

CANBY CITY COUNCIL  
WORKSHOP  
OCTOBER 17, 2001

Present: Council President Shirley Strong, Council members Corey Parks, Walt Daniels, Patrick Johnson, Randy Carson, and Teresa Blackwell, City Administrator Mark Adcock, Budget Committee members Geri Luessen and Leonard Walker, Finance Operations Manager Laura Dornbusch, Library and Parks Director Beth Saul, Aquatics Director Eric Laitinen, Parks Supervisor Jeff Snyder, Chief Ken Pagano, Lt. Greg Kroeplin, General Administration Office Supervisor Marty Moretty, Bob Pete, Larry Krettler, Justin Krettler, Rick Maier, Ken Schuh, Peter Moy from FCSG, and Lila and Curtis Gottman.

Council President Strong called the session to order at 6:08 p.m. A light dinner was served.

The Council met in workshop session with the Financial Consulting Solutions Group to discuss the cost of a service study. Representative Peter Moy from FCSG, Inc. was on hand to make the presentation and answer questions and facilitate the discussion.

Mayor Prince arrived at 6:58 p.m.

Mayor Prince adjourned the session at 7:16 p.m.

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CANBY CITY COUNCIL  
REGULAR SESSION  
OCTOBER 17, 2001

Mayor Terry Prince presiding. Council members present: Walt Daniels, Patrick Johnson, Shirley Strong, Randy Carson, and Teresa Blackwell.

Also present: City Administrator Mark Adcock, Community Development and Planning Director John Williams, Marty Moretty, Library and Parks Director Beth Saul, Donna and Leonard Walker, Curtis and Lila Gottman, Robi Kurth, Dirk Borges, Ron Berg, Jack Hammond, Laura Dornbusch, Jeff Snyder, E. Wayne Oliver, Steve Amick, David Howell, Bob Pete, Finance Director Chaunee Seifried, Bobbie Breedlove, Sonja Polack, Jim Newton, and Robin Adcock.

Mayor Prince called the regular session to order at 7:33 p.m., followed by the opening ceremonies.

**CITIZEN INPUT ON NON-AGENDA ITEMS:** Robin Adcock with the Canby School District wanted to tell them about two youth programs. She passed out a packet of information about the Canby Can Read program, which was a volunteer literacy program to help children in kindergarten to third grade. Also in the packet was information on the after school program at Trost, the 21<sup>st</sup> Century Learning Center program, a program for students second through fifth grade.

Councilor Blackwell asked Ms. Adcock if they had a better turnout than last year. Ms. Adcock said they had a phenomenal turnout, they served 89 students with 74 volunteers, and they had at least 60 return volunteers plus she had been training 20 more. They had 40 to 50 students at each school site. Her goal was to get 150 volunteers. The hours for the Canby Can Read program was during school hours, and the after school program was from 3:30 to 5:30 p.m.

She also told the Council of her recent trip to Salt Lake City accompanying her husband, Mark Adcock, to the ICMA Conference where he was given a Thirty Year Achievement Award. She had been his wife for fifteen years and they had worked together in that time in three different communities, and Mr. Adcock did his best to provide the citizens of those communities with exceptional service. Mayor Prince said Mr. Adcock was one of eight who received the award and they were proud of him.

Councilor Johnson pointed out that Ms. Adcock had been chosen to represent Canby by being one of the participants to carry the Olympic torch.

**CONSENT AGENDA: \*\*Councilor Strong moved to approve the minutes of the regular and executive session of October 3, 2001 and accounts payable of \$351,841.10.**

Councilor Strong said out of the accounts payable, a little over \$100,000 was for liability insurance.

**Motion was seconded by Councilor Daniels and passed 5-0.**

**COMMUNICATIONS:** Councilor Daniels mentioned the car seat inspection clinic being held at Canby Burgerville on Saturday, October 20<sup>th</sup> between 9 a.m. and 11 a.m.

