

**CANBY CITY COUNCIL
REGULAR MEETING MINUTES
September 6, 2006**

Presiding: Mayor Melody Thompson

Council Present: Roger Harris, Walt Daniels, Wayne Oliver, Teresa Blackwell, Randy Carson, and Tony Helbling.

Staff Present: Mark Adcock, City Administrator; John Kelley, City Attorney; Beth Saul, Library & Parks Director; Margaret Yochem, Transit & General Services Director; Chaunee Seifried, Finance & Court Services Director; Ben Johnston, Parks Maintenance Worker; Jeff Snyder, Park Maintenance Supervisor; Joe Witt, Senior Mechanic; Joyce Peters, Office Specialist; Valerie Kraxberger, Office Specialist; and Kim Scheafer, City Recorder Pro Tem.

Others Present: Geoff Carson, Murry Taylor, Irene Breshears, Lila Gottman, Steve St. Amand, and Craig Lewelling.

CALL TO ORDER: Mayor Thompson called the Regular Meeting to order at 7:34 p.m., followed by the opening ceremonies.

POW/MIA Recognition Day Proclamation – Mayor Thompson presented Geoff Carson with a proclamation proclaiming September 15, 2006 as POW/MIA Recognition Day. Ms. Irene Breshears said there would be a fundraiser spaghetti dinner on Saturday, September 23 at the Aurora American Legion Hall.

COMMUNICATIONS: None.

CITIZEN INPUT & COMMUNITY ANNOUNCEMENTS: Lila Gottman said that Measure 37 allowed them to open a paint ball field. Ms. Gottman handed out passes to everyone in attendance.

MAYOR'S BUSINESS: None.

COUNCILOR COMMENTS & LIAISON REPORTS: Councilor Harris said the Chief of Police's son had recently been diagnosed with multiple sclerosis. Donations were being accepted at the Police Department and Clackamas Credit Union.

Councilor Harris said he had received comments from the community regarding street maintenance. He was a proponent last year of zero-based budgeting and would be this year again. They needed to maintain the streets.

Councilor Carson said there was not enough money in the gas tax revenue to do more than basic street maintenance. They had to find the money in other ways. URD funds could be used on some streets.

The consensus was for a status report at the next meeting.

Councilor Blackwell said the Clackamas County Coordinating Committee would be meeting on September 7.

Councilor Helbling said the URD Advisory Committee would be meeting in the future. The Council and Planning Commission had a work session on legal training regarding land use issues.

Mayor Thompson said the LOC Annual Business Meeting would be on September 30. Councilor Helbling said that he would be the voting representative.

Mayor Thompson said the 2006 Clackamas County State of the County would be held on September 27th.

CONSENT AGENDA: **Councilor Blackwell moved to approve Accounts Payable of \$393,689.76 and Minutes of the August 16, 2006 City Council Work Session, Regular Meeting and Executive Session. Motion was seconded by Councilor Carson and passed 6-0.

RESOLUTIONS & ORDINANCES:

Ordinance 1215 – ****Councilor Carson moved to approve Ordinance 1215, AN ORDINANCE AUTHORIZING THE MAYOR AND/OR CITY ADMINISTRATOR TO EXECUTE A CONTRACT WITH POWER MOTORS OF SALEM, OREGON FOR THE LEASE/PURCHASE OF TWO (2) 2007 DODGE CHARGER POLICE VEHICLES WITH POLICE EQUIPMENT PACKAGES FOR THE CANBY POLICE DEPARTMENT; AND DECLARING AN EMERGENCY. Motion was seconded by Councilor Harris and passed 6-0 by roll call vote.**

Ordinance 1219 – ****Councilor Harris moved to approve Ordinance 1219, AN ORDINANCE AMENDING ORDINANCE NO. 1113 REGARDING INTEREST COLLECTED ON PAST DUE ACCOUNTS WITHIN THE CANBY ECONOMIC IMPROVEMENT DISTRICT (EID). Motion was seconded by Councilor Carson and passed 6-0 by roll call vote.**

Ordinance 1220 – ****Councilor Helbling moved to approve Ordinance 1220, AN ORDINANCE AUTHORIZING THE MAYOR AND/OR CITY ADMINISTRATOR TO EXECUTE A CONTRACT WITH POWER MOTORS OF SALEM, OREGON FOR THE PURCHASE OF ONE (1) 2007 DODGE CHARGER POLICE VEHICLE FOR THE CANBY POLICE DEPARTMENT; AND DECLARING AN EMERGENCY. Motion was seconded by Councilor Carson and passed 6-0 by roll call vote.**

Ordinance 1221 – Mr. Adcock said the price for the mower was more than anticipated, from \$50,000 to \$87,500. They had other supplemental funding in the park restoration fund and capital funds.

****Councilor Daniels moved to approve Ordinance 1221, AN ORDINANCE AUTHORIZING THE PURCHASE FROM WESTERN POWER & EQUIPMENT OF PORTLAND, OREGON FOR ONE (1) JOHN DEERE 6420 4 WD TRACTOR WITH A TIGER TBF-50RS BOOM FLAIL MOWER; AND DECLARING AN EMERGENCY to come up for second reading on September 20, 2006. Motion was seconded by Councilor Oliver and passed 6-0.**

Ordinance 1222 – Mr. Adcock said this was part of the swim center levy. The low bid was \$16,550. This was for routine building maintenance.

