

**CANBY CITY COUNCIL
WORKSHOP MINUTES
April 20, 2005**

Presiding: Mayor Melody Thompson

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

Staff Present: City Administrator Mark Adcock, Community Development & Planning Director John Williams, and City Recorder Pro Tem Kim Scheafer.

Others Present: David Howell, George Pittelkau and Mike and Irene Breshears.

Mayor Thompson called the session to order at 6:30 p.m. A light dinner was served.

The Council met in a workshop session with representatives from the Canby Vietnam Era Veterans Memorial.

City Administrator Mark Adcock said that the Holland Company that owns Burgerville deeded property over to the City. The City accepted the property and partnered with a veterans group to create a veterans memorial in that location. The City had worked with them to help secure a UH1 helicopter. Two years ago they presented a conceptual plan of what they envisioned this property to look like and it was on display at Burgerville. Since that time there have been some changes.

Mr. Mike Breshears said that the UH1 helicopter had been restored. He thanked Columbia Helicopter for restoring and storing it. They are working with a contractor that built the Vietnam Memorial at Washington Park. The previous plan would have been extremely expensive, high maintenance and perfect for vandalism. Two things they didn't want to take care of were problems with vandalism and high maintenance. A new conceptual drawing was done that would cost a fraction of what they were previously looking at. The figure they had now was \$760,821.00. He had been told this figure was quite high and it would actually cost them less. A lot of this would be in-kind donations. They have grant writers and are ready to break ground. They just had gravel and concrete donated to them. Currently there were ten members on their board. The memorial belongs to the citizens of Canby.

Mr. George Pittelkau discussed some of the details of the conceptual drawing and statue. He said that Roy Hester had volunteered his labor if they could get approval from Council to put in the sidewalks. Mr. Williams said that Mr. Hester had concluded that in June he may have time and he thought the project would take about a week. They were willing to do it, but wanted to get approval from the Council. The materials had been donated so it would just be time.

Mayor Thompson asked if this was dedicated to the City as parkland. City Attorney Kelley said yes, it was dedicated to the City as a park.

Mr. Pittelkau said it would be their responsibility to raise the funds for the on-going maintenance. They would have on-going fundraising to maintain it. Mr. Kelley said that Burgerville would do day-to-day maintenance.

Mr. Breshears said the Garden Club was involved and they would have a small place to put a Blue Star Marker. Mr. Pittelkau said the Blue Star Marker was a memorial to all veterans. It started after the 2nd World War. It was a 3' x 4' bronze plaque. It's part of the Blue Star Marker Highway Program. You would see one at any rest stop that you go into in the state. This will be mounted at the point of the memorial. Oregon ranks almost first in the country for installation of the Blue Star Markers along the highways.

Mr. Breshears said that when they had an opportunity to get a helicopter, it did not fit in with the Civil War, World War I, or World War II. The only thing it fit in with was with the longest war that American had ever been involved with and that was the Vietnam War. That was why they decided on the Vietnam Era Memorial. On the plaque they would dedicate it to all veterans, past, present and future. They had not found that it offended anyone.

Ms. Irene Breshears said that Blue Star Memorials were dedicated to all veterans.

City Administrator Adcock said that he needed authorization from the Council to use City Staff for this project.

The Council gave consensus to use City Staff for the project.

Mayor Thompson adjourned the session at 7:10 p.m.

**CANBY CITY COUNCIL
REGULAR MEETING MINUTES
April 20, 2005**

Presiding: Mayor Melody Thompson

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

Staff Present: City Administrator Mark Adcock, City Attorney John Kelley, Community Development & Planning Director John Williams, Finance & Court Services Director Chaunee Seifried, Library & Parks Director Beth Saul, Transit & General Services Director Margaret Yochem, Police Lieutenant Greg Kroeplin, Office Specialist Tracy Harris, and City Recorder Pro Tem Kim Scheafer.

Others Present: Lee Wiegand, Brent Yochem, Charles Blackwell, Mike Harris and David Howell.

CALL TO ORDER: Mayor Thompson called the regular meeting to order at 7:30 p.m., followed by the opening ceremonies.

