

**CANBY CITY COUNCIL
REGULAR MEETING MINUTES
October 6, 2010**

Presiding: Mayor Melody Thompson.

Council Present: Richard Ares, John Henri, Walt Daniels, Robert Bitter, and Brian Hodson. Councilor Jason Padden was absent.

Staff Present: Greg Ellis, City Administrator; John Kelley, City Attorney; Matilda Deas, Project Planner; Bryan Brown, Planning Director; and Kim Scheafer, City Recorder.

Others Present: Lila and Curtis Gottman, Janie Malloy, Paul Sowards, Matt Hastie, Bob Cornelius, Marc Inness, Randy Carson, Stephanie Boyce, Rhonda Hutchinson, Jon Hutchinson, Greg Parker, Traci Hensley, and Rachel Ferdaszewski.

The Executive Session scheduled for 6:30 p.m. was cancelled.

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

Oregon Days of Culture Proclamation – Mayor Thompson read a proclamation proclaiming October 1-8, 2010 as Oregon Days of Culture.

Presentation from General Canby Days, Inc. – Lila Gottman, General Canby Days Chair, gave background information about how General Canby Days was started and the changes to the event over the years. She also discussed flag etiquette. They had never received grievances in the past, but had received four this year. In doing research, they found that the color guard should be in the parade after the police and fire department. The American Legion indicated the color guard should be before the police and fire department.

Councilor Bitter asked if General Canby Days received grievances regarding noise.

Ms. Gottman explained that the rule regarding amplified music was it could be started at 8:30 a.m.

Councilor Ares said the issue of noise in Wait Park came before the Council last spring. Staff was asked to come back this fall with a report for the changes made in the permitting and information process for big event uses. That report would be coming in November.

Ms. Gottman also discussed the expenses of the event. They had filed paperwork for their 501(c)(3) status and were anxiously awaiting their letter of approval.

Councilor Henri suggested that they have people apply to be the color guard each year so different groups could participate.

Mayor Thompson said the fire and police departments had agreed with Ms. Gottman on the placement of the color guard. General Canby Day was a patriotic event in Canby.

The Council left it up to General Canby Days for the placement of the color guard.

COMMUNICATIONS: None.

CITIZEN INPUT & COMMUNITY ANNOUNCEMENTS: Janie Malloy thought General Canby Day was a wonderful and respectful event. She lived a block away from Wait Park and was familiar with all the events. There had been a petition from residents west of the gazebo regarding the sound to be limited and to be started later. The residents had never been invited to discuss the issue. There were some events that disturbed residents as far away as Ivy Street. She recommended including the neighborhood in future discussions.

MAYOR'S BUSINESS: None.

COUNCILOR COMMENTS & LIAISON REPORTS: Councilor Ares said at the last Parks & Recreation Advisory Board meeting they had received an update on the maintenance done at the swimming pool. He and the City Administrator had attended a meeting at Clackamas County regarding the creation of a Vehicle Registration Fee. He discussed how the fee might be used.

Councilor Henri said the tower was going to be done separately from the master plan for the Aurora Airport. The transportation on Arndt Road was the biggest issue for Canby. The County wanted the City to be a part of the letter to the Department of Aviation asking them to include transportation in their master plan. He recommended they not sign the letter due to the animosity between the counties.

Councilor Daniels said there would be a Transit Advisory Committee meeting next week and the Historical Society would hold a series of meetings at the Library regarding railroad history in Canby.

Councilor Bitter said he, along with Councilor Daniels, Greg Ellis, and John Kelley, attended the League of Oregon Cities Conference. He would be attending the State conference for Main Street in Albany tomorrow. The City's application to be designated to a Transforming Downtown level had been approved.

CONSENT AGENDA: **Councilor Daniels moved to approve the minutes of the September 15, 2010 City Council Regular Meeting and Work Session; a New Outlet Liquor License for El Torito Meat Market; and a Memorandum of Understanding III with Canby Livability Coalition. Motion was seconded by Councilor Bitter and passed 5-0.

