

REGULAR MEETING OF  
Canby City Council, April 19, 1965

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

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

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

Minutes of the meeting of April 5 was read and approved with one addition, that on page 2, paragraph 2, the words "per week" be inserted after the figure of "\$14.50".

Mayor Stefani reported on a meeting with the American Legion Building Committee in regard to the feasibility of relocating the legion building on property other than the original site in Block 14 OTS. After a period of discussion a motion was made by Councilman Housen, seconded by Giger and carried unanimously that the City relinquish the Legion from any further possibilities of relocating the building.

A motion was made by Councilman Giger, seconded by Braman and carried unanimously to approve an application from Ted Marlatt for a permit to occupy a trailer house in the County Fairgrounds until July 1, 1965.

A motion was made by Councilman Read, seconded by Giger and carried unanimously that the former Woods Realty building on S.E. 1st Avenue be billed at the commercial electric rates in that three commercial business were reportedly housed in the building as of late.

Mayor Stefani announced that no member of the Canby Planning Commission would accept appointment to the Clackamas County Planning Commission Advisory Board, therefore the position would remain unfilled.

A motion was made by Councilman Giger, seconded by Braman and carried unanimously approving the transfer of \$5000 from the Bond Savings Account and \$281.25 from the Bond Interest Savings account to the City General Fund to cover bond retirement and interest due May 1st on Series #1 Bancroft Bonds.

A questionnaire from the State Hiway Dept., requiring park and recreation expansion estimates, was referred to Commissioner Guild for study.

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

Resolution No. LIII, A RESOLUTION PROVIDING FOR A SPECIAL ELECTION TO BE HELD IN THE CITY OF CANBY, FOR THE PURPOSE OF SUBMITTING TO THE LEGAL VOTERS THE QUESTION OF AMENDING THE CANBY CITY CHARTER, FOR THE PURPOSE OF GRANTING TO THE CITY COUNCIL THE POWER TO CONSTRUCT, OWN AND OPERATE A GAS UTILITY SYSTEM, AND PAY THE COSTS THEREOF BY ISSUING AND SELLING NEGOTIABLE REVENUE BONDS, PAYABLE ONLY FROM NET REVENUE DERIVED FROM OPERATING SAID GAS SYSTEM, was read before the Council, by the City Attorney. After a period of discussion, including the agreement on an election date of May 24, 1965, a motion was made by Councilman Giger, and seconded by Housen that Resolution No. LIII be adopted. Upon the call for question, Mayor Stefani ordered a roll call vote which resulted in an affirmative vote of 5 to 1. The Mayor then declared the adoption of Resolution No. LIII.

The County Planning Commission Adjustment Board's denial of Robert Torgeson's application for waiver of certain restrictions pertaining to sanitary land fill sites, was discussed by the Council and Mayor Stefani stated his reluctance to appear before the board without more accurate knowledge of the City's wishes and position in the matter. After further discussion, a motion was made by Councilman Giger, seconded by Braman and carried unanimously that a letter be sent to the County Planning Commission, describing the City's position in desiring the approval of a dump site near Canby and regarding the approval of the site in question. Mayor Stefani directed the City Attorney to compose a letter for his signature. Committee Chairman Braman reported that a proposed garbage contract revision was being drafted for the Council's consideration.

Ordinance no. 482, AN ORDINANCE FIXING A DAY FOR PUBLIC HEARING ON THE QUESTION OF ANNEXING ADJOINING LANDS TO THE CITY OF CANBY; PROVIDING FOR NOTICE OF SUCH HEARING; AND DECLARING AN EMERGENCY, was read on first reading by Attorney Bettis. Discussion by the Council revealed the proposed hearing date as June 7 and the area proposed for annexation as Tracts 54, 55 and 56 of the Pruneland Subdivision. A motion was made by Councilman Harper, seconded by Giger and carried unanimously that Ordinance No. 482 be passed on first reading, posted in compliance with the City Charter and to come up for final reading and action on May 17, 1965.

