

REGULAR MEETING OF
Canby City Council - April 20, 1970

The meeting was called to order by the Mayor at 8:01 p.m. followed by the traditional flag salute. Roll Call: Present - Mayor Housen and Councilmen Braman, Dinteman, Raines, Reinertson, Stevens, and Tatone. Absent - None. Others Present - Supt. Cox, Asst. Whiteside, Attorney Bettis, Fireman MacKenzie, Police Chief Walter, and Officer Nastasia.

Upon the Mayor's call for approval of the minutes of the meetings of April 6 and 14, Councilman Tatone advised that it be shown in paragraph nine of the minutes of April sixth that he abstained from voting on the approval of an engineer for the sewage disposal plant survey. Then Councilman Stevens moved that the minutes be approved as corrected, seconded by Dinteman, and carried unanimously.

Minutes of the Planning Commission meeting of April 8 were read and noted. An appeal to the City Council of a decision of the Planning Commission was filed by Marvin Dack and read to the Council by the Recorder. The Council set a Public hearing date for 7:30 p.m. on Wednesday, April 29 in consideration of Dack's appeal to rezone a 16.35 acre tract west of the end of Mundorf Road from R - 1 to R - 2. The Planning Commission had denied the request.

John Wilson Beck appeared before the Council with a prepared statement of complaint against the Canby Police Department and Officer Charles Nastasia in particular, charging that Nastasia had told the Council during the April 6 meeting of contacts with Beck regarding a traffic hazard adjacent to his building and other conversations with him and charging that Beck had become belligerent and uncooperative. Beck requested a public apology from Nastasia and a full investigation of the Police Department from the Chief on down. Beck further stated that Officer Nastasia had told the Council that Beck could cut a hole in the south wall of his building and load trucks from there instead of from the street side. Beck told the Council that Mrs. Ralph Atwood had reserved a 15 foot driveway adjacent to the south side of his building and that he had no access from that side.

Officer Nastasia offered an apology to John Wilson Beck, stating that he had him confused with John William Beck to whom a citation had been issued for parking a truck near a fire plug on South Ivy Street. To this, John William Beck, arose from the audience and said he would like to meet Officer Nastasia as he had never talked to him. This prompted the accusation that the statement Nastasia had made was false and therefore the apology was declared unacceptable by the complainant. Upon being questioned regarding the writing of the citation afore mentioned, Officer Nastasia said the citation was written by Officer Eugene Meeks. Then the question was posed as to what position Nastasia held to pursue a case cited by another officer.

Mayor Housen, after asking if anyone wished to make further comment regarding the complaint, declared the hearing closed at 8:30 p.m. and said that he would appoint a committee to make recommendations to the Council, in whose hands the final decision would rest. Upon Beck's request for a citizen's committee, the Mayor said the Council would review and consider that request. The question was posed, would the findings of the committee be made public. Mayor Housen's answer was, "yes".

The Council discussed the matter of the complaint against Nastasia later in the meeting and it was the opinion of at least three members of the Council that the case should be closed at that point and the matter dropped, but Mayor Housen was advised of his obligation to appoint a committee to study the matter and report to the Council. After a period of discussion, the Mayor appointed Councilman Dinteman as chairman of the committee and Al Tate as a citizen member, and directed the two to select a third member to act with them, and to render a recommendation to the Council as soon as possible.

Councilman Braman injected his opinion that there was a need for improvement in the police department for better public relations; to become better acquainted with the citizens.

John William (water) Beck asked when the Council began dispensing with the reading of the minutes in the meetings. When told it had been about 1½ years, his comment was that the audience was at a loss and advised going back to the old method. Attorney Bettis stated that the practice was legal and commonly practiced but that the minutes of any meeting would be read aloud upon request. Mayor Housen stated copies of the minutes were always available at the Recorder's office.

A delegation of scouts, with Howard Kyrk and Larry McNamee as spokesmen, approached the Council with a proposal to erect a scout and explorer building on City park property. The Council discussed the matter with them and Mayor Housen directed Councilman Reinertson and Asst. Supt. Whiteside to work with the committee in selecting a site and working out details before making a recommendation to the Council.

Supt. Cox reported that a survey of the City's traffic hazards and blind intersections had been made and steps were being taken to improve the conditions.

The Council discussed the matter of accepting a 10 year easement for a parcel of land to connect the newly located Baker Drive with the old East Street right of way. County Commissioner Fred Stefani told the Council that the County would revert a portion of a building lot back to Beauford Knight upon satisfaction that the afore mentioned right of way was secured by the City. The Council was reluctant to accept an easement with a termination date due to unforeseen conditions which might exist at the time of termination. The Mayor asked the Attorney to ask Knights for a dedication of the property or an easement with no term limit.

The Council discussed means of financing expansion and construction within the light department and directed Supt. Cox to arrange a meeting with the rate engineer of Bonneville Power Adm.

