

CANBY CITY COUNCIL
REGULAR SESSION
APRIL 17, 2002

Mayor Terry Prince presiding. Council members present: Walt Daniels, Patrick Johnson, Shirley Strong, and Randy Carson. Councilor Teresa Blackwell was absent due to the death of her father and Councilor Jean Tallman was also absent due to the death of her sister-in-law.

Also present: Community Development and Planning Director John Williams, City Attorney John Kelley, Marty Moretty, Transit Director Margaret Yochem, Library and Parks Director Beth Saul, Leonard Walker, Melody Thompson, Deborah Sommer, Pastor Eric Munson and youth group, Georgia Newton, Bob Pete, Robin Bonnie McNeeley, Jamie Johnk, and Lila Gottman.

Mayor Prince called the regular session to order at 7:30 p.m., followed by the opening ceremonies and a moment of silence for our troops.

PROCLAMATION: Back to School Week - Mayor Prince read the proclamation declaring April 29 to May 2, 2002 as Back to School Week. Canby School District Superintendent Deborah Sommer accepted the proclamation. She thanked the Council for their support. They had a number of activities planned in each of the schools and were hoping to have citizens participate. There were a lot of school volunteers in Canby, and she thanked them for their service.

CITIZEN INPUT ON NON-AGENDA ITEMS: Canby Assembly of God Youth Pastor Eric Munson said for the past six years, the Council granted them the ability to use a plot on First Avenue next to Canby Utility for the sale of fireworks without charge and use of electricity. This year they would not be able to use it, but over the last years they raised over \$15,000 selling fireworks. He and a large group of youths from the church presented the Mayor and Council with a certificate of appreciation for use of the lot. They also presented the City with a large framed picture by a regional artist entitled "Determination" which displayed an eagle with an American flag. The Mayor thanked the group and said that the City would display the picture, perhaps at the Library or in City Hall.

Robin Bonnie McNeeley, Canby Growers Market Manager, asked to use the street again this year for the growers market which will be opening on May 11th. This year they were going to be doing an art market the first Saturday of the month and on the third Saturday they would have a flea market. Many merchants were working with them so they could coordinate efforts.

Councilor Carson asked if they could make a determination regarding the barricades at a later time. He thought it was a great project, and that this spot was a better location for the market. CBR Director Jamie Johnk said last year Roy Hester dropped off the barricades at the beginning of the season and they set them up themselves every Saturday.

****Councilor Daniels moved to approve use of the City parking lot and street closure of NW 1st Avenue between N. Holly and Grant and use of the Pioneer Plaza the first and third Saturdays of the month. Motion was seconded by Councilor Johnson and passed 4-0.**

Bob Pete from the Canby Swim Club invited everyone to a swim meet being hosted at the Municipal Swim Center this Saturday and Sunday.

CONSENT AGENDA: **Councilor Strong moved to approve the Minutes of the regular and executive session of April 3, 2002, and Accounts Payable of \$276,472.66. Motion was seconded by Councilor Carson and passed 4-0.

COMMUNICATIONS: Request from Slice of Summer for Fee Waivers and to Barricade Streets and Request for Street Closures for Rotary Three on Three Basketball Tournament - Mayor Prince said that since two Councilors were not present, he was requesting of Council to move these requests and the discussion of community event fee waivers to the meeting of May 1, 2002. It would allow the entire Council to discuss these issues. The Council concurred.

NEW BUSINESS: New Liquor License Application for La Mexicana - Community Development and Planning Director John Williams reviewed the memo in which Police Chief Pagano recommended approval of the application.

Councilor Carson confirmed the location was near Fultano's Pizza and that it was a package sale only license.

****Councilor Carson moved to forward a recommendation of approval to the Oregon Liquor Control Commission for a new liquor license application for La Mexicana Market. Motion was seconded by Councilor Daniels and passed 4-0.**

Committee Appointment to Bike and Pedestrian Committee -

****Councilor Daniels moved to appoint Steven Willis to the Bike and Pedestrian Advisory Committee to fill an open position which will expire on June 30, 2004. Motion was seconded by Councilor Strong and passed 4-0.**

Committee Appointment to the Transit Advisory Committee - Transit Director Margaret Yochem said she received two applications, and was recommending appointment of Javier Meza-Perfecto whose application came in first and who would be representing the Hispanic population of Canby. This would replace Jean Tallman's position.

****Councilor Johnson moved to appoint Javier Meza-Perfecto to the Transit Advisory Committee to fill an open position which will expire on March 31, 2005. Motion was seconded by Councilor Daniels and passed 4-0.**

UNFINISHED BUSINESS: Work Plan Presentation for 13th Avenue Park - Parks Director Beth Saul presented the work plan proposal for the 13th Avenue Park. They had several meetings a year ago where they planned the full 13th Avenue/Ackerman complex master plan. The work plan proposed would further define the park, and help decide how to phase it in, recognizing budget and staff limitations. There had been interest from different service groups who would be willing to help. Their plan began with a series of Tuesday night meetings starting May 21st to refine and

describe the plan. The meeting of June 4th would be brainstorming and prioritize the preferred elements in the final design. Then on June 11th, they would create functional site designs and from that staff would refine it to one or two final designs. They would hold a special meeting on June 18th to select play equipment. In July, they would bring a final proposal to the Council.

