

REGULAR MEETING OF

Canby City Council - August 16, 1971

The meeting was called to order by the Mayor at 8 p.m. followed by the traditional flag salute.

Roll Call: Present - Mayor Dinteman and Councilmen Braman, Giger, Raines and Tate.  
Absent - Councilmen Anderson and Lindsay.

Others present - Treasurer Evans, Utility Mgr. Rundle, Attorney Reif, Asst. Supt. Herbison and Budget board member Edgerton.

Mayor Dinteman reverently announced the recent death of Calvin Lewis, who had served the City as a member of the building code board of appeals, and called for a moment of standing silence in due respect.

A motion was made by Councilman Giger, seconded by Raines and carried unanimously to approve the minutes of the August 2nd meeting, with minor corrections.

A letter from Environmental Protection Agency was read which contained approval of the existing outfall installation from the Canby sewage treatment plant into the Willamette River. The letter said the cost of additional installation would not be justified.

Asst. Supt. Herbison read a letter from Canby High School Supt. MacKenzie regarding the complaint from Marvin Dack that a building was being built on school property adjacent to his property. A copy of the letter is attached to and becomes a part of the file copy of these minutes.

A motion was made by Councilman Giger, seconded by Tate 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.

Copies of the Treasurer's quarterly report were distributed to the officials. Treasurer Evans said he would issue monthly reports while the sewer and water bond money was being expended. Evans told the Council that the Auditor had recommended that some of the savings accounts be eliminated by consolidating with other accounts, but he said this would pose a problem in segregating interest earned by the individual accounts.

Councilman Giger reported progress in sewage treatment plant construction. Herbison reported some difficulty in obtaining proper concrete stress tests.

Councilman Tate reported on activities of the Police Dept. and commended the officers on their coverage of accidents and the fair activities. Tate said the sign at Baker Prairie Cemetery had been repaired and painted and set up at the original site.

Mayor Dinteman appointed Gordon Ross to succeed himself on the Planning Commission and appointed John Edgerton and Dr. David Neeley to replace Elsie Cutsforth and Al Godfrey whose terms had recently expired. A motion was made by Councilman Braman, seconded by Raines and carried unanimously confirming the appointments.

Mayor Dinteman told the Council that Councilman Lindsay was ill and that he felt that Lindsay's load on the Council should be lightened and therefore appointed Councilman Raines to chairmanship of the street committee. A motion was made by Councilman Tate, seconded by Braman and carried with one dissenting vote that "the Council not disapprove the Mayor's appointment of Raines."

Councilman Tate announced an Ordinance committee meeting to convene immediately after the adjournment of this meeting.

The Mayor announced a meeting for 7:30 p.m. on Thursday, August 19th between the Council, the Utility Board and the City Auditor to determine some accounting procedures between the Utility and the City.

Utility Mgr. Rundle said the water system development was progressing and that bids for the pumping and treatment structures would be opened at 7 p.m. on September 14th.

The meeting was adjourned at 8:40 p.m.

  
Mayor

  
Recorder

August 16, 1971

I READ THIS LETTER TO THE COUNCIL  
8-16-SDH.  
Union High School District No. 1

CLACKAMAS COUNTY

P. O. BOX 610 & CANBY, OREGON 97013

August 14, 1971

RECEIVED  
AUG 16 1971

Mr. Jarrel Richardson  
City of Canby  
Canby, Oregon 97013

Dear Mr. Richardson:

A protest regarding the construction of a pole building on the high school property was registered by Mr. Marvin Dack at a previous City Council meeting. Construction was stopped the following morning until the protest could be investigated and the matter resolved.

Possibly there was a misunderstanding regarding the use of the building. There was a feeling by some that it was to be used by our agriculture department as a laboratory situation for raising livestock. This is not the case. The building will be used primarily to house farm machinery used in our agriculture program. There will be two holding pens for farm animals. However, there would probably not be more than six animals at any time, and these would be housed only during the school day, and they would never be confined during the week end. The animals would be used strictly for instructional purposes.

The City Council should know that the proposed pole building plans were gone over with Mr. John Whitesaide, Public Works Superintendent for the City of Canby, by Mr. Barbarino, the contractor. The proposal was approved, along with the location, but Mr. Barbarino failed to secure a building permit before he started construction. School district personnel were not aware of plans for the Dack property and, therefore, cannot assume responsibility for the problem.

The Board of Directors of Canby Union High School have discussed the matter and have come to the following conclusions:

1. That the pole building be completed at the present site, and that the contractor secure the necessary building permit from the City of Canby.
2. That the building be moved to a location directly north and approximately four hundred feet from its present location. The cost of moving the structure to be born by Mr. Dack, should he request the new location.

Mr. Dack is to contact Mr. Compton, Chairman of the District School Board, on Sunday evening, August 16. We hope the matter can be resolved at that time. The school board is of the opinion that they were not in violation of any city ordinance, that the structure had been approved by the city engineer, and that its location fits the best interest of the school. They, therefore, feel that the expense of relocating should be born by the complaining property owner.

Mr. MacKenzie, Canby Union High School Superintendent, had in a letter to adjacent property owners stated that the building could be relocated near the center of the agriculture farm. However, the school board opposed this location because it might interfere with future building needs of the district.

The district school board is requesting the City of Canby to grant the necessary building permit in order that the structure can be completed previous to the opening of school this fall. Should this request be denied the city should show cause for denial, and state necessary steps in resolving the problem.

Sincerely,



Mr. Charles MacKenzie  
Superintendent  
Canby Union High School

ccs: Willard Compton, Chairman  
Canby Union High School Board of Directors

Marvin Dack  
Canby Community Clinic  
Church of Jesus Christ of Latterday Saints  
Wayne Baricello