The Council discussed the tentative street paving program that had been submitted by Councilman Stevens at a prior meeting. A motion was made by Councilman Stevens, seconded by Dinteman, and carried unanimously to adopt the program as submitted. Stevens said the location of the required water lines and the construction of curb by the property owners would determine the sequence of paving. A list of the streets to be improved is attached to and becomes a part of the file copy of these minutes.

Supt. Cox reported a conference with State Highway engineers who specified that the construction of South Ivy Street must include: 44 feet between curbs, and storm sewer continuation to the river. Cox said this would require the moving of a power line and a considerable amount of fill dirt to back up the curb and sidewalk in addition to the additional cost of extension of the storm drain. Commissioner Stevens recommended that the Council meet with the State engineers and try to negotiate.

Claims presented for approval were discussed as follows: Charges for installation of 2 new telephones for fire department, D & D Concrete Constr. bill to be broken down to proper line item charges before payment and a bill from Pacific Northwest Bell for damages to a telephone cable on South Ivy Street as result of trenching with backhoe. Then a motion was made by Councilman Dinteman, seconded by Braman, 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.

Attorney Bettis read a prepared contract renewal draft between the Canby Disposal Service and the City of Canby for garbage collection service, extending the contract for 20 years, increasing collection rates and providing for termination and/or negotiating with proper notice any time during the term. After a number of corrections and changes were suggested by Andy DiTommaso, the contractor and the members of the Council, a motion was made by Councilman Stevens, seconded by Reinertson, and carried unanimously that Resolution No. XCV be adopted authorizing the Mayor and Recorder to sign the contract with the Canby Disposal Service after specific corrections were made.

Mayor Housen reminded the officials of a preliminary budget meeting scheduled for Tuesday evening, April 21. Councilman Tatone said he would not be present due to being out of town by illness in the family.

Monthly sewer service charges for the Community Swimming Pool were discussed and the Council directed the Supt. to make a survey of the number of showers and toilets involved.

Robert Westcott approached the Council in regard to poor night vision of stop signs on No. Grant street. The Council stated florescent signs might be the answer.

Robert Wagner approached the Council in regard to plans to build an LDS church building on property on S. Elm Street and Mundorf Road. The Council acknowledged prior notice of this which involves major water and sewer extensions to serve the property. Mayor Housen advised that the public works department conduct a survey and prepare estimates of the requirement. Wagner said the plans were to construct a Stake Center building valued at approximately one-half million dollars.

Councilman Tatone asked why the flag at Zion Memorial Park was not flown every working day instead of for special events only. Upon receiving no objections from the Council, Tatone directed that the flag be flown during normal working hours.

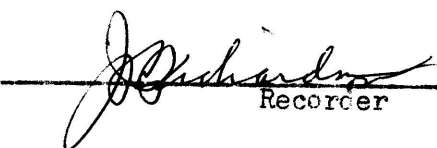
A motion was made by Councilman Reinertson and seconded by Raines that the City of Canby affiliate with the Columbia Region Association of Governments. Councilman Stevens objected to the contents of the motion as not being in the best interests of the City. Upon call for the question the motion was carried by a vote of four "yes" and two "no". Councilman Stevens requested that the records show that the "no" votes were cast by Councilman Stevens and Braman.

Councilman Haines requested permission to purchase a lawn mower for the sewer plant and to have the newly purchased property at the disposal site cleared of brush and leveled. There were no objections registered by the Council.

Mrs. Myra Weston, representing the Canby Herald, accused the Council of conducting meetings without proper notification to the press and objected to certain comments which she maintained were made to her by City officials.

The meeting was adjourned at 12:04 a.m.



Mayor

Recorder

PROPOSED STREET PAVING
1970

Average Paving Depth = 2"

1. Northwest Second Avenue (Elm St. to Cedar St.)
Width = 50' Length = 650' Tons A.C. = 400
2. Northwest Fourth Avenue (Douglas St. to Cedar St.)
Width = 50' Length = 320' Tons A.C. = 200
3. Northwest Fifth Avenue (Douglas St. to Cedar St.)
Width = 50' Length = 320' Tons A.C. = 200
4. North Douglas Street (N. W. 2nd Ave. to N. W. 5th Ave.)
Width = 50' Length = 810' Tons A.C. = 500
5. North Elm Street (N. W. 2nd Ave. to N. W. 4th Ave.)
Width = 50' Length = 560' Tons A.C. = 345
6. North Fir Street (N. W. 2nd Ave. to N. W. 4th Ave.)
Width = 50' Length = 560' Tons A.C. = 345
7. Northwest Virginia Avenue (Ferry Road Westerly 1300' to end)
Width = 40' Length = 1300' Tons A.C. = 640
8. North Washington Street (Virginia Ave. - Southerly 400' to end)
Width = 40' Length = 400' Tons A.C. = 200

Estimated Total Tons A.C. = 2830 Tons

Estimated Cost of Class "B" Mix A.C. = \$7.00/Ton

1970 Paving Cost = \$7.00/Ton x 2830 tons = \$19,810.00