Employee of the Month Presentation – City Administrator Mark Adcock said that Police Chief Ken Pagano had received the Employee of the Month certificate for April. He had been given the certificate at the Police Appreciation Dinner. He presented Tracy Harris from the Transit Department as the employee of the month for March.

COMMUNICATIONS: None.

CITIZEN INPUT & COMMUNITY ANNOUNCEMENTS: Lee Weigand, resident of 613 N Holly, said there had been a group of people who prayed every month for the community and on the National Day of Prayer they invited the Council to attend a Mayor's Prayer Breakfast.

Charles Blackwell, resident of 160 NW 13th Avenue, representing General Canby Days, Inc. said that they would have a king and queen coronation dinner tomorrow night. They were still soliciting people to play music in the parade. They currently had two marching bands entered into the parade.

MAYOR'S BUSINESS: Mayor Thompson said that she had met with Tony Helbling from CBRD and Ryan Oliver from the Chamber to discuss common issues. She had also attended an adult swim meet along with County Commissioner Martha Schrader. She met with Suzanne Van Amburgh, a new appointee to the Urban Renewal Advisory Committee to address her questions. She invited people to the Habitat for Humanity home groundbreaking on Saturday, April 23.

COUNCILOR COMMENTS & LIAISON REPORTS: Councilor Daniels said that for the past four months 125 men had been meeting to pray for the community. The Clackamas County Coordination Committee had met with the Mount Hood Economic Alliance to discuss economic development. Their theme was "From Timber to Technology." They wanted to encourage alliances of small businesses. They were also looking to help agriculture. In March the Canby Area Transit system had 18,420 riders. They had seven buses and three mini vans.

Councilor Newton said that the URD Advisory Committee had met and would be coming to the Urban Renewal Agency with a list of their prioritized projects. The Northeast Area Master Plan group had met and she was very impressed with them in how they treated each other and how they were planning the property. They would be coming to the Council with a recommendation. The monthly circulation and volunteer hours were up at the library. The Friends of the Library and Cutsforth Thriftway would be putting on a fundraiser in May. She also asked for information regarding Senate Bill 955.

Mayor Thompson asked if the URD Advisory Committee would be prioritizing specifically for the budget process. Councilor Newton said they had cash carryover and they would give them projects that could be done with that money. Mayor Thompson said in regard to the northeast area, it was in the UGB and outside the City limits. Citizens had come to the Council and asked if they could create a vision and master plan so they would know how it would be developed in the future.

Councilor Oliver said that the restoration at Maple Street Park continued. The athletic field design was starting which was good news for softball. The Canby Cougars Baseball Team had won against Forest Grove and was highlighted in the *Oregonian*.

Councilor Carson said that he had met with the Bike & Pedestrian Committee and they were working on bike lanes around town. They were going to work with Planning on long term goals to include in the Transportation System Plan. He thought the northeast area group was good and were working together. It would help with annexations. Regarding Canby Utility, they were doing upgrades on the clear well tank to make it a holding tank.

CONSENT AGENDA: Councilor Newton said she would like to pull approval of the Minutes of March 31, 2005 for more discussion.

****Councilor Blackwell moved to approve Accounts Payable of \$345,869.32; Minutes of the April 6, 2005 City Council Regular Meeting and Executive Session; and appointment of Jack Scruggs to the Bike & Pedestrian Committee for a term to expire on June 30, 2006. Motion was seconded by Councilor Carson and passed 6-0.**

Amendment to Minutes of March 31, 2005 City Council Workshop - Councilor Newton said that in the workshop they had been talking about ways to cover some of the deficits and one of them pertained to the library. The last paragraph of the minutes said they had come to a consensus to the use of cash carryover. In recollecting it, she did not think they had come to a consensus, it was more of a philosophical discussion.

Mayor Thompson said she thought they agreed to use the cash carryover.

Councilor Newton said they were not sure how or if they would use some of it towards the library. They did not know exactly what they would be doing until they got further into the budget process.

Mayor Thompson said regarding the idea of making a commitment, they wanted to leave it for budget.

