

**CANBY CITY COUNCIL
REGULAR SESSION
April 2, 2003**

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

Also present: City Administrator Mark Adcock, Community Development and Planning Director John Williams, City Attorney John Kelley, Transit & General Services Director Margaret Yochem, Finance Director Chaunee Seifried, Police Chief Ken Pagano, Municipal Court Judge Jon Henricksen, Administrative Specialist Kim Scheafer, Joe Witt, representatives of the Canby Police Department, Rick & Kathy Mashek, Richard & Teresa Britton, Ron & Linda Meyers, Bev Doolittle, Curtis & Lila Gottman, David Howell, Janie Malloy, and Jon Dragt.

Mayor Thompson called the regular session to order at 7:30 p.m., followed by the opening ceremonies.

SWEARING IN CEREMONY: Canby Police Officer Teresa Britton - Police Chief Ken Pagano introduced new Canby police officer Teresa Britton. Judge Jon Henricksen swore her in. Mayor Thompson congratulated and presented her with her police badge.

PROCLAMATION: Certification of March 11, 2003 Measure 3-98, 151 Acre Annexation - Mayor Thompson read the certification of the March 11, 2003 Special Election regarding Measure 3-98. The measure passed with an official count of votes from Clackamas County: Yes - 1,884, No - 788, Blank - 7, Overvotes - 0.

CITIZEN INPUT ON NON-AGENDA ITEMS: Lila Gottman invited the Council to the Canby Adult Center Bingo on April 5th. She presented the Council with dobbers and a raffle ticket.

CONSENT AGENDA: ****Councilor Carson moved to approve the Minutes of the Workshops of March 12, 2003; Minutes of the Regular Meeting of March 19, 2003; Accounts Payable of \$144,507.25; and approving liquor license applications for Donnelly Wine Merchants and Thai Dish, Inc. Motion was seconded by Councilor Johnson and passed 5-0.**

Appointments to Transit Advisory Committee - Councilor Johnson said the Mayor, Transit Director Margaret Yochem, and he interviewed four candidates. The committee's recommendation was to appoint Chris Mead, Jean Tallman, and Steven Willis to the Transit Advisory Committee with terms to expire March 31, 2006.

****Councilor Johnson moved to appoint Chris Mead, Jean Tallman and Steven Willis to the Transit Advisory Committee. Motion was seconded by Councilor Carson and passed 5-0.**

COMMUNICATIONS: None.

NEW BUSINESS: ODOT Fund Exchange Agreement - Community Development and Planning Director John Williams said this was something done every year. The City was allocated about \$70,000 annually for transportation projects, and there were many restrictions for using that money. ODOT traded that money for a 6% surcharge so it could be used without the restrictions. The money was to be used for the Ivy Street project.

****Councilor Johnson moved to authorize the Mayor to execute the 2002 Fund Exchange agreement with ODOT. Motion was seconded by Councilor Blackwell and passed 5-0.**

UNFINISHED BUSINESS: Discussion Regarding Knight School Pedestrian Crossing - Administrator Adcock said that Mr. Williams asked for this item to be tabled until more information could be gathered. Council agreed.

RESOLUTIONS & ORDINANCES:

Ordinance 1116 - Transit and General Services Director Margaret Yochem said they received \$200,000 in federal appropriations and it had to be matched with \$40,000. They thought the best way to spend this money was to purchase three more 18 passenger buses. The lift program had expanded rapidly, and this would give them two back-up buses and one minivan back-up. The total cost was \$242,000. The minivans came off the state bid, and the other buses came off their original bid from 2002 from Western Bus Sales.

Councilor Carson asked about their expansion plan for use of the new buses. Ms. Yochem said they had no operation expansion plan at that time, they were strictly for back-up because they were waiting for grant funding.

Councilor Johnson clarified that all this money was strictly for transit, it could not be used for anything else.

Councilor Newton asked how far out the new buses would take them as far as providing service based on how fast the ridership had grown? Ms. Yochem said it would be three years, and the buses should last longer than that.

Mayor Thompson clarified that this money came from taxes from the business community that were formerly paid to Tri-Met. Using their own buses gave better customer service for the community.

****Councilor Newton moved to adopt Ordinance 1116, AN ORDINANCE AUTHORIZING THE MAYOR AND CITY ADMINISTRATOR TO EXECUTE A CONTRACT FOR THE ACQUISITION OF THREE (3) BUSES FOR THE CANBY TRANSIT SYSTEM; AND DECLARING AN EMERGENCY to come up for final reading on April 16, 2003. Motion**

was seconded by Councilor Carson and passed 5-0 on first reading.

Ordinance 1117 - **Councilor Blackwell moved to adopt Ordinance 1117, AN ORDINANCE AUTHORIZING THE MAYOR AND CITY ADMINISTRATOR TO EXECUTE A CONTRACT WITH WESTERN BUS SALES, INC. OF CLACKAMAS, OREGON FOR THE PURCHASE OF TWO (2) ACTIVANS, A HANDICAP-ACCESSIBLE FOUR PASSENGER MINI-VAN, FOR THE CANBY TRANSIT SYSTEM, AND DECLARING AN EMERGENCY to come up for final reading on April 16, 2003. Motion was seconded by Councilor Johnson and passed 5-0 on first reading.

