

**CANBY CITY COUNCIL
WORKSHOP
November 5, 2003**

Present: Mayor Melody Thompson, Councilors Walt Daniels, Georgia Newton, Wayne Oliver, Pat Johnson, and Teresa Blackwell, City Administrator Mark Adcock, City Attorney John Kelley, Library & Parks Director Beth Saul, Lila & Curtis Gottman, Charles Blackwell, and Betty Fish-Ferguson.

Mayor Thompson called the session to order at 6:30 p.m.

The Council met in workshop session with the General Canby Day Committee. Lila Gottman did a presentation on the history, duties, and goals of the General Canby Day Committee.

Mayor Thompson adjourned the session at 7:27 p.m.

**CANBY CITY COUNCIL
REGULAR SESSION
November 5, 2003**

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

Also present: City Administrator Mark Adcock, City Attorney John Kelley, Library & Parks Director Beth Saul, Transit & General Services Director Margaret Yochem, Police Chief Ken Pagano, Administrative Specialist Kim Scheafer, Office Specialist Dana Wipff, Lieutenant Greg Kroeplin, Sergeants Brian Howarth, Tim Sommer, and Jorge Tro, Officers Nathan Di Cenzo, Teresa Britton and Lisa Panoff, Municipal Court Judge Jon Henricksen, Bev Doolittle, Marlene Elmore, Ken Schuh, Brent Yochem, David Howell, Ace Wehus, David Chavez, and Eli Blackwell.

Mayor Thompson called the regular session to order at 7:35 p.m., followed by the opening ceremonies.

Transit & General Services Director Margaret Yochem showed the Council a plaque from the Oregon Transit Association that they had won as Transit System of the Year for going from 4,000 rides to 13,489. She also reminded them of the Transit Bus Stop Dedication on November 10 at 8 a.m.

SWEARING IN CEREMONY: New Canby Police Officer - Police Chief Ken Pagano introduced Nathan Di Cenzo and read a bio of Officer Di Cenzo. Municipal Court Judge Jon Henricksen swore in police officer Nathan Di Cenzo. The Mayor presented him with his badge and Mr. Di Cenzo thanked everyone.

PROCLAMATIONS: Flag Respect – Mayor Thompson read a proclamation proclaiming flag respect for the month of November and presented it to Mr. Ace Wehus. Mr. Wehus thanked the Mayor and asked for approval to put the Councilors' pictures on the video he was making.

CITIZEN INPUT ON NON-AGENDA ITEMS: Bev Dolittle, director of the Canby Area Chamber of Commerce, invited the Council to participate in the "Light-Up the Night" parade on Saturday, November 29, 2003 around downtown and ending at Wait Park. Ms. Dolittle asked for permission for street closures for the parade route. She also invited them to a ribbon cutting for a new business, Sky Taxi, on November 7 from 4-6 p.m.

****Councilor Daniels moved to approve the parade route street closure request. Motion was seconded by Councilor Blackwell and passed 5-0.**

Ken Schuh, Meet Director for the Canby Swim Club, informed Council of the 2003-2004 swim meet schedule. He also highlighted the benefits the Club gave to the City.

Marlene Elmore, representative of the Canby Police Department and Volunteers, invited the Council to attend the Police Department Outreach Center Open House on November 15.

David Chavez, resident of 525 SW 4th Avenue, and Eli Blackwell, resident of 160 NW 15th Street, read a statement in which they asked Council to adopt a policy that would compel citizens of Canby to abstain from smoking in the presence of minors. Mr. Blackwell read arguments in favor of such a policy. Mayor Thompson said the Council would respond to their request at a later date. City Attorney Kelley asked if they intended to govern people in their homes or just out in public. Mr. Chavez said it would be impossible to govern in people's homes.

CONSENT AGENDA: **Councilor Daniels moved to approve the Regular Meeting of October 15, 2003 and Accounts Payable of \$171,922.21. Motion was seconded by Councilor Johnson and passed 5-0.

COMMUNICATIONS: None.

PUBLIC HEARING: Parks & Recreation System Development Charges - City Administrator Adcock said this would be rescheduled to the meeting of December 17, 2003.

NEW BUSINESS: None.

UNFINISHED BUSINESS: None.

RESOLUTIONS & ORDINANCES:

Resolution 840 - ****Councilor Johnson moved to adopt Resolution 840, A RESOLUTION ACCEPTING DEDICATION OF LAND FROM RAY L. BURDEN AND THE ZIMMER FAMILY LIMITED PARTNERSHIP FOR RIGHT-OF-WAY PURPOSES. Motion was seconded by Councilor Blackwell and passed 5-0.**

Resolution 845 - Administrator Adcock asked that Resolution 845 be taken off the agenda. The City Attorney had recently returned from a seminar on Oregon employment law and additional changes needed to be made to the personnel policy.

Ordinance 1125 - ****Councilor Johnson moved to adopt Ordinance 1125, AN ORDINANCE REPEALING CHAPTER 2.60 OF THE CANBY MUNICIPAL CODE WHICH ESTABLISHES RESIDENCY REQUIREMENTS FOR OFFICERS AND EMPLOYEES OF THE CITY OF CANBY. Motion was seconded by Councilor Daniels and passed 5-0 by roll call vote.**

Ordinance 1126 - ****Councilor Daniels moved to adopt Ordinance 1126, AN ORDINANCE AMENDING CANBY'S COMPREHENSIVE PLAN BY ADDING A NEW "AREA OF SPECIAL CONCERN". Motion was seconded by Councilor Blackwell and passed 4-1 by roll call vote with Councilor Oliver opposed.**

Ordinance 1127 - Chief Pagano said there was a need to replace two police vehicles. The agreement was through Gresham Ford, which was the participant in the State bid program. It would also finance new equipment for the vehicles. He recommended approval of the ordinance.