Councilor Carson said they wanted to keep the library as whole as they could. There might be other considerations at the last minute. He felt they wanted to leave themselves open. They wanted to help them if they could, but did not have to guarantee a matching.

Mayor Thompson said they were going to contribute to the efforts the best way they could.

****Councilor Newton moved to approve the minutes of the March 31, 2005 City Council Workshop as amended. Motion was seconded by Councilor Daniels and passed 6-0.**

RESOLUTIONS & ORDINANCES:

Resolution 894 – Administrator Adcock said he and the Mayor visited Superior Roller Technology, received a tour of the facility and were told they would be seeking a loan. This resolution gave the Council's support to the application. Mayor Thompson said they were happy to help people grow.

****Councilor Daniels moved to adopt Resolution 894, A RESOLUTION RECOMMENDING SUPPORT OF A LOAN APPLICATION BY SUPERIOR ROLLER TECHNOLOGY TO THE OREGON ECONOMIC & COMMUNITY DEVELOPMENT COMMISSION FOR A PROJECT WITHIN THE CITY. Motion was seconded by Councilor Blackwell and passed 6-0.**

Resolution 895 – Mayor Thompson said this pay plan came before the Council two years ago. The exempt management group had been working without a pay plan. They had done quite a bit of research on this. They had intended to adopt it and instead had been revisiting it on a year by year basis. This would be a more efficient way to do what they had already intended; to adopt a pay plan so that employees could move within it as deemed appropriate by the City Administrator should they receive a favorable performance evaluation, which was a key element.

****Councilor Daniels moved to adopt Resolution 895, A RESOLUTION ESTABLISHING SALARY COMPENSATION SCALES FOR MANAGEMENT LEVEL EMPLOYEES FOR THE CITY OF CANBY, OREGON, ESTABLISHING VARIOUS RANGES FOR SALARY LEVELS AND DIRECTING THE CITY ADMINISTRATOR TO PLACE INCUMBENT EMPLOYEES WITHIN THE APPROPRIATE SCALE AND RANGE. Motion was seconded by Councilor Carson and passed 6-0.**

Resolution 896 – Administrator Adcock said the union employees had clearly stated non-salary benefits in their contract, and this would be the written one for the management employees.

****Councilor Carson moved to adopt Resolution 896, A RESOLUTION ESTABLISHING NON-SALARY BENEFITS FOR MANAGEMENT LEVEL EMPLOYEES FOR THE CITY OF CANBY, OREGON. Motion was seconded by Councilor Newton and passed 6-0.**

Ordinance 1173 – ****Councilor Daniels moved to approve Ordinance 1173, AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF CANBY, CLACKAMAS COUNTY, OREGON FROM LIGHT INDUSTRIAL TO HEAVY COMMERCIAL/MANUFACTURING FOR A PORTION OF TWO LOTS LOCATED ON THE NORTH SIDE OF S. REDWOOD STREET. Motion was seconded by Councilor Carson and passed 6-0 by roll call.**

Ordinance 1174 – ****Councilor Carson moved to approve Ordinance 1174, AN ORDINANCE AUTHORIZING THE MAYOR AND CITY ADMINISTRATOR TO EXECUTE A CONTRACT FOR THE ACQUISITION OF A PRE-FABRICATED PUBLIC RESTROOM AND TRANSIT PERSONNEL BREAKROOM FOR THE CANBY**

TRANSIT SYSTEM; AND DECLARING AN EMERGENCY. Motion was seconded by Councilor Blackwell and passed 6-0 by roll call vote.

NEW BUSINESS: Continuation of Discussion Regarding Closure of Pedestrian Pathway on Township Road – Mr. Adcock said that at the last Council Meeting a citizen had requested that they further discuss finances of the closure of the pedestrian pathway on Township Road.

Councilor Oliver asked if the City had requested the opening or was it in the original plan. Mr. Williams said they could not find it in the record. Their best guess was at construction they put the water and sewer lines there and they decided to put a pathway on it instead of fences. It was not required of them by the City.

Mr. Kelley said he thought that they wanted people to have access on to Township. Mr. Williams said it was not a condition of approval.

