

Canby City Council
Regular Meeting
September 3, 1974

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

Roll Call

Present: Mayor Roth, Councilmen Gerber, Giger, Wagner & Westcott

Councilman Tate arrived at 7:32 p.m. and Councilman Kariker arrived at 7:36 p.m.

Absent: None

Others Present: Administrator Wyman, Treasurer St. Amant, Attorney Bettis Sr., Supt. Whiteside, Police Chief Graziano, Fire Chief Buttolph, Foreman Atwood and Council Nominee Montgomery.

Upon the mayor's call for comments or corrections of the minutes of the two previous meetings, there was a comment regarding a technicality at the bottom of Page 2 of the August 19 minutes to indicate that the five minute recess was prior to the above motion. There being no further comment the mayor declared the minutes of August 19 and August 26 approved as corrected.

Ordinance #577; AN ORDINANCE ESTABLISHING A NEW CITY PLANNING COMMISSION IN COMPLIANCE WITH THE PROVISIONS OF CHAPTER 227, OREGON REVISED STATUTES, AS AMENDED BY CHAPTER 739 OF THE 1973 REGULAR SESSION OF THE OREGON LEGISLATIVE ASSEMBLY; PRESCRIBING THE POWERS AND DUTIES OF THE NEW CITY PLANNING COMMISSION; AND REPEALING ORDINANCE NO. 383 was read on first reading by the city attorney. After a number of recommendations for minor changes in the ordinance draft and the attorney's agreement to make said corrections, a motion was made by Councilman Tate, seconded by Wagner and carried to pass Ordinance #577 as corrected, to be posted in compliance with the City Charter and to come up for final action on October 7, 1974.

A letter from Globe Union battery plant, a copy of which is attached to the file copy of these minutes, was read by the mayor and it was agreed by all comments that the letter was self-explanatory and no action was necessary.

Administrator Wyman read portions of a letter from the League of Oregon Cities regarding community development revenue sharing and advised that the City of Canby was not immediately eligible due to the unfinished status of the comprehensive development plan. A copy of this letter is attached to the file copy of these minutes.

The Council heard the resignation of Andy DiTommaso from the Planning Commission and also three terms of said commission which were currently expired. After a period of discussion a motion was made by Councilman Tate, seconded by Westcott and carried that the terms of Planning Commission members Gordon Ross, John Edgerton and Robert Shaw be extended until Ordinance #577 becomes effective, which is November 11, 1974. A motion was made by Councilman Giger, seconded by Wagner and carried to accept the resignation of Commissioner DiTommaso. Upon the council's agreement that the City should deliver certificates of resignation to city officials who warranted praise, the mayor appointed Councilman Tate and Kariker as a committee to research and recommend a certificate form of appreciation. After a period of discussion regarding the replacement of DiTommaso a recess was declared at 8:20 pm and reconvened at 8:25 p.m. Thereupon Councilman Kariker reported that he had

contacted David Merrill by telephone and found that he was available and willing to serve in that capacity. Then a motion was made by Councilman Giger, seconded by Gerber and carried that the mayor appoint David Merrill to the City Planning Commission to continue at least until November 7, 1974 and that Merrill be officially notified of said appointment.

Administrator Wyman and Supt. Whiteside advised the council that four property owners adjacent to N. Cedar St. had been notified of their share in the cost of street improvement including paving, curb installation and storm drain construction and that to date no money had been received. Administrator Wyman also reminded the council that no provisions had been made in the current budget for receipting of such funds without reflecting a like expenditure from finances budgeted for other purposes and that a supplemental budget might be necessary to alleviate this condition.

Attorney Bettis advised that a supplemental budget was not necessary and outlined a number of alternatives. Supt. Whiteside told the council that only one property owner had contacted him to date in that Joe Stokes had advised him that he did not have funds available at the present time. After a period of council discussion a motion was made by Councilman Tate, seconded by Giger and carried with one abstention that the staff write letters to the owners of property abutting N. Cedar St. advising them that their individual apportioned share of the cost of improvement along with payment of other property owners was the only way in which said improvement could be made, the deadline being 30 days after the Council's acceptance of bids for said construction, such date being not later than September 16, 1974. It was agreed by members of the Council that financing of the construction was out of the question at present.

The Council reviewed claims against the city in the amount of \$25,211.85 and after a period of questions and discussion a motion was made by Councilman Giger, seconded by Kariker and carried by roll call vote that claims in the amount of \$25,211.85 be approved for payment and warrants drawn on the treasurer in payment thereof.

Upon a question concerning the progress of the Charter Revision Committee it was reported that the committee met on August 6 but had been hampered by vacations, etc. since that date. Councilman Tate urged that the charter revision be drafted for the Council's consideration as soon as possible.

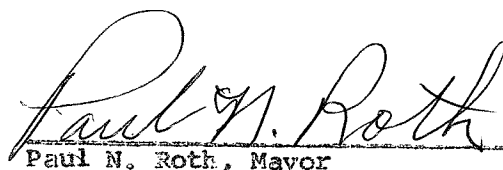
Councilman Kariker was excused at 9:00 p.m.

Upon the mayor's announcement that the meeting would be recessed for an executive session and there being no further business to come before the Council at this time, the meeting was declared recessed at 9:08 p.m.

