

REGULAR MEETING OF  
Canby City Council - December 20, 1971 -

The meeting was called to order by the President of the Council at 8:02 p.m. followed by the traditional flag salute.

Roll Call: Present - Councilmen Anderson, Braman, Giger, Lindsay, Raines and Tate. Absent - Mayor Dinteman. Councilman Tate was excused at 9:58 p.m.

Others Present - Attorney Bettis, Supt. Herbison, Fire Marshal Christiansen, Police Officer Nastasia, and Public Works Foreman Atwood.

A motion was made by Councilman Giger, seconded by Raines and carried unanimously that the minutes of the December 3rd and 6th meetings be approved as distributed to the officials.

After a discussion of a hazard existing where cars were entering North Grant Street near the railroad crossing from the parking lot, a motion was made by Councilman Raines, seconded by Giger and carried unanimously authorizing the Supt. of Public Works to erect a barricade along the sidewalk to stop the traffic that has been crossing the sidewalk at that point.

Attorney Bettis reported on the status of a cleanup program at the Hellhake service station. The Police were carrying out the steps provided by the applicable Ordinance and Bettis had contacted Hellhake regarding obtaining titles to some abandon cars on the site.

Supt. Herbison presented Clark & Groff Change order No. 3 which would save the City \$689 resulting from elimination of certain electrical wiring from the contract. A motion was made by Councilman Giger, seconded by Lindsay and carried unanimously authorizing the Supt. to sign the Change Document as approved.

After a discussion regarding the 1970-71 audit submitted by Jay R. Wilson, Certified Public Accountant, a motion was made by Councilman Lindsay, seconded by Giger and carried unanimously the submission of a copy to the Secretary of State for filing without either accepting nor rejecting the document. Further discussion involved attaching a cover letter advising the State that a supplemental audit report might be filed later.

State Engineers Wimer and Wilson approached the Council with a corrected agreement containing all concessions sought by the Council to date contingent to constructing a hauling road, east of the lake, across the City Community Park. Frank Deos and Myra Weston registered objections to the proposal. Deos later said he had no objections to keeping the road east of the lake. Further discussion during which Attorney Bettis reported that John Gale had told him he would pay the City \$5,000 or make a new lake for a permanent roadway through said Park. A motion was made by Councilman Anderson to accept the corrected agreement letter dated December 17, 1971, and signed by Wimer, with paragraph Number 9 increased to \$6,000 and item added to construct a 6 foot cyclone fence along the easterly park boundary (from  $\frac{1}{4}$  sec corner south) Said motion was later amended to read "V mesh fence." The amendment was seconded by Councilman Giger and carried by a vote of 5 yes and 1 no. Then the original motion was seconded by Giger and carried by a vote of 4 yes and 2 no.

Wimer reported that either State Engineer Boyd or Hopkins would meet with the Council regarding the improvement of South Ivy Street, in the near future.

Councilman Giger made a motion that the Mayor or Acting Mayor be authorized and directed execute and deliver, in the name of the City of Canby, a document to offer and accept a federal grant for sewer treatment work, under code 33 US Sec 466, for estimated project cost of \$315,700 and for federal grant of \$94,710. The motion was seconded by Councilman Lindsay and carried unanimously.

A motion was made by Councilman Giger, seconded by Lindsay and carried unanimously the Everett Wiggins sewage treatment construction contract be extended for a period of 30 days due to delays caused by slow delivery of materials and inclement weather.

Supt. Herbison called the Council's attention to hazardous practices and Ordinance violations existing at the cabinet shop on South Knott Street operated by David Zweigart. The operation had been inspected by the Public Works, Police and Fire representatives and all reported dangerous and unhealthful conditions existing. David Zweigart approached the Council and said he had been operating thusly for  $2\frac{1}{2}$  years without being molested but was now building and would move the cabinet shop to it within 60 days. After a period of discussion during which the Council requested that the Fire Marshal cause the immediate dangerous conditions to be eliminated, a motion was made by Councilman Raines, seconded by Giger and carried unanimously to accept the departmental reports.

Roger Montgomery protested further operations of the shop as being next door to his residence, and not in the proper zone.

A motion was made by Councilman Giger, seconded by Lindsay and carried unanimously by roll call vote that claims against the City be approved for payment and warrants drawn on the Treasurer in payment thereof.

A motion was made by Councilman Raines, seconded by Lindsay and carried unanimously authorizing the Supt. of Public Works to call for bids for gasoline, diesel and furnace fuels for the City for the coming year.

A motion was made by Councilman Raines, seconded by Giger and carried unanimously approving a recommendation to the State Liquor Control Commission that the license of McDaniel's Discount Foods be renewed.

Ordinance No. 548, AN ORDINANCE PROVIDING FOR THE PURCHASE RENTAL OF A BURROUGHS BILLING AND POSTING MACHINE FOR THE CITY OF CANBY was read on first reading by the City Attorney. A motion was made by Councilman Giger that Ordinance No. 548 be passed on first reading, posted in compliance with the City Charter and to come up for final action on January 17, 1972. The motion was seconded by Councilman Anderson. After a period of discussion involving pertinent data that was lacking from the Ordinance draft, Councilman Giger withdrew his motion and the draft was referred back to the Attorney for redrafting.

A motion was made by Councilman Anderson, seconded by Giger and carried unanimously that part time secretary Carol Yoder be transferred to the Fire Department from the Public Works.

Acting Mayor Braman appointed Charles Sandsness as a member of the Canby Utility Board for a three year term. A motion was made by Councilman Raines, seconded by Anderson and carried unanimously approving the appointment of Sandsness.

The Council voiced the need for a tape recording machine to be installed in the Council room.

An Ordinance committee meeting was announced for Tuesday evening at 7 o'clock.

Acting Mayor Braman advised Supt. Herbison that he was on the finance committee.

The Council discussed the dog control problem with the Police Department. A motion was made by Councilman Anderson, seconded by Raines and carried unanimously that the Acting Mayor direct a letter to the Clackamas County Board of Commissioners regarding funds to help control the dog problem.


Councilman Tate reported on a hearing before the State Boundary Commission that he and Planning Chairman Ross had attended recently that involved an application from Clarence VanDorn to annex a parcel of land to the City of Canby. Tate said the hearing had been postponed to January 19 to allow the City to study the matter. Attorney Bettis voiced opinion that the postponement was not sufficient and recommended that a member of the Boundary Board be invited to meet with the Council on January 3rd.

Myra Weston approached the Council requesting that Louie Cole's reemployment be given immediate consideration. Acting Mayor Braman said the Council was awaiting a report from a special committee appointed to study the matter. Councilman Giger said the members of the committee had not been able to get together.

The meeting was adjourned at 11:05 p.m.

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Acting Mayor

  
Recorder

December 20, 1971