

**CANBY CITY COUNCIL
CITY COUNCIL WORK SESSION
August 7, 2013**

Presiding: Mayor Brian Hodson

Council Present: Clint Coleman, Tim Dale, Greg Parker, and Ken Rider. Councilor Traci Hensley was absent.

Staff Present: Greg Ellis, City Administrator; Joseph Lindsay, City Attorney, and Kim Scheafer, City Recorder.

Others Present: Keith Galitz, Duke Dexter, Dave DeVore, Alan Galloway, and Karen Stewart.

Mayor Hodson called the Work Session to order at 6:03 p.m. in the City Hall Conference Room.

The Council met in a Work Session to discuss a model telecommunications ordinance.

Joseph Lindsay, City Attorney, used language from the LOC's model ordinance and the one from Berry, Elsner & Hammond to modify the City's current Code. He suggested changing the term carrier to provider; changing the definition of telecommunications provider and service; adding an annual registration fee; and setting the franchise rate the same for all. He also suggested creation of a privilege tax for use of rights-of-way for those with no franchise, but who were using the facilities without owning the facilities. The penalty clause would be the same rate as the franchise fee.

There was discussion regarding enforcement and whether or not to add a registration fee and either lower or offset the franchise fee to equalize providers.

Commissioner Parker suggested staff come up with policy options for the Council and the effects of each.

Mayor Hodson thought staff could flesh out the following: defining the rights-of-way, setting up a registration fee, crediting that registration fee for existing companies that had a franchise, and assessing a penalty clause to match the franchise fee.

The Council wanted aerial right-of-way included as an option, approved the concept of a registration fee and credit for currently existing franchise holders, and the right-of-way fee should match the franchise fee percentage.

Staff would bring this back when it fit in the Council schedule.

Mayor Hodson adjourned the Work Session at 6:50 p.m.

**CANBY CITY COUNCIL
REGULAR MEETING MINUTES
August 7, 2013**

Presiding: Mayor Brian Hodson

Council Present: Clint Coleman, Tim Dale, Greg Parker, and Ken Rider. Councilor Traci Hensley was absent.

Staff Present: Greg Ellis, City Administrator; Joseph Lindsay, City Attorney; Amanda Zeiber, Asst. City Administrator/HR Director; Julie Wehling, Transit Director; and Kim Scheafer, City Recorder.

Others Present: Bob Cornelius, Kevin Hayes, Dawn Depner, Terry Tolls, Rich Stanton, Robert Zimmer, Nancy Muller, and Bob Backstrom.

CALL TO ORDER: Mayor Hodson called the Regular Meeting to order at 7:30 p.m. in the Council Chambers followed by the opening ceremonies.

COMMUNICATIONS: None.

CITIZEN INPUT & COMMUNITY ANNOUNCEMENTS: Kevin Hayes was a television producer from Nashville who was getting ready to do a show in the City of Canby called Indie Backroads. Each show took three independent musicians, never having met before, who would play songs together. He invited the Council to the show to fill the audience. It would be held this Saturday at The Place To Be Café. This would be a pilot show to be pitched to a network.

MAYOR'S BUSINESS: Mayor Hodson wanted consensus to direct staff to move forward with the 3rd Avenue City Center/Library project to present to the Urban Renewal Agency in October. The direction was to look at the property, a two story option, costs in light of the bond, possible phased approach, funding options, relocation of staff, renovation costs, following up with the County for the grant, and any further action steps or decision points.

****Councilor Coleman moved to direct staff to move forward with a 3rd Avenue option for the City Center/Library project. Motion was seconded by Councilor Parker and passed 4-0.**

Mayor Hodson said the City hosted a summit for businesses in the advanced manufacturing metals and machinery industry. The Downtown Parking Task Force had a great turnout for their meeting.

COUNCILOR COMMENTS & LIAISON REPORTS: Councilor Coleman reported on the last Planning Commission meeting where the Fred Meyer fuel station was forwarded to the Council with a recommendation for approval. The Clackamas County Fair would be held next week. The *Canby Herald* had great information about all of the events. He also attended the Chamber Luncheon and the Traffic Safety Commission meetings.

Robert Backstrom, Traffic Safety Commission member, spoke about the duties of the Commission and what they were working on. The Commission met the first Friday of each month at 8:30 AM at the Public Works Shop on NE Territorial Road. There was a large amount of traffic that bypassed Canby on the north side and had been affecting livability and the Commission was working on solutions.

Councilor Dale attended the Chamber luncheon. People could reserve tickets for the rodeo on line. Canby Utility was proceeding with their rate plan as BPA had finalized its every other year power increase.