Ordinance 1118 - **Councilor Carson moved to adopt Ordinance 1118, AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF CANBY, CLACKAMAS COUNTY, OREGON AND THE COMPREHENSIVE PLAN MAP DESIGNATION FROM LOW DENSITY RESIDENTIAL TO HIGH DENSITY RESIDENTIAL FOR TAX LOT 200 OF TAX MAP 3-1E-34B, A 4.79 ACRE PARCEL ON THE NORTHEAST CORNER OF HIGHWAY 99E AND N. REDWOOD STREET. Motion was seconded by Councilor Johnson and passed 5-0 by roll call vote.

Resolution 815 - City Attorney John Kelley said they had a workshop with the General Canby Day Committee and this resolution reflected Council's recommendations.

Councilor Newton asked about the exemption clause, would a business that allowed a non-profit use of their facilities still have to pay the fee? Attorney Kelley said no, they would just need to abide by the rules and regulations.

****Councilor Johnson moved to adopt Resolution 815, A RESOLUTION AMENDING RESOLUTION NO. 583 ESTABLISHING AN ADVISORY COMMITTEE FOR GENERAL CANBY DAY, ESTABLISHING FEES FOR PARTICIPATION AND ESTABLISHING GEOGRAPHIC BOUNDARIES FOR LOCATION OF THE CELEBRATION. Motion was seconded by Councilor Blackwell and passed 5-0.**

Ordinance 1119 - Police Chief Pagano said this was a request to purchase two replacement patrol vehicles. One vehicle had been totaled in an accident. Councilor Johnson said that in the past these vehicles had been leased. In meeting budget directives, purchasing these would make sure they had good vehicles and was a chance for the City to have some equity when replacing them.

Councilor Newton said the money for these was already in the budget. Mayor Thompson said they did always try to purchase things locally, however Gresham Ford had the state bid.

****Councilor Johnson moved to adopt Ordinance 1119, AN ORDINANCE AUTHORIZING THE MAYOR AND CITY ADMINISTRATOR TO EXECUTE A CONTRACT WITH GRESHAM FORD OF GRESHAM, OREGON FOR THE PURCHASE OF TWO (2) FORD CROWN VICTORIA POLICE INTERCEPTOR VEHICLES FOR THE CANBY POLICE DEPARTMENT to come up for final reading on April 16, 2003. Motion was**

seconded by Councilor Blackwell and passed 5-0 on first reading.

Resolution 825 - **Councilor Johnson moved to adopt Resolution 825, A RESOLUTION ACCEPTING THE RESULTS OF MARCH 11, 2003 SPECIAL ELECTION, PROCLAIMING ANNEXATION INTO THE CITY OF 151 ACRES DESCRIBED AS TAX LOTS 00100, 00300, 00301, 00400, 00500, 00600, 00800, 01600, 01800, 02000, 02100, 02101, 02200, AND 02500 OF TAX MAP 3-1E-34 AND TAX LOT 01001 OF TAX MAP 4-1E-03 LOCATED ON THE SOUTHEAST QUADRANT OF THE CITY, BORDERED GENERALLY BY SE 1ST AVENUE ON THE NORTH, MULINO ROAD ON THE EAST AND S. TOWNSHIP ROAD ON THE SOUTH, AND SETTING THE BOUNDARIES OF THE PROPERTY TO BE INCLUDED WITHIN THE CITY LIMITS. Motion was seconded by Councilor Carson and passed 5-0.

MANAGER'S REPORT: Status Report on Canby Area Transit System - Transit and General Services Director Margaret Yochem said there were 10,036 riders in March. Cameras had been installed in the buses due to vandalism.

CITIZEN INPUT: Janie Malloy and John Dragt spoke regarding the Haute Air Faire on July 25-27, 2003. Ms. Malloy said they wanted to become the Pacific Northwest's food festival, raise money for local merchants and charities, create jobs for residents, elevate the quality of life in the community, and to foster an appreciation for agriculture. She said they would do so by bringing tourists to a free balloon festival. Parking and other activities would have a cost. They partnered with the Clackamas County tourism department and other festival organizations to put this on. They estimated that 20,000 people would bring in \$40,000 for parking alone. Their goal was to bring in 80,000 people in three years. She asked the City to tell them what was required of this.

Administrator Adcock asked where the event would take place. Mr. Dragt said they were looking at two locations, one was by Trost Elementary and the other was on a farm off of Good Lane. One benefit to the Trost property was use of the Logging Road. Administrator Adcock said they would talk with staff and come back to the Council with more information. Councilor Johnson said he appreciated the fact they came to talk with them, and he was in favor of the event.

