

**CANBY CITY COUNCIL  
REGULAR MEETING MINUTES  
March 19, 2008**

**Presiding:** Mayor Melody Thompson

**Council Present:** Paul Carlson, Teresa Blackwell, Wayne Oliver, Walt Daniels, Randy Carson, and Tony Helbling.

**Staff Present:** Mark Adcock, City Administrator; John Kelley, City Attorney; Beth Saul, General Services Director; Dwayne Barnes, Public Works Director; and Kim Scheafer, City Recorder Pro-Tem.

**Others Present:** Kathy Batz, Greg Perez, Bob Cornelius, and Jason Padden.

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

March for Meal's Month and Mayor's Meals Day Proclamation – Mayor Thompson presented Kathy Batz from the Canby Adult Center with a proclamation proclaiming March 2008 as March for Meal's Month and March 19 as Mayor's for Meals Day.

Ms. Batz said 20,000 meals were served in the last six months of 2007 from Canby Adult Center and that did not include those served in their dining room. She invited the City Council to ride along with one of the Meal's on Wheels volunteer drivers to see the program first hand.

**COMMUNICATIONS:** None.

**CITIZEN INPUT & COMMUNITY ANNOUNCEMENTS:** Greg Perez said regarding the Walnut Street and Township project, could the land acquisition have been done in a different way. Was the delay in the land acquisition costing them anything in time, materials, and litigation and could they do it a different way in the future.

John Kelley, City Attorney, said they had no control over it because if a landowner did not agree to the offered price, they had a right to do that. There was no way to foresee that until it was negotiated. If the landowner did not agree with the price, the City had to file an action in Circuit Court and the landowner had the right to have a jury decide what the value of the property was. Right of Way Associates had been hired to acquire the right-of-way access and that organization worked at trying to resolve the acquisition of this property starting in June or July of last year. They went through a substantial amount of time before the City filed the legal action.

Mr. Oliver said the landowner was a relatively new owner of the property so they could not have contacted him previously.

Mr. Daniels said this was one of several pieces of property with which they negotiated, and was the only one they had a problem with.

Mr. Perez said he was the head coach of the Canby Boys Rugby Team and they wanted to do three community projects in Canby. He asked to be contacted if anyone had a project.

**MAYOR'S BUSINESS:** Mayor Thompson said the Council had talked about the idea of setting up a small grant for non-profit organizations that they could apply for, but they did not have criteria for how it would be done.

Mr. Adcock said they had talked about putting \$3,000 in the budget and the Budget Committee could evaluate it. It would not be in place until next fiscal year.

Councilor Helbling discussed how he thought the process should go to be fair.

Councilors Blackwell, Helbling, and Oliver volunteered to work on a sub-committee to develop criteria for a grant program.

**COUNCILOR COMMENTS & LIAISON REPORTS:** Councilor Daniels said the Historical Society would be having a flea market at the Fairgrounds on March 29. Ridership was up on the Oregon City and Woodburn routes.

Councilor Helbling said that Canby Business Development would be having their last board meeting on April 22 before they disbanded. He invited the Council to attend and thank the members. The Board decided they would turn over left over funds to the Chamber to continue the flower basket program in downtown. There were still two openings on the Planning Commission. On April 28 the Planning Commission would hear the Downtown Design Review project.

**CONSENT AGENDA:** **\*\*Councilor Daniels moved to approve the minutes of the February 27, 2008 City Council Work Session and minutes of the March 5, 2008 City Council Regular Meeting. Motion was seconded by Councilor Carson and passed 6-0.**

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

Ordinance 1271 – **\*\*Councilor Carson moved to adopt Ordinance 1271, AN ORDINANCE RATIFYING A CONTRACT WITH CURRAN-MCLEOD ENGINEERS OF PORTLAND, OREGON FOR ENGINEERING SERVICES TO THE LOGGING ROAD BRIDGE PAINTING PROJECT; AND DECLARING AN EMERGENCY. Motion was seconded by Councilor Daniels and passed 6-0 by roll call vote.**

Ordinance 1272 – **\*\*Councilor Daniels moved to adopt Ordinance 1272, AN ORDINANCE AUTHORIZING THE MAYOR AND CITY ADMINISTRATOR TO EXECUTE A PERSONAL SERVICES CONTRACT WITH SCOTT BECK, ARCHITECT FOR ARCHITECTURAL SERVICES FOR THE LEGACY PARK PICNIC SHELTER; AND DECLARING AN EMERGENCY. Motion was seconded by Councilor Blackwell and passed 5-1 by roll call vote with Councilor Helbling opposed.**



**NEW BUSINESS:** None.

**CITY ADMINISTRATOR'S BUSINESS & STAFF REPORTS:** None.

**CITIZEN INPUT:** None.

**ACTION REVIEW:**

1. Approved the consent agenda.
2. Adopted Ordinance 1271.
3. Adopted Ordinance 1272.
4. Staff would contact Mr. Perez regarding community service projects.
5. Councilors Blackwell, Oliver, and Helbling would form a sub-committee to establish criteria for community grants that would be proposed in the 2008-09 budget.

**\*\*Councilor Daniels moved to go into Executive Session pursuant to ORS 192.660(2)(e) Real Property and ORS 192.660(2)(h) Pending Litigation. Motion was seconded by Councilor Blackwell and passed 6-0.**

Mayor Thompson read the Executive Session format and recessed the Regular Meeting at 7:55 p.m.

Mayor Thompson reconvened the Regular Meeting at 8:55 p.m. and immediately adjourned.

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**CANBY CITY COUNCIL  
EXECUTIVE SESSION  
March 19, 2008**

**Presiding:** Mayor Melody Thompson

**Council Present:** Paul Carlson, Teresa Blackwell, Wayne Oliver, Walt Daniels, Randy Carson, and Tony Helbling.

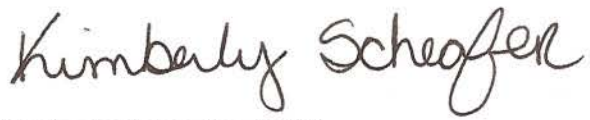
**Staff Present:** John Kelley, City Attorney and Kim Scheafer, City Recorder Pro-Tem

**Others Present:** None.

Mayor Thompson called the Executive Session to order at 8:03 p.m. in the City Hall Conference Room.

ORS 192.660(2)(e) Real Property – The Council discussed real property transactions.  
ORS 192.660(2)(h) Pending Litigation – The Council discussed a possible legal action.

Mayor Thompson adjourned the Executive Session at 8:55 p.m.

Handwritten signature of Kimberly Scheafer in cursive script.

Kimberly Scheafer, CMC  
City Recorder Pro Tem

Handwritten signature of Melody Thompson in cursive script.

Melody Thompson  
Mayor

Assisted with preparation of minutes – Susan Wood