Councilor Harris said that the decision they made was to close it, and they wanted a wall at the end to the entry of it. They said yes to the closing, but no to paying for it. Their concern was that people would hide there and perhaps commit crimes. It had seemed that everyone thought it was a good idea to close it but the discussion led to the worry of setting a precedent. There was a risk that it would open up the possibilities that others around the community would request similar things that the City would seem obligated to pay for.

Mayor Thompson said that for \$800 given the tone and impact this problem was having on the citizens there, when they were talking about setting a precedent, one of the best things to defend themselves with was to have some good reasons why this situation was different. She could defend the reason in her mind why they should do it. They had demonstrated need and proved it.

Councilor Carson said that if they took it on as a City project, they could make sure the brick work would match. The people in the area had cleaned up the graffiti. This might help get the southeast neighborhood group going.

Councilor Blackwell said she believed it was a safety issue. They had proven a need.

****Councilor Blackwell moved that the City of Canby cease to exercise its right to a pedestrian access easement between SE Township Road and SE 6th Place and direct City staff to prepare a letter to that effect for the benefit of adjacent property owners. Furthermore, the City of Canby shall construct a permanent section of wall to formally close the access way with funds taken from the City's general fund contingency. Motion was seconded by Councilor Carson.**

****Councilor Harris moved to amend the motion to set a cap of \$800. Motion was seconded by Councilor Blackwell. Motion for the amendment passed 4-2 with Councilor Daniels and Councilor Oliver opposed.**

Councilor Oliver said if they put the wall in and did nothing with the walkway, then it would not change things. They should be sure the walkway would go away. Mayor Thompson said she thought there was an intention or they wouldn't have brought it to them in the first place.

Councilor Blackwell thought that they should change the motion to reflect that.

Councilor Daniels said he hoped if they passed this it was in the spirit of safety and not because they were hopeful of establishing a neighborhood association. Mayor Thompson thought the neighbors should bring back how they proposed it to be closed and what part they each would pay for.

Councilor Harris said another possibility would be to approve it contingent upon making two fences into one.

Motion failed 6-0.

****Councilor Harris moved that they authorize a cap of \$800 expenditure to complete the wall blocking off the Township end of the pathway to be done contingent upon the neighbors removing the path. Motion was seconded by Councilor Blackwell.**

Councilor Daniels felt uncomfortable with the amount, because they had not gotten any bids and he did not know what they would be paying for.

Mayor Thompson asked Council if staff could work with them to make sure the goals they were looking for were met. If staff had a concern about the bid they could bring it back to the Council. Council agreed that staff could do it with the understanding that they were only paying for the wall.

Motion passed 4-2 with Councilors Daniels and Oliver opposed.

CITY ADMINISTRATOR'S BUSINESS & STAFF REPORTS: None.

CITIZEN INPUT: None.

ACTION REVIEW:

1. Researching Senate Bill 955.
2. Approving the consent agenda.
3. Approving Resolution 894.
4. Approving Resolution 895.
5. Approving Resolution 896
6. Approving Ordinance 1173 on second reading.
7. Approving Ordinance 1174 on second reading.
8. Working with the wall as outlined by Council.

****Councilor Blackwell moved to go into Executive Session pursuant to ORS 192.660(2)(i) performance evaluation of a public officer. Motion was seconded by Councilor Oliver and passed 6-0.**

Mayor Thompson recessed the regular session at 8:30 p.m.

Mayor Thompson reconvened the regular session and immediately adjourned at 9:36 p.m.

**CANBY CITY COUNCIL
EXECUTIVE SESSION
April 20, 2005**

Presiding: Mayor Melody Thompson

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

Staff Present: Finance & Court Services Director Chaunee Seifried.

Others Present: None.

Mayor Thompson called the session to order at 8:40 p.m.

ORS 192.660(2)(i) – The Council discussed the performance evaluation of the Finance & Court Services Director.

Mayor Thompson adjourned the Executive Session at 9:35 p.m.



Kimberly Scheafer
City Recorder Pro Tem



Melody Thompson
Mayor

Assisted in Preparation of Minutes – Valerie Kraxberger & Susan Wood