****Councilor Daniels moved to approve Ordinance 1222, AN ORDINANCE AUTHORIZING THE MAYOR AND CITY ADMINISTRATOR TO EXECUTE A CONTRACT WITH AAI WEATHERIZATION, INC. OF OAKRIDGE, OREGON FOR RECOATING THE FOAM ROOF AT THE CANBY SWIM CENTER; AND DECLARING AN EMERGENCY to come up for second reading on September 20, 2006. Motion was seconded by Councilor Harris and passed 6-0.**

NEW BUSINESS: Fiscal Impact of Swimming Pool Operating Levy Failure – Mr. Adcock said the question needed to be asked what happened if the levy failed. The Council authorized staff to place on the ballot the renewal of the levy. It would be \$.42 per 1,000 assessed valuation. He had asked Ms. Saul and pool staff to discuss the operating threshold if the levy failed. The minimum level would be \$200,000 to keep it open, and that money would come from the General Fund. If the Council decided to keep the pool open if the levy failed, it would be no small task to find that money. Mr. Adcock read what a \$200,000 reduction would be in various departments. He was recommending that the Council close the swimming pool on July 1, 2007 if the levy failed.

Councilor Daniels said they owed it to the public to let them know that they did not have the money. They needed to make the statement.

****Councilor Daniels moved that in the event of the failure of the swim center operating levy in November 2006, the swimming center facility would be closed effective July 1, 2007 and that staff would take appropriate measures to avoid any deterioration of the facility and its systems until such time as adequate funding was obtained to reopen the swim center for operations. Motion was seconded by Councilor Carson.**

Councilor Harris said it would be unreasonable to cut into core services of the community. The pool needed to have enough public support beyond General Fund money.

Councilor Carson said that Molalla was going out for \$.59 per 1,000 in their operating levy. The General Fund was the only fund they could use for the pool.

Councilor Helbling said there were limited recreational opportunities for kids in Canby. He saw a great value in the swim center, but the city did not have the funds.

Councilor Blackwell said it was difficult to close the pool and she encouraged everyone's support.

Councilor Oliver said he had great admiration for the friends of the pool last time. He hoped they would put forth the same effort this time with the same results.

Mayor Thompson said the Council made a commitment to look at recreational opportunities and funding through Blue Heron and other organizations. They did not want to continue to ask for levies indefinitely.

Motion passed 6-0.

Councilor Helbling said he would work with Mr. Adcock to write a letter for the newspaper.

Focused Audit and Review of Cash Handling Procedures - Mr. Adcock said he thought it was good management practice from time to time to see how they dealt with cash handling. He had spoken with the Finance Director and an independent auditor. He was proposing a focused audit that specialized on cash handling procedures. The Council could authorize to pay for it out of contingency.

****Councilor Carson moved to authorize Merina and Company to do an internal audit and the City Administrator to spend up to \$14,500 out of contingency funds. Motion was seconded by Councilor Harris and passed 6-0.**

Discussion Regarding Charter Amendment - Councilor Daniels suggested having a work session so Council could study the model charter from LOC.

Mr. Kelley said he would talk with the LOC and see if they did any training regarding amending the charter.

CITY ADMINISTRATOR'S BUSINESS & STAFF REPORTS: Transit Department Update - Margaret Yochem, Transit & General Services Director, said they hoped to have the new larger buses in operation at the end of the month. They also reviewed the IGA with Tri-Met and they were pleased with what Canby had done. They also started a route to Woodburn. She discussed the projects they would be working on in the fall.

CITIZEN INPUT: None.

ACTION REVIEW:

1. Approved the consent agenda.
2. A status report regarding street maintenance would be provided at the next meeting.
3. Approved Ordinance 1215 on second reading.
4. Approved Ordinance 1219 on second reading.
5. Approved Ordinance 1220 on second reading.
6. Approved Ordinance 1221 to come up for second reading on September 20, 2006.
7. Approved Ordinance 1222 to come up for second reading on September 20, 2006.

8. Staff would implement the cash handling audit.
 9. Council decided to close the pool should the levy fail.
 10. Staff would set up a work session regarding charter amendments.
- There was no Executive Session.

Mayor Thompson adjourned the Regular Meeting at 8:54 p.m.

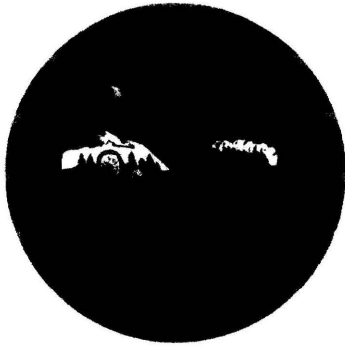


Kimberly Scheafer
City Recorder Pro Tem



Melody Thompson
Mayor

Assisted with Preparation of Minutes – Susan Wood



Office of the Mayor

Proclamation

“POW/MIA RECOGNITION DAY”

WHEREAS, The United States of America has participated in many wars, calling upon its sons and daughters to fight for their country; and

WHEREAS, Over 125,000 American men and women have been held captive by hostile powers during their military service; and

WHEREAS, Many American prisoners of war were subjected to harsh and inhumane treatment by their captors which often resulted in death; and

WHEREAS, Over 88,000 Americans are still listed as missing and unaccounted for, and the families and friends of these missing Americans, as well as their fellow veterans, still endure uncertainty concerning their fate; and

WHEREAS, The sacrifices of Americans still missing are deserving of national recognition and support for continuing priority efforts to determine their fate; and

WHEREAS, the City of Canby is proud to join with other cities in the State of Oregon and nation in honoring those still missing.

NOW, THEREFORE, I, Melody Thompson, Mayor of the City of Canby, hereby proclaim September 15, 2006 as POW/MIA Recognition Day in Canby and encourage all citizens to join in this observance.

Given unto my hand this 6th day of September, 2006.

**Melody Thompson
Mayor**