**NEW BUSINESS:** Discussion re: Canby Utility Concerns Related to Proposed Gravel Mining Operations - Canby Utility's attorney Jack Hammond said Councilor Carson requested they make a short presentation regarding the status of the Molalla reserve land use application, a proposal being processed by Clackamas County. It sought to amend the Clackamas County comprehensive plan and to achieve zoning designation to allow flood plain mining on the Molalla River, river mile 17.5, several miles up from Wagon Wheel Park, on the Molalla River and adjacent to Macksburg Road, equidistant between Highways 213 and 211. They looked at this application very carefully, they hired well qualified consultants in hydrology and geomorphology, the movement of rivers, and very experienced in mining operations and active flood plains. The analysis convinced them that this particular proposal presented the most significant danger to the Molalla River, the water quality of the river, and the ability of Canby Utility to provide a safe and continuous supply of water to the residents of Canby of any other proposal in the thirty years Canby Utility had been in existence. This was the first significant proposal in Washington or Oregon of a very significant flood plain aggregate operation since the extreme flood episodes in the mid-1990s. In the state of Washington, it was essentially impermissible to locate one of these facilities within a 100 year flood plain. They advocated before the Planning Commission that this was an extreme danger, and there should not be any

gravel extraction source within an active flood plain area, or within a 100 year flood plain, the pit should not exceed the deep portion of the river adjacent to the site. This was supported by sound scientific evidence. The Planning Commission recommended 4-1 to the Board of County Commissioners that this application be denied. They had two hearings before the County Commissioners. The Commissioners would make a decision on this application on November 7. He felt they sent a very compelling case of a very real danger, and he was hopeful that the board of County Commissioners would deny this application.

Councilor Parks arrived at 7:45 p.m.

Councilor Carson, as liaison to Canby Utility, had attended the board meetings. He said no one was against gravel mining, that was not the issue. The issue was the flood plain, water issues, and turbidity. Mr. Hammond said in the past they had good relations with the gravel mining enterprises in the vicinity of Canby. Canby Utility was a significant user of aggregate in the Westcott substation they just completed. They did need aggregate, and about six years ago, Clackamas County did an exhaustive inventory and amendment to the comprehensive plan and identified 25 to 30 aggregate sites in Clackamas County to accommodate the future aggregate needs in the County for years to come. This site was not identified in that process. There were substantial aggregate resources available in areas outside of the 100 year flood plain.

Councilor Carson asked if written testimony could be submitted to the County Commissioners. Mr. Hammond said the only testimony they could submit would be in rebuttal to information that was filed as of that day, and he didn't know what that information was. Councilor Carson wanted to know if they could submit a letter in opposition to this? Mr. Hammond said it wouldn't hurt, but he didn't know about it's immiscibility into the record.

**\*\*Councilor Carson moved to send a letter to the Clackamas County Board of Commissioners in opposition to the proposed Molalla reserve aggregate mining operation. Motion seconded by Councilor Johnson and passed 6-0.**

It was decided that Administrator Adcock would write the letter and sign it to expedite the process.

Implementation of New Electric Rates - Canby Utility Board member Jim Newton gave a short presentation on the new electric rates and how they were derived. Canby Utility's low cost, long term power supply contracts with PGE and Bonneville expired September 30, 2001. They signed a new five year, full service power contract with BPA after a dedicated search for a better deal. The new contract increased wholesale power costs 60%, forcing Canby Utility to increase its retail rates. Their new electric rates, which became effective October 1, provided no extra funds for Canby Utility, all increases went to BPA. For the process of designing their new rates, they sent out a survey on four sets of competing values: stable vs. volatile rates, flat vs. variable rates, fair vs. equitable rates, and utility vs. personal conservation programs. They received back 600 responses, and with those responses they developed some ratios. The board hired two rate consultants to help design the new rates that collected the required revenue in a way that reflected the desires of their customers. They took what their customers said on the survey plus

rate making rules, and developed the following criteria for their consultants to use in developing the new rates: the rate structures should be simple and not complex; they should reflect the cost of service; the fixed costs should be collected with fixed charges; and rates should reflect seasonal differences. They advertised the rates in the *Canby Herald*, and citizens were invited to the rate hearing to comment on the proposed rates. Only two citizens came to the hearing and they received no written comments. The increase costs of power on the west coast was impacting most utilities much the same way as it was Canby, their rate increases were relatively similar to PGE's, however Canby Utility's rates remained lower.

Mayor Prince said there were some options in the rate structure for people who could not afford this increase. Mr. Newton said he was not sure if Canby Utility offered such a program, but Dirk Borges might know if they did. Canby Utility's General Manager Dirk Borges discussed the Share the Warmth program, which was administered by St. Vincent de Paul. St. Vincent's would make the analysis and would send Canby Utility a voucher and that person's account would be credited the amount. The first two bills this year would be half the old rate, half the new rate, but the bill in December would be the full impact of the new rate. It would be substantially larger, and if someone had problems, they should call Canby Utility.

