followed by
the traditional flag salute.

The mayor called for any corrections or additions to the minutes of August
18, 1975. On page 2, paragraph 5, line 1 should read: "Councilman
Westcott then made a motion to table the motion of Resolution No. 193."
Mayor Roth then declared the minutes approved as corrected.

The Mayor then called for any corrections or additions to the minutes of
August 25, 1975. On page 3, paragraph 5, line 4 and 5 was revised to read:
"the same width and the existing paved storm drain on 2nd Avenue, so that
it would not be in the middle of the street." Page 3, paragraph 9, lines
2 and 3 were revised to read: "from the League of Oregon Cities come before
the council to brief the council regarding the sources of funding of local
government." There being no other corrections, additions or revisions, the
Mayor declared the minutes approved as revised.

The council then discussed the sources of funding of local government.
Mayor Roth directed Administrator Wyman to contact the League of Oregon
Cities to get material of local government for the council.

Mayor Roth then called for quest hearings. Bob Hohensee told the council
he was there at the meeting for the purpose of asking the council to
exchange 1598' of property with the city. Discussion followed. Councilman
Taylor made motion that material be prepared by the staff for council and set
over until the special meeting on September 22, 1975, seconded by Councilman
Giger. Discussion followed. The question was called with the motion
carrying unanimously.

Ordinance #583, AN ORDINANCE TO PROVIDE ZONING REGULATIONS; REPEALING
ORDINANCE #588; RATIFYING AND CONFIRMING PRIOR ADMENDMENTS TO THE CITY'S
ZONING MAP AND ORDINANCE #517 RELATING TO PLANNED UNIT DEVELOPMENT PROCEDURES;
AND PROVIDING AN EFFECTIVE DATE was read on final reading by Attorney Bettis
by title only. A motion was made by Councilman Giger and carried unanimously
by roll call vote to adopt Ordinance #583 to become part of the laws of
Canby effective 12:01 a.m. September 9, 1975.

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Ordinance #594; AN ORDINANCE FIXING COMPENSATION FOR THE SERVICES OF CITY COUNCILMEN AND MAYOR; REPEALING ORDINANCE #426; AND PROVIDING FOR AN EFFECTIVE DATE was read on first reading by Attorney Bettis. Discussion followed. Councilman Giger moved to approve Ordinance #594 on first reading and ordered posted in three (3) conspicuous places in compliance with the city charter, seconded by Councilman Karkier. Discussion followed. This Ordinance will be read on final reading at a special meeting of the council scheduled for September 29, 1975 at 7:30 p.m. The motion carried.

Ordinance #593; AN ORDINANCE AUTHORIZING A CONTRACT WITH PARKER NORTHWEST PAVING COMPANY FOR CONSTRUCTION OF IMPROVEMENTS TO N.E. 2nd AVENUE IN LID NO. 5 was read on first reading by Attorney Bettis. Discussion followed. Councilman Giger moved to approve Ordinance #593 on first reading and ordered posted in three (3) conspicuous plans in compliance with the city charter, seconded by Councilman Westcott. Discussion followed. Councilman Giger made motion to change Ordinance #593, paragraph 3, line 2, to read; July 31st, 1975, seconded by Councilman Rapp. Both motions carried unanimously.

Ordinance #581; AN ORDINANCE PROVIDING FOR THE REGISTRATION, INSPECTION AND REGULATION OF USE OF BICYCLES IN THE CITY OF CANBY; AND PROVIDING PENALTIES FOR VIOLATIONS was read on first reading by Attorney Bettis. Discussion followed. Councilman Giger moved to table Ordinance #581 for further study, seconded by Councilman Taylor. Discussion followed. Councilman Taylor then called for the question. The motion was carried unanimously.

Next on the agenda was a letter from Oregon State Speed Control Board. Discussion followed. Mayor Roth asked Administrator Hyman to contact Mr. Bernie Straight, Traffic Engineer, Clackamas County Public Works and talk with him about the speed zones on Territorial Road.

Next was a letter from Clackamas County Public Works Department. Discussion followed.

The next item on the agenda was the petition from property owners on North Juniper and N.E. 3rd East to Locust, for street improvements and a local improvement district be formed. Discussion followed. Councilman Giger moved that after receipt to review of the petition by property owners on N. Juniper and N.E. 3rd Street for street improvements that it is now the intention of the City Council to initiate improvement on N. Juniper and N.E. 3rd Street, East to Locust Street and that Mr. Ronald Tatone of Zarosinski-Tatone Engineering Firm be engaged to prepare a preliminary report on the project as required in Ordinance #393 and to report back to the council for its consideration at its special meeting on Monday, September 29, 1975, seconded by Councilman Wagner. Discussion followed. The motion was carried.

