

REGULAR MEETING OF  
City Council, April 5, 1965

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

Roll Call: Present - Mayor Stefani and Councilmen Braman, Giger Guild, Harper, Housen and Read. Absent - None.

Others Present - Supt. Cox, Asst Bentz, Attorney Bettis, Police Chief Lindsay and Fire Chief Christiansen.

Minutes of the meeting of March 15 was read and approved. Minutes of the City Planning Commission meeting of March 17 was read and noted.

A letter from John B. Burgess in which he tendered his resignation from the Planning Commission was read. Mayor Stefani accepted the resignation and appointed Wyman Freeby to fill the vacancy on the Commission. The appointment was approved by the Council.

Letters from members of the legislature, were read, in which they expressed gratitude for the active interest the City Of Canby had been taking in measures before the assembly, principally those to do with increasing revenue to Cities.

A card of thanks from Ardelle Eppers and her family, for flowers sent to her father's funeral, was read to the Council.

The Mayor appointed Archie Markee and Richard Morse to the budget board to serve until March of 1968 and the appointments were concurred in by the Council. The date of April 26 was set for the first budget meeting and May 10 was tentitively set for the second meeting with committee and departmental meetings in the interim to compile data for the budget document.

Paul Ackerman appeared before the Council in the interest of the closure of North Elm Street through the school grounds. The Council discussed the previously agreed conditions with Ackerman and advised him to have the School Board initiate a definat proposal to the City.

Mr. and Mrs. Karl Wanner and John Vigus appeared before the Council in the interest of paving S. W. 7th Avenue, proposing to lay paving without curbs. The Mayor informed them that existing ordinances required curbs in place before asphaltic concrete could be layed and that any other type of surfacing was expensive and temporary. Supt Cox estimated the cost at \$2 per front foot for paving and \$1.30 for constructing curb. The matter was referred to the Street Commission for further investigation and a meeting with property owners along 7th Avenue.

Mrs. Nick Gash appeared before the Council to request that speed restrictions be posted and enforced along Knights Bridge Road. The Council discussed the matter with her and referred it to the Street Department for investigation and action.

Mrs. & Mr. Jacob Amstutz and Perry Bond appeared in support of a petition, filed earlier, requesting abatement of a nuisance alledged to exist on the Harold Workman property at S.E. 4th and Knott Streets. The Council discussed the matter and Attorney Bettis suggested that the Supt of Public Works with the Police and Fire Chiefs, survey the premises to determine the degree of nuisance that exists as prescribed in the governing ordinance. Mayor Stefani assured the delegation that the matter would be given the Councils study and consideration.

County Fairboard Chairman Steve Eyman and member Bob Elkins appeared at the Supts invitation to discuss plans with the Council for extension of water mains in the fairgrounds for more adequate fire protection. Water Commissioner Giger said an estimate of costs of pipe, hydrants and labor would be compiled to assist the Fairboard in budgeting for the project.

Discussion of the natural gas study was resumed and Councilman Guild made a motion that Ordinance No. 473, AN ORDINANCE GRANTING A NON-EXCLUSIVE GAS UTILITY FRANCHISE TO NORTHWEST NATURAL GAS COMPANY, be passed on final reading. Upon lack of responce to the Mayor's call for a second to the motion, the motion was declared dead for want of a second. After further discussion and comments from Robert Mahaffy, of the Ranson Company, a motion was made by Councilman Giger, and seconded by Housen that the City make provisions for the City's ownership ofagas system to be paid for by revenue bonds as proposed by Ranson and Company. Attorney Bettis explained the advantages of revenue bonds as opposed to general Obligation bonds and that the motion if passed would require a special election to amend the City Charter to authorize the City to enter into the natural gas distribution business. Earl Oliver spoke in favor of the motion and urged the Council to call for an election as soon as possible. Richard Morse spoke against the motion and in favor of a franchise being granted to Northwest Natural Gas Co.

Mayor Stefani then called for a vote on the motion which resulted in a 5 to 1 vote in favor of the motion. The Council then authorized the Attorney to proceed with legal provisions for a special election to amend the Charter. Archie Markee arose to urge the community support to the Council decision in that the Council members were elected to represent the public and that they were well informed on the gas distribution matter and deserve support of the public in their decisions.