The Council was informed that J. R. Willis of Hillsboro had applied to turn two spaces of cemetery property back to the City for refund. Mayor Stefani stated that approval of the claim voucher constituted authority to complete the transaction.

The Committee composed of Supt. Cox, Chief Lindsay and Chief Christiansen, reported its findings in a survey of the Workman Construction Co. yard, as a result of an abatement petition previously received by the Council.

The report included the following statements, " a typical construction lot; not too suitable in a residential area; value of adjoining property understandably effected; an attractive

nuisance to children; street too narrow for maneuvering of long trucks; Harold Workman not available for interview; Mr. Workman Sr. quoted as saying he had urged fencing of the lot; questionable fire hazard including barrels and oil soaked lumber".

The Council directed that a letter with a photocopy of the petition be mailed to Harold Workman and that the petitioners be notified of the Council's action.

The Recorder reported that 15 complete sets of the recently codified City Ordinances were in his possession. Attorney Bettis recommended that the codification be accepted and made ready for distribution. A motion was made by Councilman Guild and seconded by Harper that a deposit of \$25 be required of anyone except city officials who wished to check out a copy. After a period of discussion, Councilman Guild withdrew his motion in favor of the following proposal: Councilman Guild moved that copies of the City Ordinance compilation be sold to interested parties at cost of \$125 per set and that copies be placed in the City Library for public use without charge but not to be removed and that copies be furnished to the Mayor, each Councilman, the City Attorney and City Department Heads without charge. The motion was seconded by Harper and carried unanimously.

Supt Cox presented a petition from property owners requesting the construction of the extension of Knott street from Virginia south to N. E. 4th Avenue. The Council reviewed the petition and found the signatures of two property owners missing. After considerable discussion, a motion was made by Councilman Guild, seconded by Braman and carried unanimously that upon tender to the City of sufficient deed conveying fee title of property dedicated to extend North Knott street from Virginia to N. E. 4th Avenue and upon construction of the street area to meet City street specifications; that the deed be recorded and the street accepted as a City Street and that the City then accept responsibility for the maintenance thereof.

Supt Cox reported to the Council that a party had approached him for a building permit and stated that he had purchased the Logsdon lot on South Ivy Street, Said Logsdon lot had been proposed as right-of-way for the extension of S.W. fourth Avenue from Ivy to Fir Streets.

Commissioner Harper reported that a request had been received to pave S. W. 2nd Avenue from Elm Street west; that he was arranging for a meeting of property owners on S. W. 7th Avenue in the interest of paving and that the time is right to consider the extension of Boe Avenue east.

Mayor Stefani read a letter from Attorney Bettis revealing that the case of City of Canby Vs. Mr. & Mrs. Walter Schmiezer had been dismissed in circuit court, in that the Schmeizers had removed their trailer house from their property and were in the process of building a residence thereon.

Commissioner Giger reported that the County Fairboard had agreed to budget for at least one-half the cost of extending water mains in the Fairgrounds for additional fire protection.

Commissioner Harper reported that the Public Works and Police Depts. had made an extensive survey of the requirements for street signs, city limit signs, speed signs, business license requirement signs and other requirements at all entrances to the City.

Commissioner Housen took under advisement, the reiterated suggestion that it be considered to replace the police patrol car annually.

The Council discussed with the electrical department, the feasible departure from a conventional underground electrical installation, as suggested for the Westwood Acres subdivision.

Commissioner Read called the Council's attention to the Northwest Public Power Association's protests to certain phases of the Bonneville Power Adm. proposed wholesale rate revisions. After a period of discussion, a motion was made by Councilman Braman, seconded by Harper and carried unanimously that the City of Canby urge the Federal Power Commission and other federal officials to consider the recommendations of the Northwest Public Power Assn.

The Meeting was adjourned at 11:12 p.m.

  
Mayor

  
City Recorder