****Councilor Johnson moved to approve the 13th Avenue Park work plan proposal. Motion seconded by Councilor Daniels.**

Councilor Johnson said in Hubbard one of the City Councilors took playground equipment marketing materials to each of the area businesses, and was very successful at getting donations. Councilor Strong said that same person also got grants for the park. Councilor Carson said it was time to get this master-planned. They also needed to get School Board support. Ms. Saul said she thought many of the same stakeholders would be interested in participating again.

****Motion passed 4-0.**

ORDINANCES & RESOLUTIONS:

Ordinance 1094 - Mr. Williams said this would authorize a contract with Western Bus Sales for four transit vehicles.

****Councilor Carson moved to adopt Ordinance 1094, AN ORDINANCE AUTHORIZING THE MAYOR AND CITY ADMINISTRATOR TO EXECUTE A CONTRACT FOR THE ACQUISITION OF BUSES FOR THE CANBY TRANSIT SYSTEM; AND DECLARING AN EMERGENCY on second reading. Motion was seconded by Councilor Strong and passed 4-0 by roll call vote.**

Resolution 790 - Mr. Williams said this resolution was coming back to the Council with some revisions. It allowed any member of the Council in addition to the Mayor to recommend an appointment and there were changes made to the quorum section.

Councilor Carson wanted clarification on wording, where it said the committee shall be appointed by the Mayor or a member of the Council, should it say be recommended for appointment instead? Council consensus was to leave the language as written.

****Councilor Daniels moved to adopt Resolution 790, A RESOLUTION CREATING AND ESTABLISHING A TRANSIT ADVISORY COMMITTEE FOR THE PURPOSE OF ADVISING THE CITY, THROUGH ITS TRANSIT DIRECTOR, REGARDING ISSUES OF DEVELOPMENT, IMPLEMENTATION AND ONGOING TRANSIT SERVICES FOR THE CITY OF CANBY. Motion was seconded by Councilor Strong and passed 4-0.**

Resolution 792 - Mr. Williams explained that when the subdivision at the corner of Holly and Territorial was being developed, they found there were access reservation strips that had not been deeded to the City. These were strips at the ends of public streets that got stubbed out, and the reason they did that was to give them legal authority to control people putting driveways in. They

didn't do this anymore, now they were automatically created and revoked when a new street was built. This resolution would accept the dedication of three of these strips.

****Councilor Daniels moved to adopt a Resolution 792, A RESOLUTION TO ACCEPT DEDICATION OF THREE ACCESS CONTROL STRIPS IN EASTWOOD ESTATES ANNEX NO.2 SUBDIVISION FOR STREET RIGHT-OF-WAY PURPOSES. Motion was seconded by Councilor Carson and passed 4-0.**

MANAGERS' ISSUES: Transit Director Margaret Yochem - She announced they had ten entries in the "Name the Bus" contest. The Transit Advisory Committee unanimously chose to name it "The CAT" or Canby Area Transit. It was also decided to send a letter of thanks to all those who participated in the contest and ask if they would like to ride in the buses when they were on the road for the first time on July 4 in the General Canby Day Parade. They were now moving forward with graphic design and artistry.

Councilor Carson thanked Margaret and the advisory committee for all their hard work.

CITIZEN INPUT: None.

COUNCILORS' ISSUES: Mayor Prince asked Councilor Carson if he could cover a meeting of the Clackamas County Coordinating Committee for Councilor Blackwell who would be unable to attend. Councilor Carson said he could do that.

Mayor Prince urged the citizens to vote in May, especially since it was so important for the Swim Center and Police departments. The City Council forwarded this decision to the community and they needed to know where citizens stood on these issues.

ACTION REVIEW:

1. Approving the consent agenda.
2. Adopting Ordinance 1094 on final reading.
3. Adopting Resolution 790.
4. Adopting Resolution 792.
5. Recommending approval to OLCC for a new liquor license for La Mexicana.
6. Moving the discussion regarding community event fee waivers and requests from the Slice of Summer and Rotary 3 on 3 Basketball Tournament to May 1, 2002 meeting.
7. Approving committee appointments for the Bike & Pedestrian and Transit Advisory committees.
8. Approving the name "The CAT" as the new Canby Area Transit.
9. Approving the use of the Railroad parking lot, First Avenue, and Pioneer Plaza for Canby Growers Market.
10. Approving the 13th Avenue Park work plan with meetings starting in May.

****Councilor Strong moved to go into Executive Session under ORS 192.660 1(e) real property transactions, and 1(f) exempt public records. Motion was seconded by Councilor Carson and passed 4-0.**

Mayor Prince recessed the regular Council meeting at 8:10 p.m.

Mayor Prince reconvened the regular Council session and immediately adjourned at 9:15 p.m.

EXECUTIVE SESSION
APRIL 17, 2002

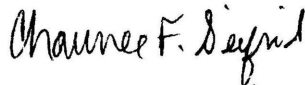
Present: Mayor Terry Prince, Councilors Walt Daniels, Patrick Johnson, Shirley Strong, and Randy Carson, City Attorney John Kelley, and Parks Director Beth Saul.

Mayor Prince called the session to order at 8:20 p.m.

ORS 192.660 1(e) - The Council discussed a real property transaction.

ORS 192.660 1(f) - The Council discussed exempt public records.

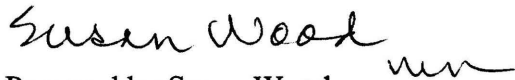
Mayor Prince adjourned the session at 9:01 p.m.



Chauncey F. Seifried
City Recorder pro-tem



Terry L Prince
Mayor



Prepared by Susan Wood
Office Specialist