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

Resolution No. LII, A RESOLUTION PERTAINING TO COSTS INVOLVED IN CONSTRUCTION OF SEWER AND WATER LINES ALONG TERRITORIAL ROAD AND EQUITIES THAT SHOULD BE ASSUMED BY EACH PROPERTY OWNER ADJACENT THERETO, was read by Attorney Bettis. A motion was made by councilman Giger, seconded by Braman and carried unanimously that Resolution No. LII be adopted and be filed as a policy of the City of Canby.

Ordinance No. 481, AN ORDINANCE RELATING TO TIME FOR PAYMENT OF UTILITY BILLS BY PUBLIC CORPORATIONS; AMENDING ORDINANCES No. 314, 327, and 370; AND DECREASING AN EMERGENCY, was read on

final reading by the City Attorney. A motion was made by Councilman Giger, seconded by Harper and carried unanimously by roll call vote that Ordinance No. 481 be adopted and become a part of the laws of Canby.

Mayor Stefani called attention to a hearing on April 12 before the Clackamas County Board of Adjustment to consider the application of Robert Torgeson to establish a sanitary landfill garbage disposal site on property south of the city park adjacent to the Molalla River. Chairman Braman of the Mayor's special committee on garbage disposal reported the committee's recommendation that the City authorize a 10 Year franchise agreement to Torgeson for a \$10 per year franchise fee in addition to a business license and that charges for collections include \$1.75 per month for residential and from \$1.75 to \$11.50 for daily service. A motion was made by Councilman Guild, seconded by Harper and carried unanimously to adopt the recommendations of the committee.

Monthly reports were given by the Fire Chief, Police Chief and City Recorder. An announcement of an industrial safety meeting at the fire hall on Wednesday evening, April 7 was made and the Council members invited to attend.

Commissioner Read reported that underground electrical system was being installed at the Country Club Estates and that the City crew had assisted in the installation and adjustment of additional flood lights at Wait Park ball field.

Commissioner Braman reported landscaping completed at the disposal plant and the installation of equipment to utilize sewer gas to heat the digesters; also that all money was in for the construction of a sewer main on So Knott Street and plans were being approved for construction of same that plans were being completed for a sewer main extension on Amrine Road and that a sewer roding machine was being built at the City Shop.

Commissioner Guild reported that the Locust trees in wait Park had been pruned but that some of them would have to be removed and he suggested inspersing the remaining locusts with Sequoias. The Council discussed the care and watering of the sequoia trees on North first street and recommended that the soil be mulched.

Commissioner Harper reported a request for street lighting in the Filbert Grove addition and said that he was working out a plan with the Light Dept. He also reported the completion of a storm sewer extension on South Grant Street preparatory to paving.

Commissioner Giger reported having received an indication that the Canby Fruit Packers plan to expand and would require additional water. It was suggested that a water source at the cemetery might be developed to furnish water to the fruit packers in addition to irrigation for the cemetery.

Supt Cox reported that the well at the site of the former residence in the north portion of the cemetery had produced 200 gallons per minute and that the public works crew removed 185 feet of pump column from the well when it was abandoned. Councilman Guild said that well driller Beck was able to clean the well to a depth of 65 feet only and pronounced the well dry. The Council advised that further investigation be made regarding the matter.

The Council granted approval to Supt Cox to attend a meeting of the American Publics Works Assn at Eugene on April 16 and also granted approval to Recorder Richardson to attend the annual Oregon Traffic Court Conference at Eugene April 15 to 17.

The Council discussed the proper procedure in establishing speed control areas, to which Supt Cox suggested that a meeting be held to determine the procedure and to establish definite speed zone systems to be approved by the Council.

Mayor Stefani invited the Council's reaction to the possibility of relocating the reconstructed American Legion building on property other than the present location in the block with Wait Park. Discussion followed relative to the city securing property that could be traded to the Legion for the present site.

The Mayor reported that the Business License Ordinance Committee was compiling material for recommendations to amend the present ordinance which would provide for licensing of minor activities.

Attorney Bettis displayed a copy of the recently compiled Ordinance codification and complemented the League of Oregon Cities for the good work. He said that he would proof read the copy for accuracy before other copies were made.

The Meeting was adjourned at 11:26 p.m.

  
Mayor

  
Recorder