

REGULAR MEETING OF  
Canby City Council - August 21, 1967

The meeting was called to order by the Mayor at 8:02 p.m.

Roll Call: Present - Mayor Housen and Councilmen Braman, Dinteman, Dresen, Giger, Stevens and Tatone. Absent - None.

Others Present - Supt Cox, Asst. Betz, Attorney Bettis, Police Chief Cole, Planning Commission Chairman Hulbert, County Commissioner Stefani and Sewer Plant operator McNamee.

Minutes of the meetings of August 7th and 18th were read and approved.

Planning Commission minutes of meetings of July 19 and August 16 were read and noted.

Mayor Housen declared the first order of business to elect a president of the Council. A motion was made by Councilman Braman and seconded by Stevens nominating Councilman Dinteman to that position. There being no further nominations, the Mayor declared Dinteman elected president of the Council by unanimous decision.

Mayor Housen then announced the following committee appointments:

Police and Park Department - Giger; Fire, Cemetery and Public Property - Dresen; personnel committee - Braman, Dresen, Stevens and Giger; Insurance Committee - Giger, Dinteman and Braman; representative to the Library Board - Dresen and representative to CRAG - Tatone.

The resignation from the Planning Commission by Councilman Dresen, was accepted by a motion made by Councilman Giger, seconded by Braman and carried unanimously. The Mayor announced that three vacancies then existed on the Planning Commission which would be filled soon and solicited suggestions of names for the positions. Names submitted then included Frank Deos, Ralph Hulbert, Jeanne Parsons and Earl Oliver.

Ordinance No. 508, AN ORDINANCE AUTHORIZING THE CITY OF CANBY TO ACQUIRE BY PURCHASE A PARCEL OF REAL PROPERTY AND PROVIDING FOR THE PAYMENT OF THE PURCHASE PRICE, was read on final reading by Attorney Bettis. A motion was made by Councilman Dinteman and seconded by Tatone that the Ordinance be adopted. After a lengthy period of discussion involving members of the Council and a number of persons in the audience, the question was called for and the resulting vote was 4 yes and 2 no and the Mayor declared the motion carried and Ordinance No. 508 adopted.

Frank Deos approached the Council in regard to the development of new baseball facilities on Canby Grade School property and requested that the present ball field be allowed to remain one more year at Wait Park due to the increased interest in baseball and softball. The Council indicated agreement with the request due to no immediate plans for other improvements of the area.

Upon a report by Councilman Braman that it was no longer necessary to formulate an assessment district to construct a sewer extension in N. W. 6th Avenue, a motion was made by Councilman Giger, seconded by Dinteman and carried unanimously that action of the Council taken at a regular meeting on June 5, 1967 with regard to a sewer improvement district under the Bancroft Bond Act in the area of N.W. 6th Avenue, be rescinded. Bids for the construction of said sewer construction were then read as follows:

J. N. Hicks - \$3,293.75 and Clark R. Hoover - ~~\$3,369.25~~ \$308.30

A motion was then made by Councilman Giger, seconded by Stevens and carried unanimously that the bid of J. N. Hicks in the amount of \$3,293.75 be accepted and to proceed with construction as soon as all money is in the Recorder's office. The Council then instructed the engineering department to prorate the cost on a front footage basis and bill the property owners accordingly.

A letter from CRAG, quoting the annual dues assessment as \$242.40 for Canby membership, was read and discussed. Clarification of CRAG's position in recommending applications for federal funds and other facts of its activities was made by County Commissioner Stefani and others. A motion was made by Councilman Giger, seconded by Braman and carried by a 5 to 1 vote that the City of Canby pay its dues and retain its membership in CRAG for another year.

Ordinance draft No. 504, providing for street naming, was discussed and the matter postponed to the next Planning Commission meeting when the Council and Planning Commission members agreed to conduct a thorough study.

The Recorder read pertinent parts of the annual report of the Canby City Library and a letter from the State Library setting September 5 as a tentative date for a State Library representative to meet with the Council and the City Library Board.

Copies of a revised work-study contract with Oregon State University were reviewed and authorized to be signed after the City Attorney reviewed and so advised.

Upon recommendation by the Planning Commission that a zone change application submitted by Richard Hill be accepted, a motion was made by Councilman Giger, seconded by Braman and carried unanimously that the Council accept the Planning Commission's recommendation and that 7 p.m.

August 21, 1967

Friday, September 8th be set as the time and date for a public hearing on the matter.

The Council discussed the resignation of office employee Velma Burkert, effective September 15 and authorized the Recorder to accept applications for her replacement.

Supt. Cox advised the Council that certain streets were being prepared for blacktopping and that he planned to start the paving the next Monday.

The Mayor referred renewal data for the City's Liability and false arrest insurance policies to the newly appointed Insurance Committee and directed them to confer with Agent Larry Hills in that regard.

Ordinance No. 498, AN ORDINANCE AMENDING THE ZONING MAP OF CANBY, was taken from the table by a motion made by Councilman Giger, seconded by Braman and which carried unanimously. Said Ordinance was then reread by Attorney Bettis. A motion was made by Councilman Giger, seconded by Braman and carried unanimously by roll call vote that Ordinance No. 498 be adopted and become a part of the laws of Canby.

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

Councilman Tatone reported a request for information from Mrs. ~~Fred~~ <sup>WILLIAM</sup> Dental regarding the use of a private home in the R-1 zone for church and Sunday school meetings. Mayor Housen referred the matter to the public works department for investigation.

The Council approved a request from Supt. Lee Cox for 3 days vacation, August 23 to 25th.

