

**CANBY CITY COUNCIL
REGULAR SESSION
June 2, 2004**

Mayor Melody Thompson presiding. Council members present: Walt Daniels, Wayne Oliver, Pat Johnson, Randy Carson, and Teresa Blackwell. Councilor Newton absent.

Also present: City Administrator Mark Adcock, City Attorney John Kelley, Community Development and Planning Director John Williams, Finance & Court Services Director Chaunce Seifried, Library & Parks Director Beth Saul, Project Planner Matilda Deas, Office Specialist Joyce Peters, Curtis & Lila Gottman, Bev Doolittle, and David Howell.

Mayor Thompson called the regular session to order at 7:35 p.m., followed by the opening ceremonies. Mayor Thompson said Councilor Newton was absent due to illness.

CITIZEN INPUT ON NON-AGENDA ITEMS: Lila Gottman, resident of 10381 S Mulino Rd, was representing the General Canby Day Committee. The king and queen had been chosen and they were Frank and Kathe Cutsforth. The Coronation would be on Tuesday, June 8, 2004. Ms. Gottman passed out buttons and a list of street closures. Mayor Thompson confirmed staff had no problems with any of the closures. Councilor Carson said this fell back on staff to take care of the details. Ms. Gottman said they were not going to be throwing candy from the floats in the parade, but people would be walking alongside the curb with candy. The Council and Mayor would have vehicles in the parade. Councilor Carson asked if anyone had been hurt by the candy throwing, and Ms. Gottman said not yet, but there had been near misses. They also had a web site, www.generalcanydays.org.

CONSENT AGENDA: **Councilor Carson moved to approve the Minutes of the Regular Meeting and Executive Session of May 19, 2004 and Accounts Payable of \$122,232.69. Motion was seconded by Councilor Daniels and passed 5-0.

COMMUNICATIONS: None.

PUBLIC HEARING: State Revenue Sharing - City Administrator Adcock said State budget law required the City to have a public hearing on use of state revenue sharing monies allocated to the City. It would be \$70,000 that would be put in reserve funds.

Mayor Thompson opened the public hearing at 7:48 p.m.

PUBLIC INPUT: None.

Mayor Thompson closed the public hearing at 7:49 p.m.

****Councilor Carson moved to approve Ordinance 1142, AN ORDINANCE DECLARING THE CITY'S ELECTION TO RECEIVE STATE REVENUE FOR FISCAL YEAR 2004-2005 to come up for second reading on June 16, 2004. Motion was seconded by Councilor Daniels and passed 5-0 on first reading.**

RESOLUTIONS & ORDINANCES:

Ordinance 1141 – ****Councilor Carson moved to approve Ordinance 1141, AN ORDINANCE AMENDING ARTICLE 10 OF TRANSIT CONTRACT DATED JUNE 19, 2002, BETWEEN CITY OF CANBY, HEREINAFTER REFERRED TO AS “CITY” AND OREGON HOUSING AND ASSOCIATED SERVICES, INC. (OHAS), dba WHEELS COMMUNITY TRANSPORTATION, HEREINAFTER REFERRED TO AS “CONTRACTOR” REGARDING THE MAXIMUM OBLIGATION TO BE PAID TO CONTRACTOR, AND DECLARING AN EMERGENCY. Motion was seconded by Councilor Blackwell and passed 5-0 by roll call vote.**

Resolution 860 – ****Councilor Carson moved to adopt Resolution 860, A RESOLUTION VERIFYING THAT THE CITY OF CANBY HAS MET THE REQUIREMENTS TO RECEIVE REVENUES FROM CIGARETTE, GAS AND LIQUOR TAXES. Motion was seconded by Councilor Blackwell and passed 5-0.**

Ordinance 1143 – ****Councilor Carson moved to approve Ordinance 1143, AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF CANBY, CLACKAMAS COUNTY, OREGON FOR TAX LOT 4500 OF TAX MAP 4-1E-4AA. Motion was seconded by Councilor Daniels and passed 5-0 by roll call vote.**

Ordinance 1144 – ****Councilor Blackwell moved to approve Ordinance 1144, AN ORDINANCE AUTHORIZING THE MAYOR AND CITY ADMINISTRATOR TO EXECUTE A CONTRACT WITH BLACKLINE, INC., OF VANCOUVER, WASHINGTON FOR SEAL COATING OF APPROXIMATELY 45,607 SQUARE YARDS OF STREET ASPHALT WITHIN THE CITY OF CANBY; AND DECLARING AN EMERGENCY. Motion was seconded by Councilor Johnson and passed 5-0 by roll call vote.**

