

**CANBY CITY COUNCIL  
REGULAR MEETING MINUTES  
May 19, 2010**

**Presiding:** Mayor Melody Thompson.

**Council Present:** Richard Ares, Jason Padden, Walt Daniels and Robert Bitter. Councilors John Henri and Brian Hodson were absent.

**Staff Present:** Greg Ellis, City Administrator; John Kelley, City Attorney; Bryan Brown, Planning Director; Catherine Comer, Economic Development and Urban Renewal Director; Ami Keiffer, Main Street Manager; and Kim Scheafer, City Recorder.

**Others Present:** Bob Austin, Kathy Robinson, Cam Gilmour, Bob Cornelius, Bev Doolittle, Dan McElhinny, and Kevin McElhinny.

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

Catherine Comer, Economic Development and Urban Renewal Director, introduced Ami Keiffer as the new Main Street Manager.

Ms. Keiffer spoke about her background and said there would be a Main Street Kick-Off meeting at 7:30 a.m. on June 24 at the Canby Pub and Grill Annex.

National Senior Health & Fitness Day Proclamation – Mayor Thompson presented Kathy Robinson, Canby Adult Center Director, with a proclamation proclaiming May 26 as National Senior Health & Fitness Day. Ms. Robinson discussed the activities at the Adult Center that promoted senior health and fitness.

Presentation on Countywide Vehicle Registration Fee – Bob Austin, Clackamas County Commissioner, gave a presentation on a proposed countywide vehicle registration fee. House Bill 2001 included provisions for specific counties to enact a vehicle registration fee between 2010-2013. He explained the fee would go towards the reconstruction of the Sellwood Bridge. He discussed the rating and cost for the bridge. Construction could start as early as 2012.

Cam Gilmour, Director of Clackamas County Department of Transportation and Development, said they were trying to gather feedback that night. Once enough money had been raised for the bridge, the fee could be used for other purposes.

Councilor Ares said he thought it would go over better in Canby if the money collected in Canby could be used toward the roads as opposed to the bridge.

Mr. Gilmour said until 2013, the fee would have to go towards the bridge. He also discussed the agencies that would contribute to the fee and the need for the bridge improvements. There would be further discussion before the fee was implemented.

**COMMUNICATIONS:** Bryan Brown, Planning Director, said there would be a meeting at 6:00 p.m. on May 25 in the Council Chambers for the public to discuss alternatives to address

future downtown street congestion and safety concerns. A public open house would be held at 6:30 p.m. on May 27 at the Adult Center to review the draft Transportation System Plan update.

**CITIZEN INPUT & COMMUNITY ANNOUNCEMENTS:** Dan McElhinny said his son was working on a merit badge for Boy Scouts.

**MAYOR'S BUSINESS:** Mayor Thompson said the City had shown its commitment to downtown by funding a downtown manager who would promote activities downtown and coordinate applications for grant funded programs. She also discussed the Council's goals which were posted in the Council Chambers.

**COUNCILOR COMMENTS & LIAISON REPORTS:** Councilor Ares said he had people comment that the Council goals were brief. The goals were intended to be fleshed out by staff to develop the plan and budget to meet the goals. The Canby Adult Center was in the process of negotiating a new Interagency Agreement with the City. The Parks & Recreation Advisory Board had discussed amenities that would be in the Northwoods Park at their last meeting. Ms. Beth Saul was passing her park duties to Matilda Deas. They had also discussed the need to work more closely with the CAPRD Board. A decision needed to be made as to what CAPRD was going to take to the voters. Time was running out and they needed to get something before the voters that they would accept and fund.

Councilor Padden said the Library Board was looking at evaluating hours at the Library.

Councilor Daniels said ridership was up for some transit routes and two new buses had been ordered. He explained the third grade program at the Historical Society.

Councilor Bitter had attended the National Main Street Conference. He also attended the Canby Utility Board meeting where Scott Taylor had been presented with gifts in appreciation of his service on the Board. Canby Utility was also trying to get more information regarding the contract with Bonneville Environmental Foundation. There was also a presentation regarding financing for the new service center. He also attended the Southwest Neighborhood Association meeting where he presented the Council goals and discussed the Transportation System Plan.

**CONSENT AGENDA:** **\*\*Councilor Daniels moved to approve the minutes of the May 5, 2010 City Council Regular Meeting; appointment of Therese Carson to the Bike & Pedestrian Committee for a term to end on June 30, 2012; reappointment of Elaina Canutt to the City Budget Committee for a term to end on June 30, 2013; reappointments of Ryan Oliver and Herlene Benson to the Parks & Recreation Advisory Board for terms to end on June 30, 2013; and appointment of Donald Smeback to the Transit Advisory Committee for a term to expire on March 31, 2013. Motion was seconded by Councilor Padden and passed 4-0.**

**PUBLIC HEARINGS:** Dangerous Building Abatement – John Kelley, City Attorney, said the building had been taken down so no public hearing was necessary. He spoke with the Code Enforcement Officer and she said they were working diligently to clean it up.

SNC 10-01 NE 11<sup>th</sup> Place – Mr. Brown said this short segment of street dead-ended against the Molalla River Logging Road. The street sign said 11<sup>th</sup> Place but the official name by ordinance was 11<sup>th</sup> Avenue. The proposal was to rename the street from NE 11th Avenue to NE 11th

Place. The Planning Commission recommended approval of the change. Direct mailings went out to those people involved and no comments had been received.