****Councilor Newton moved to adopt Ordinance 1127, AN ORDINANCE AUTHORIZING THE MAYOR AND CITY ADMINISTRATOR TO EXECUTE A LEASE/PURCHASE AGREEMENT WITH GRESHAM FORD OF GRESHAM, OREGON AND FORD MOTOR CREDIT COMPANY FOR THE LEASE/PURCHASE OF TWO (2) 2004 FORD CROWN VICTORIA POLICE SEDANS WITH EMERGENCY EQUIPMENT PACKAGES, AND DECLARING AN EMERGENCY to come up for second reading on November 19, 2003. Motion was seconded by Councilor Johnson.**

Councilor Daniels asked about the lease purchase program. Chief Pagano said they would lease the vehicles for four years, and then purchase them for \$1.

Motion passed 5-0 on first reading.

MANAGER'S REPORT: Chief Pagano recognized the police department for 10 recent arrests in identity theft. They retrieved a lot of stolen property as well.

Update on K-9 Unit Donation Program - Chief Pagano said that one of the K-9 dogs, Quinn, was ten years old and would need to be replaced in the near future. They were looking into options for funding and replacing canines. Administrator Adcock said the information would be presented in a workshop with the Council.

CITIZEN INPUT: None.

COUNCILOR'S ISSUES: Mayor Thompson said they received communication from Marion County regarding Metro research into proposed industrial lands and expansion. There was a meeting on November 10 in Woodburn. Mr. Adcock said a representative from the City would be at the meeting.

Mayor Thompson asked if the Council could hold a workshop on a street maintenance fee and results from the recent annexations. Council gave consensus for a workshop on November 17 at 7 p.m.

Councilor Blackwell asked for Council approval to go to the Oregon Historic Landmarks Commission meetings. Council agreed.

Councilor Daniels reminded Council about the League of Oregon Cities Annual Conference on Friday, November 14, 2003.

Councilor Johnson asked about the waiving of fees for the Habitat for Humanity house. To waive the fees would cost them \$5,700 and these fees would have to come out of some other fund. Administrator Adcock said that the general fund or contingency fund would have to be used for the building permit fee, but the other fees could be waived. Councilor Johnson would like to see the Council do something like this. Councilor Blackwell agreed. They would have to pay \$1,538 out of City funds. Councilor Newton said she would be supportive in waiving the other fees except the one that they would have to reimburse.

****Councilor Johnson moved to approve the request to waive the planning street department fees, construction excise tax, and system development charges for the Habitat for Humanity house. Motion was seconded by Councilor Blackwell.**

Councilor Daniels reminded Council that they would be setting a precedent.

Motion passed 5-0.

ACTION REVIEW:

1. Rescheduling the public hearing for Parks SDCs to December 17th.
2. Approving the Consent Agenda.
3. Approving Resolution 840.
4. Approving Ordinance 1125 on second reading.
5. Approving Ordinance 1126 on second reading.
6. Approving Ordinance 1127 to come up for second reading on November 19, 2003.
7. Scheduling a workshop for Council for November 17 at 7 p.m.
8. Waiving fees for the Habitat for Humanity house.
9. Responding to Mr. Wehus' request about the flag video.
10. Responding to the request for a smoking ordinance.

There was no executive session.

Mayor Thompson adjourned the session at 8:30 p.m.

Chaunee F. Seifried

Chaunee F. Seifried
City Recorder pro tem

Kim Scheafer

Prepared by Kim Scheafer
and Susan Wood Office Specialists

Melody Thompson

Melody Thompson
Mayor



OFFICE OF THE MAYOR

Proclamation

"RESPECT OUR FLAG MONTH"

WHEREAS, TITLE 4, UNITED STATES CODE, CHAPTER 1, THE FLAG CODE SETS FORTH THE PROPER ETIQUETTE FOR THE DISPLAY AND USE OF THE UNITED STATES FLAG; AND

WHEREAS, RESPECT FOR THE FLAG IS CALLED FOR IN THE CODE IN ORDER THAT THE SYMBOLISMS OF OUR FLAG BE REMEMBERED AND RESPECTED BY ALL, AND PARTICULARLY BY OUR YOUTH; AND

WHEREAS, THE FLAG SERVES AS AN IMPORTANT EMBLEM OF THE COURAGEOUS SACRIFICES OF FREEDOM LOVING MEN AND WOMEN THROUGHOUT THE HISTORY OF THE UNITED STATES OF AMERICA; AND

WHEREAS, PARENTS, TEACHERS AND COMMUNITY LEADERS ARE ENTRUSTED WITH THE RESPONSIBILITY TO TEACH AND DEMONSTRATE THESE SYMBOLS OF THE FLAG AND THE IMPORTANCE OF REMEMBERING AND RESPECTING, THROUGH PROPER DISPLAY AND USE OF OUR FLAG, THE SACRIFICES OF VETERANS AND OTHERS WHO HAVE FOUGHT TO PROTECT OUR FREEDOM.

NOW THEREFORE, I, MELODY THOMPSON, MAYOR OF THE CITY OF CANBY AND ON BEHALF OF THE ENTIRE CITY COUNCIL, DECLARED THE MONTH OF NOVEMBER AS

RESPECT OUR FLAG MONTH

AND URGE ALL CITIZENS TO BECOME KNOWLEDGEABLE IN FLAG ETIQUETTE WITH THE GOAL OF INCREASING RESPECTFUL USE AND DISPLAY OF OUR FLAG.

GIVEN UNTO MY HAND THIS 5TH DAY OF NOVEMBER, 2003 IN THE CITY OF CANBY, OREGON.

MELODY THOMPSON