

**CANBY CITY COUNCIL
REGULAR MEETING MINUTES
August 20, 2008**

Presiding: Council President Walt Daniels presiding. Mayor Melody Thompson absent.

Council Present: Paul Carlson, Teresa Blackwell, Wayne Oliver, and Randy Carson.
Councilor Tony Helbling absent.

Staff Present: John Kelley, City Attorney; Beth Saul, Special Projects Manager; Jeff Crowther, Public Works Supervisor; Catherine Comer, Economic Development Manager; Matilda Deas, Project Planner; and Kim Scheafer, City Recorder Pro-Tem.

Others Present: Leonard Walker, Bob Cornelius, John Henri, Richard & Florence Ball, Jason Padden, Jackie Jones, Doug Thomas, Toby Forsberg, Joe Freeman, and Susan Myers.

CALL TO ORDER: Council President Daniels called the Regular Meeting to order at 7:34 p.m. followed by the opening ceremonies.

COMMUNICATIONS: None.

CITIZEN INPUT & COMMUNITY ANNOUNCEMENTS: None.

MAYOR'S BUSINESS: None.

COUNCILOR COMMENTS & LIAISON REPORTS: Council President Daniels said Canby Area Transit had the biggest month in ridership last month.

Councilor Carson said the new route schedules for CAT would be available at the Transit Office and at various stores. The routes were now color coded.

Council President Daniels said there was also information on the City's website.

CONSENT AGENDA: ****Councilor Carson moved to approve the minutes of the August 6, 2008 City Council Work Session and Regular Meeting. Motion was seconded by Councilor Blackwell.**

Councilor Oliver said there was a correction to the minutes and the address that was talked about was NE 4th and Ivy, not SE.

Motion passed 5-0.

RESOLUTIONS & ORDINANCES:

Resolution 1000 – ****Councilor Carson moved to adopt Resolution 1000, A RESOLUTION AMENDING CANBY'S SANITARY SEWER, TRANSPORTATION, AND STORM DRAINAGE SYSTEM DEVELOPMENT CHARGES TO ACCOUNT FOR INFLATION. Motion was seconded by Councilor Blackwell and passed 5-0.**

Resolution 1001 – ****Councilor Carlson moved to adopt Resolution 1001, A RESOLUTION PROVIDING FOR FORMAL RECOGNITION OF THE SOUTHEAST CANBY NEIGHBORHOOD ASSOCIATION, THEREBY FOSTERING A PARTNERSHIP OF OPEN COMMUNICATION BETWEEN THE CITY AND THE NEIGHBORHOOD ASSOCIATION. Motion was seconded by Councilor Blackwell and passed 5-0.**

Resolution 1002 – ****Councilor Carson moved to adopt Resolution 1002, A RESOLUTION PROVIDING FOR FORMAL RECOGNITION OF THE SOUTHWEST CANBY NEIGHBORHOOD ASSOCIATION, THEREBY FOSTERING A PARTNERSHIP OF OPEN COMMUNICATION BETWEEN THE CITY AND THE NEIGHBORHOOD ASSOCIATION. Motion was seconded by Councilor Blackwell.**

Councilor Carlson said information on the neighborhood association boundaries would be on the City's website.

Motion passed 5-0.

Richard Ball, Chairman of the SW Neighborhood Association, reviewed the boundaries of that neighborhood association.

Doug Thomas, Vice Chair of the SE Neighborhood Association, reviewed the boundaries of that neighborhood association.

Resolution 1003 – Catherine Comer, Economic Development Manager, said they were ready to purchase property for the Canby Cinema. The resolution would allow the purchase of property to build a 136 stall public parking lot for businesses to use during the day and for the theatre on the evenings and weekends. They were scheduled to close on the property September 12.

****Councilor Blackwell moved to adopt Resolution 1003, A RESOLUTION AUTHORIZING THE CANBY URBAN RENEWAL AGENCY BOARD TO EXERCISE AN OPTION CONTRACT TO PURCHASE REAL PROPERTY LOCATED AT 301 NE THIRD STREET, CANBY, OREGON. Motion was seconded by Councilor Carson and passed 5-0.**

Ordinance 1287 – ****Councilor Carson moved to adopt Ordinance 1287, AN ORDINANCE AUTHORIZING THE MAYOR AND/OR CITY ADMINISTRATOR TO EXECUTE A CONTRACT WITH CANBY FORD TO PURCHASE A NEW 2008 FORD ESCAPE COMPACT SPORT UTILITY VEHICLE; AND DECLARING AN EMERGENCY. Motion was seconded by Councilor Blackwell.**

Councilor Carlson said there was an error on the Agenda as it said Northside Ford and should have said Canby Ford.

