

REGULAR ANNOUNCED MEETING OF
Canby City Council - 12 June 1972

The meeting was called to order by Mayor Braman at 8:00 p.m., followed by the Traditional Flag Salute.

Roll Call: Present - Mayor Braman, Councilmen Giger, Keil, Lindsay, Raines, Wagner.
Absent - Councilman Tate.

Others Present - Supt. Herbison, Foreman Atwood, Secretary Lewelling, Police Chief Harris, Utility Manager Cox and Police Officer Graziano.

A motion by Councilman Giger, seconded by Keil, carried unanimously approving Planning Committee minutes of 30 May as distributed to the officials.

ORDINANCE No. 558 AN ORDINANCE REPEALING ORDINANCE No. 548 was read on first reading by the City Recorder. A motion by Councilman Giger, seconded by Lindsay, carried unanimously that Ordinance No. 558 be passed on first reading and be posted in compliance with provisions of the City Charter, and to come for final action on 3 July 1972.

Clarence VanDorn approached Council in regard to an application presented some sixteen months ago by him for annexation of certain properties adjacent to the Country Club Estates Subdivision. Included in the discussion with Council were a number of scheduled hearings before the Metro Boundary Commission and the Council discussion on the advise of the Planning Commission to withhold approval of the application for annexation pending Ordinance adoption containing provisions for handling annexations and due to estimates presented to Council concerning the excessive cost of providing utility service to the area. VanDorn exhibited and read an item appearing in the Oregonian of Sunday, 11 June 72, and of a letter signed by Utility Manager Cox setting forth revised utility installation cost. During the discussion Mr. VanDorn, and participant James Payton, indicated the willingness to stand a major portion of the costs involved in providing utility costs in their annexation. The previous estimate, dated 4 June 72, was verbally rescinded by Utility Chairman Newton who said he had never seen the written estimate before. Walter E. Mangerich, Jr., assistant to attorney Dale Liberty, announced to Council that he was familiar with the application and the activities to date, and advised the Council that VanDorn and Payton were sincere in their offers to stand a portion of the expenses involved. Councilman Raines urged the Council to have signed and sealed letters of intent from property owners and/or applicants for annexation on file to avoid the City becoming implicated in unforeseen expense that may have been covered by verbal agreement. After this discussion a motion by Councilman Giger, seconded by Wagner, carried by vote of 4 - 1 that the Council authorize the City Attorney to prepare an Ordinance to accept the annexation of the VanDorn properties described in the application. Councilman Raines voted in the negative and urged that the City adopt an Annexation Ordinance to provide necessary tools before approving the annexation. Councilman Lindsay emphatically urged that the above mentioned news item from the Oregonian and the copy of the Utility Managers revised estimate of costs be attached to and become a part of the file copy of the minutes of this meeting. A motion made by Councilman Wagner, seconded by Keil, carried unanimously rescinding a previous Council order to refund \$141.50 of VanDorns application fee to him. Mayor Braman appointed Councilman Lindsay to represent the City of Canby in the above matter at a scheduled hearing before the Boundary Commission on Wednesday, 14 June 1972.

Chief Harris reported his findings in the request presented at a previous Council meeting to place potted trees along the sidewalks in the commercial area. Howard Williams, Manager of Sentry Market, appeared with Harris and explained the tentative proposal to establish pots with controlled growth type trees at intervals along the sidewalks in front of stores. The Council recommended that Williams work with the City Forester in establishing a definite plan.

A letter was read in which Frank McNamee urged that Council enforce the Ordinance requiring property owners within 100 feet of a sewer line to hook up to the sewer and pay the applicable cost thereof. The Council discussed the matter, and advised Supt. of Public Works to concentrate his efforts in the matter.

Upon recommendation of Supt. of Public Works a motion by Councilman Raines, seconded by Giger, carried unanimously to accept the streets in the Sandy Acres subdivision into the City street system.

A letter from Clark & Groff was read containing information incident to the completion of the water treatment plant. After a period of discussion a motion by Councilman Giger, seconded by Keil, carried by vote of 4 - 1 (Wagner dissenting) to accept the Contents of the Clark & Groff letter.

A request from C.S. Lewis, Inc. for extension of time to complete the water tank was read and discussed. A motion by Councilman Giger, seconded by Raines, carried by a vote of 4 - 1 extending the completion date of water tank to 1 July 1972, and no longer.

Upon request by Judge Maloney for permission to attend a Judiciary Conference at Boise, Idaho with expenses paid, including air fare; a motion was made by Councilman Keil, seconded by Wagner, carried unanimously approving the Judge's attendance at conference with expenses paid by the City.


amendments to
The Planning Commission proposal containing the existing zoning ordinance was read by members of Council and the matter referred to Ordinance Committee by the Mayor.

A motion was made by Councilman Giger, seconded by Raines, carried unanimously, authorizing an advance of \$200.00 to Fire Chief Rodewald and Fire Marshal Christiansen to defray expenses of Fire Conference at Lincoln City, Oregon, 19 - 21 June 72.

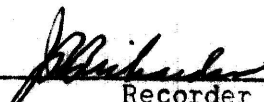
A motion by Councilman Lindsay, seconded by Raines, carried unanimously by roll call vote to approve claims against the City for payment, with exception of a claim in the amount of \$40.00 from Bill Olinger Mercury, and that warrants be drawn on the Treasurer in payment thereof.

Mayor Braman read a letter from Public Works Supt. James Herbison containing his resignation as of 30 June 72. A motion by Councilman Giger, seconded by Keil, carried unanimously to table the letter of resignation and refer the matter to the Personnel Committee.