Ordinance 1145 – ****Councilor Daniels moved to approve Ordinance 1145, AN ORDINANCE AUTHORIZING THE MAYOR AND CITY RECORDER TO EXECUTE A CONTRACT WITH NORTHSIDE TRUCKS AND SCHLOTH TRUCKING FOR THE PURCHASE OF A TRUCK CAB, CHASSIS, AND TWELVE YARD DUMP BODY; AND DECLARING AN EMERGENCY. Motion was seconded by Councilor Blackwell and passed 5-0 by roll call vote.**

Ordinance 1146 – Library and Parks Director Beth Saul said they were at the point to build the playground for the 13th Avenue Park. The parking lot had been completed, and volunteers were working on the park. They would order the equipment off of a state contract and it would come out of the Park Development Fund with money set aside specifically for this project.

****Councilor Johnson moved to approve Ordinance 1146, AN ORDINANCE AUTHORIZING THE MAYOR AND CITY ADMINISTRATOR TO EXECUTE A CONTRACT WITH RECREATION RESOURCE FOR THE PURCHASE OF PLAYGROUND EQUIPMENT; AND DECLARING AN EMERGENCY to come up for**

second reading on June 16, 2004. Motion was seconded by Councilor Blackwell and passed 5-0 on first reading.

NEW BUSINESS: None.

UNFINISHED BUSINESS: Parks & Recreation System Development Charges – Project Planner Matilda Deas said in December the Council had a public hearing and it had been requested they receive additional input. Ms. Deas met with the Home Builders Association and a couple of developers in February, and they came to an agreement on what they were comfortable to bring forward to the Council. One of the suggestions was they, by State statute, could collect a 5% administrative fee. Instead, they would pull the figure of the cost of services study for administering SDC's. It would be less money than what they had planned before. The other issue was the concern regarding the capital improvements project list and the funding of the projects. They wanted a review every five years to see if they were collecting and implementing the projects. They had planned to review it yearly, but that language was also added. Councilor Carson asked if the cost of materials increase was included, and Ms. Deas said it was. Mayor Thompson said they anticipated the amount of the SDC's would be enough to do the capital improvement projects. Ms. Deas said that was the way it was supposed to be. They were going out for bonds, and there was language that they would not be liable for the projects if they did not pass. They had to use their best guess. Council gave consensus to move forward.

MANAGER'S REPORT: Briefing on Arndt Road Project - City Administrator Adcock said on May 25 he attended a work session with the County Commissioners to discuss possible alignments to the second phase of Arndt Road where it would connect with 99E. They proposed to connect to Third Avenue and Berg Parkway, which would be 17.9 million dollars. If Council was supportive, they would work with the County to refine the proposal and put together phasing. Planning Director John Williams passed out the engineer's report and drawings of the alternatives. Two bridges would have to be built, one over the railroad and one over the Molalla River. There were many benefits to this project, and they could contribute Urban Renewal and SDC money. They would also have 2 million dollars from ODOT.

Councilor Carson asked if there was a timeframe for using the money? Mr. Williams said it had to be committed to a project fairly soon. Councilor Carson thought they could look at the Berg Parkway transfer with the ODOT money. Councilor Johnson thought that was a good idea as they could use local dollars as well as SDC and URD funds later and take more time to pick one of the alternatives for Arndt Rd. It would also help with traffic to I-5 and the Industrial Park. Councilor Oliver said there was a road in the design from the park, and it wasn't the same one the Parks & Rec Board. Mr. Williams said it was a conceptual drawing. Councilor Blackwell said her problems with the URD was where would the traffic go, and she thought they should focus on Berg Parkway with the exchange of dollars later. Administrator Adcock said he would report that they were interested in the Canby option and would like to apply the money to S Berg Parkway.

CITIZEN INPUT: Bev Doolittle, Director of the Canby Chamber of Commerce, presented Council with the Canby Community Visitor's Destination Action Plan. It was a plan of what could work for the business community as far as interests of visitors and help in applying for

grants. She asked the Council to review it. Mayor Thompson said she would like the Planning Commission and Parks and Recreation Board to receive the plan. Ms. Doolittle said they were applying for money for a driving nursery tour guide. All the communities in Clackamas County were doing these Plans that were specific to their communities.