Councilor Parker said several thousand people came to Harefest at The Wild Hare. He attended the picnic at Locust Street Park hosted by Bridging Cultures. At the picnic he heard about communication issues with the Police Department and wanted to work with the City Administrator and Police Chief to address them.

Councilor Rider attended the Transit Advisory Committee meeting where plans to move to Sequoia Parkway in October or November were discussed. Jake Allen was Rider of the Month and won a free pass for the month of June. During Fair week people could take a shuttle from Fred Meyer to the Event Center for a \$1 fee. The shuttle would not be running on Sunday.

CONSENT AGENDA: **Councilor Dale moved to adopt minutes of the July 17, 2013 City Council Regular Meeting and a Change of Ownership Liquor License for The Mini Chef Restaurant & Lounge. Motion was seconded by Councilor Coleman and passed 4-0.

RESOLUTIONS & ORDINANCES: Resolution 1171 – Mayor Hodson said the goals were broad to allow staff to fill in the action items. There was a question raised about voting on the goals without the full Council. Mayor Hodson made suggested changes to the goals.

The goals would be updated and the resolution brought back on August 21.

Ordinance 1383 – Councilor Parker asked if all the buses would be parked at this location.

Mr. Ellis said all except the three large buses and two of those would be parked at the Transit Center and one at Public Works.

Julie Wehling, Transit Director, confirmed there are surveillance cameras at the Transit Center.

****Councilor Parker moved to adopt Ordinance 1383, AN ORDINANCE AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE A LEASE AGREEMENT WITH ZIMMER VENTURES, LLC, FOR THE RENTAL OF PROPERTY FOR CANBY AREA TRANSIT OFFICES AND PARKING; AND DECLARING AN EMERGENCY. Motion was seconded by Councilor Rider and passed 3-1 by roll call vote with Councilor Dale opposed.**

Ordinance 1384 – Councilor Coleman suggested inviting Congressman Kurt Schrader to share solutions and ideas for making structural changes to PERS.

Mayor Hodson suggested a work session or town hall and invite other State representatives to discuss the issue further.

****Councilor Dale moved to adopt Ordinance 1384, AN ORDINANCE COMMITTING PERS CONTRIBUTION STABILIZATION RESERVE TO BE USED TO OFFSET FUTURE PERS RATE INCREASES. Motion was seconded by Councilor Parker and passed 4-0 by roll call vote.**

NEW BUSINESS: Discussion Regarding Council Vacancy – Mayor Hodson said the advertisement for the Council vacancy would be posted tomorrow and the deadline was August 30 at 5 p.m. Interviews would be held on September 18.

Council consensus was to advertise the vacancy until August 30 and conduct interviews at the September 18 City Council Meeting.

ADMINISTRATOR'S BUSINESS & STAFF REPORTS: None.

CITIZEN INPUT: None.

ACTION REVIEW:

1. Approved the Consent Agenda.
2. Directed staff to pursue options for a civic building and library as outlined.
3. Resolution 1171 would be brought back at the August 21 meeting with revised language to the goals.
4. Adopted Ordinance 1383.
5. Adopted Ordinance 1384.
6. Directed staff to advertise for the City Council vacancy until August 30, 2013, with interviews to take place at the September 18 Council Meeting.

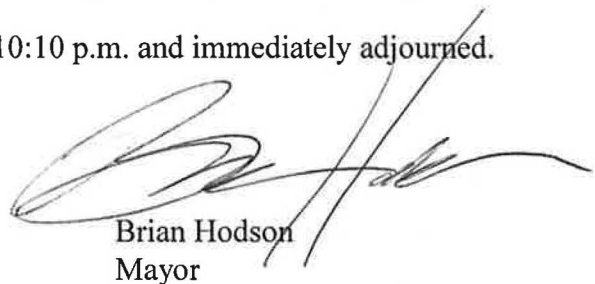
Mayor Hodson read the Executive Session Statement and recessed the regular meeting at 8:15 p.m.

****Councilor Dale moved to go into Executive Session pursuant to ORS 192.660(2)(i) Performance Evaluation of Public Officer, ORS 192.660(2)(d) Labor Negotiations, and ORS 192.660(3) Labor Negotiations. Motion was seconded by Councilor Rider and passed 4-0.**

Mayor Hodson reconvened the Regular Meeting at 10:10 p.m. and immediately adjourned.



Kimberly Scheafer, MMC
City Recorder



Brian Hodson
Mayor

Assisted with Preparation of Minutes - Susan Wood