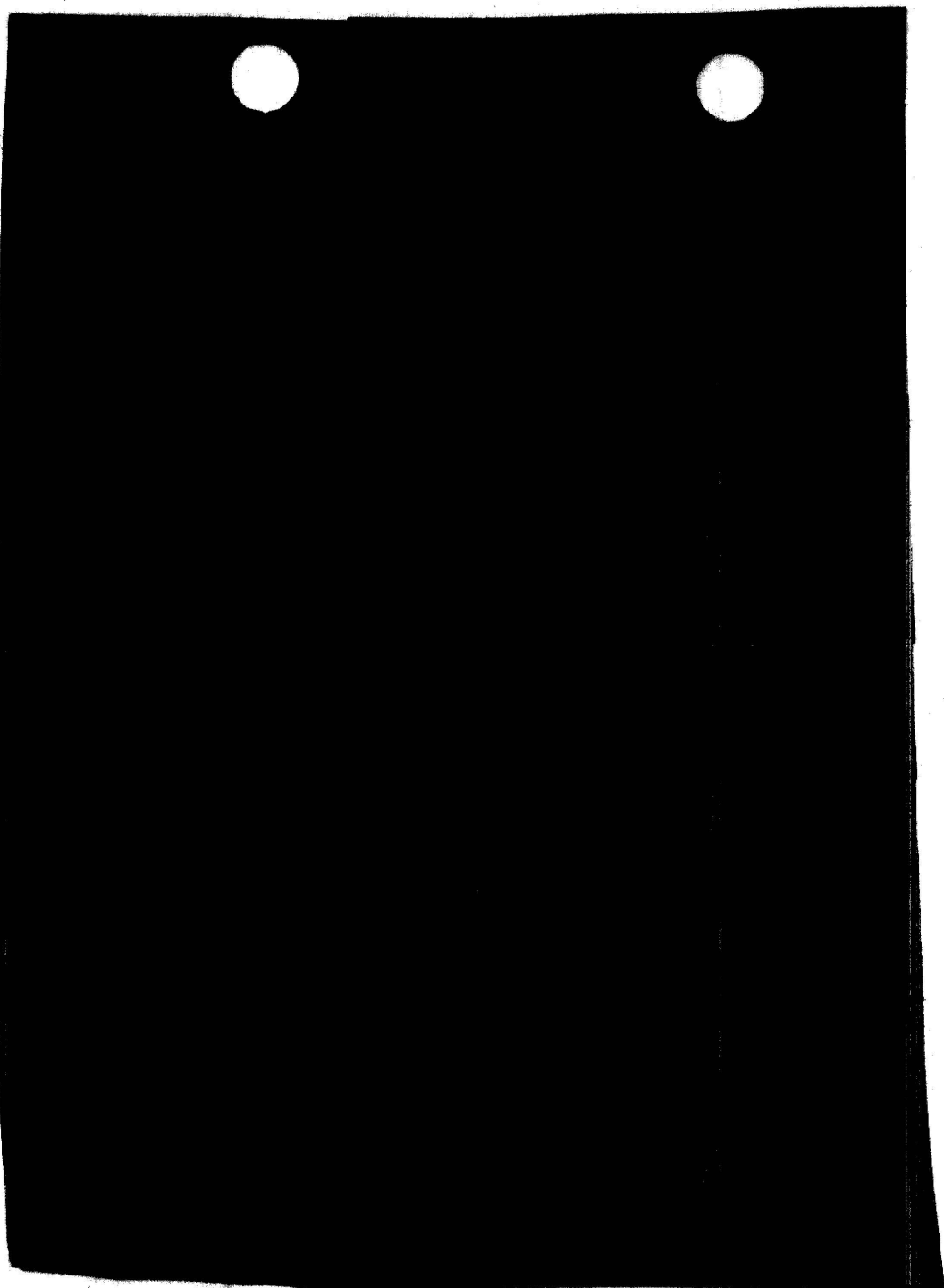
Meeting adjourned at 10:30 p.m.



Mayor



Recorder



To Whom It May Concern:

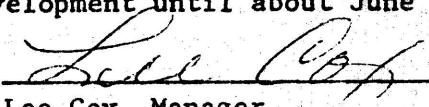
6/12/72

This report pertains to the proposed annexation of approximately 47 acres of land north of Territorial Road and adjacent to the now existing city limits. The majority of the property is owned by Mr. VanDorn and Mr. Jim Payton. Mr. VanDorn and Mr. Payton have discussed their project with the manager and the Utility Board and the problems of extending utility services to their property.

The Utility Board is willing and ready to cooperate in every way to extend water and electric services to this project; We wish to state here that this is no longer an obligation of the city, as such, but of the Utility Board. In consideration of the above, Mr. VanDorn and Mr. Payton have offered their financial aid to the Utility Board in extending the 12" water main, now under construction, on Territorial Road, and to extend the sewer line from Amrine and Territorial Road to their property. The cost of extending the water main as above mentioned will cost approximately \$8,600.00. Extension of the sewer line will cost approximately \$7,800.00. It is understood that other property owners will, as they have need to connect to these utilities, will reimburse Mr. VanDorn and Mr. Payton their prorate share of the cost of the above mentioned construction. It is further understood that, Mr. VanDorn and Mr. Payton will construct and pay all cost of utility construction, such as water mains, sanitary sewer, storm sewer and all street construction including street lighting.

The electric department will construct all electric feeders and secondary lines.

To further ease the problems of the city and Utility Board the subject project will not begin development until about June of next year.


Lee Cox, Manager
Utility Board