COUNCILOR'S ISSUES: Councilor Daniels referred Council to a letter from Marlene Elmore of the Traffic Safety Committee regarding striping 13th Street for a bike lane. They thought there was a safety concern because of parking on the street. The County had discussed widening the road. Councilor Carson said the east side of this past Teakwood was an issue, because there was no right of way there and the City would have to put in curbs and sidewalks all the way down to the Logging Road and it was not practical at this time. Mayor Thompson asked if this was more an issue of having a lane from the Logging Road or that the gas tax money should be spent on the lanes when they could do it. Councilor Daniels said a big issue was the maintenance of bike lanes. Mayor Thompson asked if new access was being created around town? Councilor Daniels said the goal was to get bike lanes all around the City. Mr. Williams said the County was willing to widen the road from Teakwood to the Logging Road if the City would stripe Ivy to Teakwood. The reason for concern was the parking for the 13th Avenue Park. Councilor Johnson said it was dangerous for bikes in that area. He was in favor of a bike lane. Mayor Thompson said they needed more information regarding costs and parking impacts. Councilor Johnson wanted something concrete from the County. Mr. Williams said 13th Avenue was an arterial and bike lanes had been planned the full length to 99E.

Councilor Carson thanked Mayor Thompson for speaking at the VFW Memorial Day Remembrance. Mayor Thompson said next year there would be a fly-by during the ceremony.

Mayor Thompson said some changes had been made in the camera work in the televising of City Council Meetings and hoped that made a difference in the coverage. She said that Mike Maze at OCTS could be contacted for comments about the coverage.

Councilor Oliver said Canby businessman, Chris Stutes' son would be pitching for Lake Oswego in the State Championship on Saturday. Canby resident Marty Hunter, a former coach at the high school and now an assistant coach at George Fox, had won the National Championship.

Councilor Blackwell thanked Mr. Williams for providing the Urban Renewal District street list. She also thanked Mayor Thompson for writing a letter on the park project with Commissioner Schrader.

Mayor Thompson said she thought it would be useful for the City to pursue some public outreach with a survey. She thought it was a good time to do it, and asked staff if they could fit it in their schedule. Staff would discuss it.

Councilor Blackwell wished the Class of 2004 well.

ACTION REVIEW:

1. Approving the consent agenda.

2. Following up with the next steps of the adoption of the revised Park SDC's.
3. Approving Resolution 860.
4. Approving Ordinance 1141 on second reading.
5. Approving Ordinance 1142 to come up for second reading on June 16, 2004.
6. Approving Ordinance 1143 on second reading.
7. Approving Ordinance 1144 on second reading.
8. Approving Ordinance 1145 on second reading.
9. Approving Ordinance 1146 to come up for second reading on June 16, 2004.
10. Continuing to work with the County on Arndt Road alignment.
11. Coming back to Council with some additional information of the cost and impacts of 13th Avenue bike lanes.
12. Bringing back ideas regarding a survey.

****Councilor Carson moved to go into executive session under ORS 192.660(2)(d) labor negotiations and ORS 192.660(2)(e) real property. Motion was seconded by Councilor Blackwell and passed 5-0.**

Mayor Thompson read the executive session format and recessed the regular session at 8:48 p.m.

Mayor Thompson reconvened the regular session and immediately adjourned at 10:26 p.m.

**CANBY CITY COUNCIL
EXECUTIVE SESSION
June 2, 2004**

Present: Mayor Melody Thompson, Councilors Walt Daniels, Wayne Oliver, Patrick Johnson, Randy Carson, and Teresa Blackwell, City Administrator Mark Adcock, City Attorney John Kelley, Finance & Court Services Director Chaunee Seifried, Library and Parks Director Beth Saul and Mike Swanson. Councilor Newton absent.

Mayor Thompson called the session to order at 8:55 p.m.

ORS 192.660(2)(e) – The Council discussed real property.
ORS 192.660(2)(d) – The Council discussed labor negotiations.

Mayor Thompson adjourned the session at 10:25 p.m.



Kimberly Scheafer
City Recorder Pro Tem



Melody Thompson
Mayor

Assisted with preparation of minutes Joyce Peters and Susan Wood