

**REGULAR MEETING OF THE CANBY CITY COUNCIL**

**July 16, 1973**

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, Tate, Wagner and Westcott.  
Absent - Councilmen Giger and Kariker.  
Others present - Administrator Wyman, Acting Supt. Whiteside,  
Attorney Wade Bettis, Jr., Fire Chief Buttolph, Treasurer  
Evans and Foreman Atwood.

A motion was made by Councilman Wagner, seconded by Gerber and carried unanimously approving the minutes of the previous meeting.

Canby Grade School principal Paul Ackerman and Board Chairman Matthew Knobloch approached the Council in regard to an alleged default of agreement by the City regarding the closure of, and improvement of, North Cedar Street adjacent to the Eccles Grade School property. Principal Ackerman read the contents of an agreement signed by the City and the School District May 4, 1971, when the school dedeaded a one foot buffer strip to the City. Ackerman and Knobloch said that the street right-of-way had been opened to traffic without the required approval and that building permits had been issued for construction along said Cedar Street without adequate street right-of-way frontage. Acting Supt. Whiteside said the street had been barricaded, but that the barricade had been removed by parties unknown, and that he had no alternative but to approve building permit applications that faced on the dedicated street right-of-way. After considerable discussion, Mayor Roth instructed the Public Works Department to replace the barricade as soon as convenient. A motion was made by Councilman Westcott, seconded by Tate and carried by a vote of three yes and one abstention authorizing the Attorney and Public Works Department to draw up a Resolution for the Council's consideration restricting building permits without signed agreements to provide for adequate street improvement adjacent to the property.

Administrator Wyman read a letter of resignation received recently from Don T. Evans, City Treasurer. Mayor Roth stated that he had discussed the matter with Treasurer Evans and that he had agreed to bring the Treasurer's records up to date and assist in clarifying a number of finance irregularities brought to City attention by the 1971-72 audit. Thereupon, a motion was made by Councilman Tate, seconded by Wagner and carried unanimously to accept the resignation of Treasurer Evans with regret and with a note of appreciation. Mayor Roth requested that the Recorder compose a letter of appreciation to Mr. Evans. Mr. Evans suggested that the Council give serious thought to an appointment to fill the vacancy of Treasurer, preferably a CPA who would be interested in running for election at the end of the present term.

Councilman Gerber reminded the Council that the Planning Commission was holding a special meeting on July 18, 1973, in regard to an application for a zone change on property adjacent to 99E near the easterly City limits and recommended Council attendance.

It was reported that no further information had been recieved from the County Commissioners office regarding the social service coalition budget. Thereupon, a motion was made by Councilman Tate, seconded by Westcott that the matter be tabled. The vote resulted in a tie of two yes and two no, and Mayor Roth voted no and ordered the matter placed on the agenda for the next Council workshop.

A motion was made by Councilman Westcott, seconded by Wagner and carried unanimously approving the Mayor's appointment of Maldwin Evans to the so called Blue Ribbon Committee to study and make recommendations of certain major questions. The Committee then stood as follows: Councilman Anthony Gerber, Chairman, representing the Council; Charles Sandsness, representing the Utility Board; Robert Shaw with Gordon Ross as alternate, representing the Planning Commission; Eldon E. Edwards as consultant; and Evans as a representative at large.

WYMAN ELECTRIC

The Council discussed requests for more adequate traffic control on North Pine Street and for removal of trees for better vision on South Elm Street. After due consideration, these matters were referred to the City Administrator for his discretionary action.

ORDINANCE NO. 571      AN ORDINANCE AMENDING ZONING ORDINANCE NO. 452 AND PROVIDING AN EFFECTIVE DATE.

was read on first reading by Attorney Bettis. After a period of discussion, a motion was made by Councilman Westcott, seconded by Wagner and carried unanimously to pass Ordinance No. 571 on first reading, post in compliance with provisions of the City Charter, and to come up for final action on August 6, 1973.

The Council discussed the report that the building occupied until recently by the Oregon Liquor Commission adjacent to the Highway Market parking lot, was available for lease and might possibly be adequate for temporary occupancy by the Canby Library, and thereby make further office space available in the City Hall. The Mayor advised that a committee composed of Administrator Wyman, Councilmen Gerber and Tate, and Acting Supt. Whiteside meet with the Library Board and survey the 25' x 60' building to determine its adequacy. Councilman Westcott moved to authorize the Administrator to summarize the results of the survey and to secure rental agreement by a sum not to exceed \$150.00 if the quarters were considered desirable. The motion was seconded by Councilman Tate and carried by a vote of three yes and one abstention.

The Council discussed the contents of a recent news release compiled by Utility Board Manager Cox regarding the City water supply.

Upon the Administrator's recommendation that the Council appoint an alternate delegate to the Blue Ribbon Committee, a motion was made by Councilman Gerber, seconded by Wagner and carried unanimously appointing Councilman Kariker to that position.

The Council discussed with the Public Works Department that plan for the construction of a 1500 ft. of storm sewer on Fairgrounds Drive. Acting Supt. Whiteside described the procedure including construction of a drywell at its terminus. Supt. Whiteside also announced that arrangements had been made with the Clackamas County Road crew to oil South Elm Street this week.

Councilman Tate requested that Union Proposal progress be continued at the next Council workshop.

Mayor Roth announced that he would be out of the City from Tuesday noon to Thursday evening on a business trip to Chicago.

The meeting was adjourned at 10:01 p.m.

Paul N. Roth  
Mayor

J. Michael  
Recorder