Mayor Roth then asked Mr. Tatone of Zarosinski-Tatone Engineering Firm to explain the Construction Finance and Consultant Agreements which he had with him concerning the Off Systems Road Agreement between the City of Canby and his firm. Discussion followed. Councilman Giger moved the two (2) agreements, one (1) construction finance and two (2) consultant, be decided by the proper authorities for the off-street improvements, seconded by Councilman Kariker and carried unanimously.

Next on the agenda was the petition for lights on Birch Street, and the report from Canby Utility Board. Discussion followed. Mayor Roth then stated with the council's concurrence he set the matter of street lighting over until Monday, September 22, 1975 at a special meeting of the council.

Mayor Roth then called for a five (5) minute recess at 9:53 p.m.

The council meeting reconvened at 10:00 p.m. at which time Councilman Giger left the meeting.

Mayor Roth asked for the engineer's report on the sewer on 4th, Elm, and Douglas Streets. Discussion followed.

Attorney Bettis left the meeting at 10:03 p.m.

After hearing Mr. Tatone's report, the mayor asked the council what action the council what action the council desire to take concerning the report on 4th, Elm and Douglas Streets. Councilman Westcott moved that the council accept the recommendation of Street Sanitation Sewer, Phase I, seconded by Councilman Rapp and the motion was carried with Councilman Taylor voting no. Councilman Wagner moved to accept Phase II, Alternate as required by city standards, seconded by Councilman Rapp and carried unanimously.

Next on the agenda was the recommendation for opening of the alley between 4th and 5th Streets at a cost of \$350. Discussion followed. Councilman Westcott moved that the alley between 4th and 5th Streets be opened at a cost not to exceed \$350, seconded by Councilman Wagner. More discussion followed. The motion was defeated by roll call vote with Councilmen Kariker, Wagner, and Taylor voting no and Councilmen Westcott and Rapp voting yes.

The approval of the Accounts Payable was the next item on the agenda. Discussion followed. Councilman Taylor moved to accept the Accounts Payable in the amount of \$16,346.38, seconded by Councilman Wagner and carried unanimously by roll call vote.

Next on the agenda was the request for permission to call for bids on a used grader for the city. Discussion followed. Councilman Kariker moved to authorize the city administrator to call for bids on a used grader, seconded by Councilman Wagner. Discussion followed. The motion was carried unanimously.

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Mayor Roth then asked which councilman would attend the Loaves and Fishes anniversary dinner on Wednesday evening. Discussion followed with no decision being made.

Mayor Roth suggested that the city administrator have the city attorney write the attorney for the Canby Big Store.

The meeting was adjourned at 10:24 p.m.

Harold A. Wyrman

Paul M. Roth

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	Date of Motion	Mayor	Roth	Giger	Kariker	Rapp	Wagner	Westcott	Taylor
	Regd 6-10		P	P	P	P	P	P	A
	Acc Pay		Y	Y	Y	Y	Y	Y	
	Pro L			Y	Y	N	Y	N	
	My R			N	N	N	N	N	
	min R			X	Y	Y	Y	Y	
	Ord #58			Y	Y	Y	Y	Y	
	cl 4-12								
	Apr 6-20		P	P	P	P	P	P	P
	Regd 7-9		P	A	P	P	P	A	P
	Acc Pay			-	P	Y	Y	-	Y
	Spl 7-18		P	A	A	P	P	P	A
	Regd 7-21		P	P	P	P	P	P	A
	Acc Pay			Y	X	Y	N	Y	-
	Bul			Y	Y	Y	Y	N	-
	Resol			X	Y	Y	Y	X	-
	Regd 8-4		P	P	A	P	P	P	P
	Acc			Y	-	Y	Y	Y	Y
	7-18 Regd								
	Spec 8-8		P				P	A	A
	Spec 8-11		P	P	P	P	P	P	A

regular
6-16-75
Post.
Pay.

Proposed
L.P. on R.E. 2nd.
Minor Land Partition
Rufus Braxberger
minor land partition for
Rufus Braxberger
Ord.
#588 (second reading)
~~after the~~

~~4-25-75~~
Special Mtg
6-26-75

Regular
7-7-75
Acct.
Pay.

Special Meeting
7-18-75

Regular Meeting
7-21-75
p. 4

Pay Budget

Resolution

Regular
8-4-75
Accts Pay.

~~3-8-75~~
~~8-8-75~~
Special Mtg
8-8-75

Special Mtg.
8-11-75