Mayor Thompson opened the public hearing at 8:40 p.m.

There were no public comments.

Mayor Thompson closed the public hearing at 8:40 p.m.

**\*\*Councilor Ares directed staff to come back with the appropriate ordinance to change the name of the street from 11<sup>th</sup> Avenue to 11<sup>th</sup> Place. Motion was seconded by Councilor Daniels and passed 4-0.**

City of Canby Master Fee Schedule – Greg Ellis, City Administrator, said that staff had compiled a master schedule of fees for services. Some of the fees were increased to cover the cost of labor.

Mayor Thompson opened the public hearing at 8:45 p.m.

There were no public comments.

Mayor Thompson closed the public hearing at 8:45 p.m.

**\*\*Councilor Ares moved to adopt Resolution 1059, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CANBY, OREGON, SETTING FEES FOR SERVICES. Motion was seconded by Councilor Padden and passed 4-0.**

#### **RESOLUTIONS & ORDINANCES:**

Resolution 1060 - **\*\*Councilor Daniels moved to adopt Resolution 1060, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CANBY, OREGON, ADOPTING REASONABLE MEASURES TO ENSURE THE INTEGRITY OF ITS RECORDS AND EFFECTIVENESS OF ITS OFFICE OPERATIONS AND REPEALING RESOLUTION 686. Motion was seconded by Councilor Padden and passed 4-0.**

Resolution 1061 - **\*\*Councilor Padden moved to adopt Resolution 1061, A RESOLUTION TO RATIFY THE CONTRACT EXTENSION BETWEEN THE CITY OF CANBY (CITY) AND THE LOCAL 350-6 AFSCME COUNCIL 75 AFL-CIO (UNION) FOR THE PERIOD FROM JULY 1, 2010 THROUGH JUNE 30, 2011. Motion was seconded by Councilor Daniels and passed 4-0.**

Ordinance 1327 - **\*\*Councilor Bitter moved to adopt Ordinance 1327, AN ORDINANCE AMENDING CANBY MUNICIPAL CODE (CMC) CHAPTERS 3.20.070 AND 4.12.030 BY REMOVING AMOUNTS FOR FEES AND SETTING THEM BY RESOLUTION; AMENDING SECTION 5.04.210 BY REQUIRING A FEE FOR THE TRANSFER OR ASSIGNMENT OF BUSINESS LICENSE; AMENDING SECTION 5.16.030 BY REMOVING AMOUNTS FOR FEES AND SETTING THEM BY RESOLUTION; ADDING SECTION 6.04.060 REQUIRING A SPECIAL ANIMAL PERMIT FEE; AMENDING CHAPTERS 6.08.070, 8.20.040, AND 8.20.070 BY REMOVING AMOUNTS FOR FEES AND SETTING THEM BY RESOLUTION; ADDING SECTION 8.20.105**

**SETTING FEES BY RESOLUTION; AND AMENDING CHAPTERS 9.08.030, 10.04.090, 10.04.095, 10.12.010, 10.12.020, AND 15.08.060 BY REMOVING AMOUNTS FOR FEES AND SETTING THEM BY RESOLUTION. Motion was seconded by Councilor Daniels and passed 4-0 by roll call vote.**

**NEW BUSINESS:** TA 10-01 – Mr. Brown said a public hearing had been held at the Planning Commission meeting and there was no public input given at that meeting. This was a housekeeping amendment to have the Land Development Ordinance and Zoning Ordinance match the Council's operating policies regarding the appointment of Planning Commissioners. The appointment would be by the City Council upon a recommendation of the Mayor, Council Liaison to the Planning Commission, and Planning Commission Chair. This had been the practice, but now it would be reflected in the documents. The Planning Commission approved the text amendment.

**\*\*Councilor Padden moved that the City Council approve Text Amendment No. TA 10-01 as presented based on the findings in the attached Planning Commission recommendation and directed staff to present Council with an ordinance to codify this amendment. Motion was seconded by Councilor Bitter and passed 4-0.**

**CITY ADMINISTRATOR'S BUSINESS & STAFF REPORTS:** Mr. Ellis said that Sergeant Cunningham had done a great job during a recent robbery incident. Extradition had been applied for regarding the suspect in the gang shooting several weeks ago.

Mr. Ellis said updates had been made to the Customer Service Handbook. He had lunch at the Canby Adult Center on May 17.

**CITIZEN INPUT:** None.

**ACTION REVIEW:**

1. Approved the Consent Agenda.
2. Directed staff to bring back an ordinance regarding the street name change to NE 11<sup>th</sup> Place.
3. Adopted Resolution 1059.
4. Adopted Resolution 1060.
5. Adopted Resolution 1061.
6. Adopted Ordinance 1327.
7. Directed staff to bring back an ordinance to codify the amendment regarding TA-01.

**\*\*Councilor Daniels moved to go into Executive Session pursuant to ORS 192.660(2)(h) Pending Litigation. Motion was seconded by Councilor Ares and passed 4-0.**

Mayor Thompson read the Executive Session format and recessed the Regular Meeting at 9:07 p.m.

Mayor Thompson adjourned the Regular Meeting at 9:20 p.m.



Kimberly Scheafer, CMC  
City Recorder



Melody Thompson  
Mayor

Assisted with Preparation of Minutes - Susan Wood