Councilor Newton wondered how they would use the volunteers and how they would be compensated? Ms. Malloy said they had chair people to represent the volunteers, such as a chair over trash and recycling. That person would oversee the volunteers and schedule them. Each volunteer would have a timesheet where they could check off which organization they wanted the money to go to. They were planning on paying \$5 an hour. Even children could volunteer.

Ms. Malloy said they gave the Council several scenarios, one a worse-case and one they thought would actually happen. They were looking to get 6 sponsors and at least have the balloons go up, have a few children's activities and maybe a few other activities. They wanted to make this a large and well-known festival and capitalize on the local cuisine.

COUNCILOR'S ISSUES: Councilor Blackwell said on April 10 from 5:30 to 7:30 p.m. at the

Adult Center there would be an open house for the Clackamas County Green Corridor task force.

Councilor Johnson said that he wanted to testify regarding SB 585. Administrator Adcock said that the City's testimony would be presented by the League of Oregon Cities.

Councilor Johnson asked the Council's opinion on having an Urban Renewal Meeting. Mayor Thompson asked for a brief update. Mr. Williams said he talked with the Governor's staff who told him that there was 120 million dollars in requests for 90 million dollars of OECD funding. He was reassured that Canby was a priority and they should feel confident that if the funding was approved by the legislature, Canby would get the funding. The City's application was in and awaiting approval. He thought they might want to meet to discuss what other projects the Agency could work on. The Council decided to meet in an Urban Renewal Agency workshop on Thursday, April 10. Councilor Johnson said they would like a project list and rough estimates of what things would cost and the time line for the getting the Advisory Committee seats filled. Councilor Newton asked to discuss what projects would be affected by the property that was taken out. Councilor Johnson also wanted to discuss the expectations of the Advisory Committee. Councilor Newton thought they should interview the one applicant they had. Councilor Johnson asked if they were going to reconsider the applicants that had already been through the process. Council decided to discuss that topic at the workshop.

Mayor Thompson spoke about the Governor's visit. He had good things to say about Canby, specifically how Canby was looking to itself to try to solve its problems and create its own identity. Councilor Carson thanked Bev Doolittle and the Chamber of Commerce for helping organize the event.

ACTION REVIEW:

1. Approving the consent agenda.
2. Appointing Chris Mead, Steven Willis and Jean Tallman to the Transit Advisory Committee.
3. Approving the ODOT Fund Exchange Agreement.
4. Coming back with more information regarding the Knight School pedestrian crossing.
5. Approving Ordinance 1116, to come up for second reading on April 16, 2003.
6. Approving Ordinance 1117, to come up for second reading on April 16, 2003.
7. Approving Ordinance 1118 on second reading.
8. Approving Ordinance 1119, to come up for second reading on April 16, 2003.
9. Approving Resolution 815, amending Resolution 583, establishing an Advisory Committee for General Canby Day.
10. Approving Resolution 825, proclaiming annexation of 151 acres.
11. Working out logistics with the Haute Air Faire representatives.

****Councilor Carson moved to go into Executive Session under ORS 192.660 (2) labor negotiations. Motion was seconded by Councilor Johnson and passed 5-0.**

Mayor Thompson read the executive session format and recessed the regular session at 8:45 p.m.

Mayor Thompson reconvened the regular session at 10:30 p.m.

****Councilor Carson moved to approve the management compensation plan as submitted, to be paid from the City's contingency fund for fiscal year 2003-2004. Motion was seconded by Councilor Johnson and passed 5-0.**

Mayor Thompson adjourned the regular Council session at 10:35 p.m.

EXECUTIVE SESSION
APRIL 2, 2003

Present: Mayor Melody Thompson, Councilors Georgia Newton, Wayne Oliver, Pat Johnson, Randy Carson, and Teresa Blackwell, City Administrator Mark Adcock, Community Development & Planning Director John Williams, Police Chief Ken Pagano, and David Howell.

Mayor Thompson called the session to order at 8:50 p.m.

ORS 192.660 (2) - The Council discussed labor negotiations.

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

Chaunce F. Seifried

Chaunce F. Seifried
City Recorder pro tem

Melody Thompson

Melody Thompson
Mayor

Kim Scheafer

Prepared by Kim Scheafer
and Susan Wood Office Specialists



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PROCLAMATION

WHEREAS, the City of Canby, County of Clackamas, Oregon, held a Special Election on March 11, 2003, to consider the following measure:

MEASURE NO. 3-98

Shall 151 acres located in the SE quadrant of Canby be annexed into the Canby City limits?

WHEREAS, the Clackamas County Elections Department offers the following as an official count of votes for the Special Election as of March 21, 2003.

YES -	1884
NO -	788
Blank -	7
Overvotes -	0

NOW, THEREFORE, I, Melody Thompson, Mayor of the City of Canby, Oregon, do hereby proclaim the foregoing to be a true and accurate accounting as presented by the Clackamas County Election Division dated March 21, 2003

Dated this 2nd day of April, 2003.

Melody Thompson, Mayor