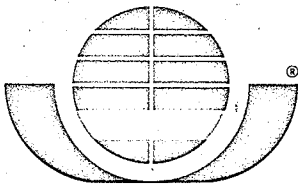
The meeting was reconvened at 10:08 p.m. and upon the mayor's declaration that there was no further business to come before the council the meeting was adjourned at 10:09 pm.



J. R. Richardson, City Recorder



Paul N. Roth, Mayor



GLOBE Battery Division • GLOBE-UNION INC.

August 27, 1974

Canby City Council
% City Hall
182 N. Holly
Canby, Oregon 97013

Gentlemen:

After reviewing the proposed N. W. 7th Street situation, Globe-Union has decided not to pursue it any further. The money ear-marked for 7th Street costs will be used for other plant projects.

Sincerely,

Gerald Duerksen
Plant Manager

GD/ja

cc: City Planning Commission
Canby Utility Board
John Adelblue
Dean Spence

SA. Local Government Center
1201 Court Street N.E.

P.O. Box 928, Salem 97308

Telephone: (503) 585-6987

EUGENE: Hendricks Hall
University of Oregon

P.O. Box 3177, Eugene 97403

Telephone: (503) 686-5232

League of Oregon Cities

MEMBER, NATIONAL LEAGUE OF CITIES • OFFICIAL PUBLICATION "WESTERN CITY"

Salem, Oregon
August 21, 1974

To: (1) Mayors of Oregon Cities
(2) City Managers or City Recorders
(3) City Council Members in Selected Cities

As you perhaps know, Congress has recently passed the Housing and Community Development Act of 1974, and President Ford is expected to sign the legislation into law in the near future.

Included in the law is the new program of Community Development Revenue Sharing, which will replace most of the categorical grant programs of the Department of Housing and Urban Development as of January 1, 1975. Under the new program, cities will need to make application for funds, based on their own plans, community goals and priorities, but otherwise will face minimum detailed restrictions on how the funds are used. Early planning by cities, with active involvement by elected city officials, will be essential for those communities wishing to participate in the block grant program. Funds will not automatically be allocated to all cities, in contrast to general revenue sharing.

The League of Oregon Cities is cooperating with other leagues in federal Region X and the National League of Cities in sponsoring a workshop on the new law September 9 to 11 in Seattle. An outline of the program is enclosed. The workshop, one of 10 being held around the country, will be under the direction of Ron Gatton, assistant to the city manager in Dayton, Ohio, who is on loan to National League of Cities for these workshops. He has extensive experience both as a former HUD employee and more recently as the person responsible for the Planned Variations Program for the city of Dayton. Other trained instructors also will participate.

Mayors and councilmen need to become acquainted with their rights and obligations under the act as soon as possible, inasmuch as it is expected that special interest groups will soon be making requests of city councils in many cities for commitment of funds to continue programs previously supported by categorical grants. It is also anticipated that many cities will be contacted by consultants seeking to promote applications under the new act, and city officials need to be informed of all the options available to cities before making commitments to interest groups or consultants. The workshop is designed to meet this need.

Again, it should be emphasized that not all cities will be able to participate in the community development revenue sharing program. However, we believe that those cities who wish to or are considering doing so should take advantage of this timely opportunity to become fully acquainted with this new legislation.

OFFICERS: Mayor D. Lorin Jacobs, Medford, *president*
• Mayor William H. Young, Beaverton, *vice president* •
Robert S. Moore, city manager, Salem, *treasurer* •
Donald L. Jones, *executive secretary*

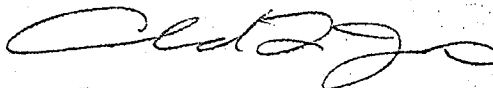
DIRECTORS: Mayor Cecil Barker, Corvallis • Mayor Richard T. Carruthers, Hammond • Mayor Paul D. Geuy, Florence • Mayor Robert Harrod, Vale • Charles R. Jordan, Commissioner of Public Safety, Portland • Mayor Eddie O. Knopp, Pendleton • Audrey H. Soderberg, councilwoman, Ashland • Mayor Dewey W. West, Jr., Boardman • Tom R. Williams, councilman, Eugene

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Elected city official participation is important.

Information on registration and hotel reservations is enclosed. Please advise if there are further questions about the workshop.

Sincerely yours,

A handwritten signature in cursive script, likely belonging to the Executive Secretary, is written above the title.

Executive Secretary

DLJ:lkw
Enclosure

ROGER ROOK

DISTRICT ATTORNEY

OREGON CITY, OREGON 97045

August 27, 1974

CLACKAMAS COUNTY
COURT HOUSE
OREGON CITY, OREGON

DEPUTIES:

MICHAEL D. MONTGOMERY
RICHARD F. CRIST
ROBERT D. BURNS
SCOTT H. PARKER
S. DENNIS MILLER
J. ROSS CRAVENS
KEITH KINSMAN
KENNETH B. STEWART

AREA CODE 503
655-8431

INVESTIGATOR:

LESTER D. WORLEY
JOHNATHAN S. HAUB

Chief Graziano
Canby Police Department
Canby, Oregon

Re: Case No. 74-1029

Dear Chief:

I wish to commend officer Rick Andrus of your department for his excellent investigation in the above entitled case.

I refer, in particular, to the diagram and the way in which he connected the evidence seized to the diagram.

It is this type of investigation that is going to be immensely helpful in the prosecution of the case.

Sincerely,

ROGER ROOK
District Attorney



S. Dennis Miller
Deputy District Attorney

SDM:gb