Supt. Cox reported, regarding the progress of the water source survey, that the Ranney field superintendent had cleared a site for the first stage of exploration and was trying to engage a driller to begin work.

The Council members discussed the tentative date set for an annual tour of City owned facilities and decided to postpone the tour until September.

Copies of the July police department report was distributed to the Council. Police Commissioner Giger read the recommendation of the police chief regarding probationary status of officers Coates and Meeks. The report recommended that officer Meeks be approved for permanent employment but officer Coates was not so recommended in that he was reported to be negligent and uncooperative to his duty in regard to night patrol and building security. A motion was made by Councilman Braman, seconded by Dinteman and carried unanimously that the Police Chief's recommendations be accepted and that officer Coates be notified by letter. The Council agreed that he would be entitled to a hearing before the Personnel Committee or the Council if he so requested.

A motion was made by Councilman Giger, seconded by Stevens and carried unanimously directing the Recorder to notify Cemetery Caretaker Clayton Yoder, by letter, reviewing the terms under which he was employed and that the Council would not consider any claim for overtime upon which there has been no basis established. A copy of the letter to Yoder is attached to the Recorder's file copy of these minutes.

After a period of discussion, a motion was made by Councilman Giger, seconded by Tatone and carried unanimously authorizing the purchase of chlorinator equipment for the water department at a cost of \$1,664. Supt. Cox reported to the Council that it was mandatory that new chlorinating equipment be obtained for both the water pumping station and the sewage disposal plant. The Council agreed that purchase of additional equipment for sewage treatment had previously been approved and needed no further authorization.

Upon a recommendation by Supt. Cox, a motion was made by Councilman Giger, seconded by Dinteman and carried unanimously that he be authorized to employ Joe Gary at \$2.85 per hour, in the water department.

The Council authorized the Supt. to notify the public through the Canby Herald of necessary watering restrictions during the remainder of the dry season.

The meeting was adjourned at 11:34 p.m.

  
Mayor

  
Recorder

THE CITY OF

INCORPORATED  
1893

*Canby*

GARDEN SPOT OF THE WILLAMETTE VALLEY

BOX "D"

CANBY, OREGON 97013

August 21, 1967

DR. ARTHUR K. GUILD, MAYOR  
JARREL R. RICHARDSON, RECORDER  
DON T. EVANS, TREASURER  
E. LEE COX, SUPT. OF PUBLIC WORKS  
WADE P. BETTIS, CITY ATTORNEY  
LOUIE COLE, CHIEF OF POLICE  
NORMAN CHRISTIANSEN, FIRE CHIEF  
RALPH R. HULBERT, CHR. PLANNING COM.

COUNCILMEN  
CARL A. BRAMAN  
WERNER DINTAMAN  
HOWARD GIGER  
LAWRENCE J. HOUSEN  
WILLIAM T. STEVENS  
JOHN P. TATONE

Mr. Howard Giger, Police Commissioner  
City of Canby  
Canby, Oregon 97013

Dear Sir:

It now becomes my duty to recommend to you, the Police Commissioner, and the members of the Canby City Council the approval or disapproval of two probationary officers of the Canby Police Department.

I. DONALD COATES: Approval not recommended.

1. Does not and will not handle building security, Will check (partial) the dark areas. Will not do foot patrol (building security) on street--does not believe in it.
2. Asks and receives contacts with County officer for extended period of time when such is not needed.
- 3/ Will work extra hour outside employment, but reluctant to do same for City. (Some larceny and vandalism cases extra hours worked--then only by and with a County officer.)
4. Other complains and items reported to Police Commissioner.
5. In general not doing the job he was hired for.

II. EUGENE MBEKS: Approval recommended.

1. Follows orders.
2. Needs more on job training and basic schooling which will soon be available.
3. Have had no complaints from the public.

Recommendations of the Council will be appreciated and adhered to.

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LOUIE COLE, Chief of Police

August 22, 1967

Mr. Clayton C. Yoder  
110 N. W. 2nd Avenue  
Canby, Oregon 97013

Dear Mr. Yoder:

Councilman Giger has reported to the Council that some time ago you submitted to him a time sheet indicating overtime claims against the City for work at the Zion Cemetery. No claim for overtime compensation has been filed as yet with the City, and the Council is at a loss to understand your purpose in submitting such a time record to Councilman Giger. If it is your intention to make a claim now or at some time in the future for overtime compensation or other compensation in connection with your employment as the Cemetery Caretaker, you are advised now that there is no basis for any such claim and the Council will not consider it.

At the regular City Council meeting of September 20, 1955, you were employed as Caretaker of the Cemetery at a salary of \$300.00 per month and under the terms and conditions as set out in the Cemetery Committee's Report which was filed with the Council at the same meeting and made a part of the minutes of that meeting. The report as then adopted and which has never been changed establishes conditions of your employment and provided as follows:

1. Wages--\$300.00 per month. Review in six months.
2. Working agreement--44 hours per week; Monday through Saturday noon. No Sunday burials. No Sexton on duty Sundays or holidays except on Memorial Day.

The following were prescribed as duties of the Sexton.

1. To work on records with the City Recorder.
2. To be present and make complete grave set-ups, including raising of a tent for each burial.
3. To take care of grounds.
4. Set up monuments as soon as possible weather permitting.
5. Report to City Council at every monthly meeting the activities at the Cemetery.

If you had some other purpose in mind when you submitted your time records to Councilman Giger, the Council would like to be informed about it.

This letter is written to you at the direction of the Canby City Council pursuant to action taken at a regular meeting of the Council on the 21st day of August, 1967.

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J. R. Richardson  
City Recorder