PUBLIC HEARING: TA 10-04 Low Impact Development Standards – Matilda Deas, Project Planner, said the Planning Commission had recommended approval of the proposed amendments regarding low impact development standards, outdoor lighting standards, and fencing standards. A revised tree ordinance would be brought back soon.

Matt Hastie, Angelo Planning Group, gave an overview of the funding for the project, public involvement process, revised development standards, and incentives. A few recent and already approved development applications were reconfigured to the revised standards to see if the standards could be met. Most developments should be able to meet them.

Mayor Thompson opened the public hearing at 9:33 p.m.

Public Input: Stephanie Boyce said that concerns had been raised regarding having bike paths in the downtown. She also asked about vertical parking spaces.

Mayor Thompson said Ms. Boyce's concerns were regarding the Transportation System Plan, which was a different public hearing to be held at a later time.

Mayor Thompson closed the public hearing at 9:36 p.m.

Ordinance 1338 – **Councilor Bitter moved to approve Ordinance 1338, AN ORDINANCE AMENDING TITLE 16 OF THE CANBY MUNICIPAL CODE CONCERNING LOW IMPACT DESIGN STANDARDS to come up for second reading on October 20, 2010. Motion was seconded by Councilor Daniels and passed 5-0 on first reading.

RESOLUTIONS & ORDINANCES: Resolution 1073 – Attorney Kelley said this resolution took away the need for Council approval each time a Councilor wanted to go on a promotion or fact-finding trip paid for by the entity.

There was discussion that there should be Council consensus for each instance. Staff was directed to update the Council's Policy and Operating Guidelines document to include the consensus language.

****Councilor Daniels moved to adopt Resolution 1073, A RESOLUTION OF THE CANBY CITY COUNCIL AUTHORIZING THE MAYOR AND CITY COUNCIL MEMBERS TO OFFICIALLY SANCTION TRADE PROMOTION OR FACT-FINDING MISSIONS OR TRIPS; OFFICIALLY DESIGNATE NEGOTIATIONS OR ECONOMIC DEVELOPMENT ACTIVITY; AND APPROVE PAYMENT OF EXPENSES. Motion was seconded by Councilor Bitter and passed 5-0.**

Ordinance 1336 – Kim Scheafer, City Recorder, said that staff was recommending that the Council make a motion to table the second reading of this ordinance to the October 20 City Council Meeting since staff was still in negotiations.

****Councilor Henri moved to table the second reading of Ordinance 1336 to the next City Council meeting. Motion was seconded by Councilor Ares and passed 5-0.**

Ordinance 1337 – **Councilor Daniels moved to adopt Ordinance 1337, AN ORDINANCE ASSESSING BENEFITED PROPERTY FOR THE COST OF CONSTRUCTION FOR THE WALNUT STREET LOCAL IMPROVEMENT DISTRICT, AND AUTHORIZING THE CITY RECORDER TO ENTER THE ASSESSMENTS INTO THE DOCKET OF CITY LIENS, AND DECLARING AN EMERGENCY. Motion was seconded by Councilor Henri and passed 5-0 by roll call vote.

NEW BUSINESS: None.


CITY ADMINISTRATOR'S BUSINESS & STAFF REPORTS: Greg Ellis, City Administrator, said that OCTS was airing a show called City Views. The Main Street Program was discussed on the first show and Public Works on the second one.


CITIZEN INPUT: None.

ACTION REVIEW:

1. Approved the Consent Agenda.
2. Adopted Resolution 1073. Staff would add language to the Policies & Operating Guidelines document regarding obtaining Council consensus before accepting gifts.
3. Moved the second reading of Ordinance 1336 to the October 20, 2010 City Council Meeting.
4. Adopted Ordinance 1337 on second reading.
5. Approved Ordinance 1338, to come up for second reading on October 20, 2010.

Mayor Thompson adjourned the Regular Meeting at 10:04 p.m.


Kimberly Scheafer, CMC
City Recorder


Melody Thompson
Mayor

Assisted with Preparation of Minutes - Susan Wood