Motion passed 5-0 by roll call vote.

Ordinance 1292 – Jeff Crowther, Public Works Supervisor, said the old ordinance was being revised due to the EPA guidelines. The ordinance had been sent to DEQ and they had approved it.

****Councilor Blackwell moved to approve Ordinance 1292, AN ORDINANCE AMENDING CHAPTER 13 OF THE CANBY MUNICIPAL CODE BY REPEALING AND REPLACING ORDINANCE NO. 1153, ENACTED DECEMBER 15, 2004, REGULATING THE DISCHARGE OF WASTES TO THE CITY OF CANBY SANITARY AND STORM SEWER SYSTEMS, LIMITING SUCH DISCHARGES ONLY TO THOSE OF ACCEPTABLE TYPES, CHARACTERISTICS, OR CONCENTRATIONS; ESTABLISHING A SYSTEM OF WASTE DISCHARGE PERMITS AND USER FEES; PROVIDING FOR ENFORCEMENT; AND DECLARING AN EMERGENCY to come up for second reading on September 3, 2008. Motion was seconded by Councilor Carlson and passed 5-0 on first reading.**

Ordinance 1293 – ****Councilor Carson moved to adopt Ordinance 1293, AN ORDINANCE AUTHORIZING THE MAYOR AND CITY ADMINISTRATOR TO EXECUTE CHANGE ORDER # 4 WITH PARKER NORTHWEST PAVING COMPANY FOR CONSTRUCTION OF SEQUOIA PARKWAY STAGES 5 & 6 AND TOWNSHIP ROAD STREET IMPROVEMENTS; AND DECLARING AN EMERGENCY. Motion was seconded by Councilor Blackwell and passed 5-0 by roll call vote.**

NEW BUSINESS: Recommendation for League of Oregon Cities 2009 Legislative Agenda – Beth Saul, Special Projects Manager, said staff had given input on what priorities they wanted to recommend to the LOC. The League of Oregon Cities was asking for cities to provide them with their top four priorities. Staff recommended community development, finance & taxation, human resources, and transportation.

Councilor Carson said this was part of the Council goals to work closer with the State Legislature in the next few years.

Council consensus was to go with the priorities made by staff.

CITY ADMINISTRATOR'S BUSINESS & STAFF REPORTS: None.

CITIZEN INPUT: Susan Myers asked why arbitration in human resources was important to the City.

Ms. Saul said in terms of labor negotiations, they occasionally went to arbitration and many of the cities found it difficult that arbitrators made their decisions without regard for whether the city budgets could accommodate the change or not. The cities were trying to put forward some pressure to change the law so there would be a harder look at the ability to pay, as well as the other factors of an arbitration award.

John Kelley, City Attorney, said it was something that affected the City financially. When they could not agree with the salary, they had to take into account the total benefit package. They dealt with this item during every labor negotiation.

ACTION REVIEW:

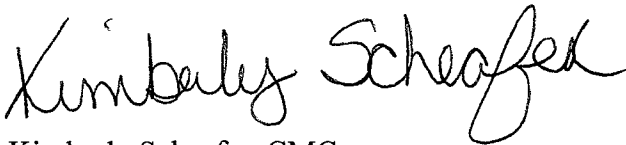
1. Approved the consent agenda.
2. Adopted Resolution 1000.
3. Adopted Resolution 1001.

4. Adopted Resolution 1002.
5. Adopted Resolution 1003.
6. Adopted Ordinance 1287 on second reading.
7. Approved Ordinance 1292 to come up for second reading on September 3, 2008.
8. Adopted Ordinance 1293 on second reading.
9. Staff would pass on recommendation of priorities to the League of Oregon Cities.

****Councilor Carson moved to go into Executive Session pursuant to ORS 192.660(2)(h) Pending Litigation. Motion was seconded by Councilor Carlson and passed 5-0.**

Council President Daniels read the Executive Session format and recessed the Regular Meeting at 8:15 p.m.

Council President Daniels reconvened the Regular Meeting at 8:35 p.m. and immediately adjourned.



Kimberly Scheafer, CMC
City Recorder Pro Tem



Walt Daniels
Council President

Assisted with preparation of minutes – Susan Wood