Mr. Borges said one common problem was people who bought new, more efficient refrigerators, and took the old refrigerator and put it in the garage where it was not insulated and they lost all the money they were saving by buying the new refrigerator.

**UNFINISHED BUSINESS:** Review of Draft Ordinance Regulating Bicycles, Skateboards, Scooters, Roller Blades and Skates within the City of Canby - Attorney John Kelley said this was a draft ordinance, it was not intended for a first reading, but was for discussion only. The Bike and Ped and Traffic Safety committees met to put together a recommendation to the Council regarding bicycles, roller blades, etc. on the sidewalks in the downtown commercial area. The first section of the ordinance defined what regulated riding activity was.

Councilor Johnson wondered if wheelchairs and powered wheelchairs would fall under this definition. Attorney Kelley said they could make an exception for that if they thought there was confusion.

Attorney Kelley described the prohibited riding area.

Councilor Carson said the traffic near Canby Rental, if you had to cross that street it was not safe, and he wondered if they could move the boundary to the next street, N. Elm, where there was less traffic. Councilor Daniels said a lot of Elm did not have sidewalks. Councilor Carson said the east side was the closest side to downtown and that side had more sidewalks.

Robi Kurth, chair of the Bike and Pedestrian Advisory Committee, agreed with Councilor Carson's rationalization for making it permissible to cross on the east side of N. Elm. The big thing was traffic coming in and out of the shopping areas where there was a chance of being hit. Attorney Kelley said he would develop some language as to how to define that area.



The Bike and Ped and Traffic Safety committees asked that bicycles, skateboards, etc. would be prohibited in all city parks except the Skate Park and Logging Road. Attorney Kelley did not have language for that in the ordinance, because he thought they were just talking about the commercial downtown area. Mayor Prince said he thought bicycles should be allowed in the parks.

Mr. Kurth said he thought there was already wording about restricted use in the parks. Beth Saul said it was important to limit the use of Wait Park because there had been a lot of damage done in the past, but they hadn't thought through what the impact would be on other parks. Mayor Prince said they could post the parks individually for the uses.

Councilor Daniels said they did have Wait Park signed prohibiting bicycle riding, but those signs were taken down.

Councilor Parks asked if the problem was the danger towards pedestrians or damage to the parks. Mr. Kurth said with this ordinance it was the danger with pedestrians, he thought the parks might be a separate ordinance. Ms. Saul said since the Skate Park had been built, damage to Wait Park had decreased. They should think it through, and sign each park with separate rules.

Attorney Kelley thought the consensus of the Council was the prohibition in the parks would be left out of the ordinance.

Attorney Kelley explained that this ordinance was intended to regulate the operation and use of bicycles, skateboards, etc. within the City, not just in the downtown area. In the downtown, they were prohibiting riding on the sidewalks, but these regulations dealt with operation throughout the entire City. Riders were responsible to yield the right of way to pedestrians using the sidewalks, and yield right of way to motor vehicles when approaching or crossing a driveway.

Councilor Parks wanted it clarified that this ordinance was referring to riders while they were on sidewalks outside the prohibited area.

Councilor Parks was concerned about making the bicyclists responsible to yield, as no one who would offend this provision would have read the ordinance or watched this meeting. Mayor Prince agreed, and asked for clarification.

Attorney Kelley said it was intended to shift the responsibility to the bicyclists to watch out for pedestrians and other vehicles. Mayor Prince said he was in favor of making them responsible for pedestrians, but he was worried about the vehicles. Attorney Kelley said they would be creating an awareness in the bicyclist that they need to watch out for vehicles, the vehicles would also be watching, and if those bicyclists were educated to watch for vehicles, he thought that would help both people to be watching and eliminate any accidents.

Councilors Carson and Daniels thought they should leave it as it was.

Councilor Johnson thought this was encouraging people to ride on the sidewalks. Canby had

many wide streets, and he thought it didn't make much sense. Councilor Strong agreed.

Councilor Blackwell agreed with Councilor Parks that the wording was wrong regarding bicyclists yielding to vehicles.

Mayor Prince wanted to move on, as there was no Council consensus on this issue.

Lila Gottman, chairman of the County Bike and Ped committee, said presently the state law prohibited bicycles from being on the sidewalks since they were considered a vehicle, and if they were on the sidewalk they were supposed to be going the same speed as pedestrians. All of the first graders who walked to school on Ivy Street, walked in the bike lanes because there weren't any sidewalks. The children could walk on that street, but not ride their bicycles there?

Attorney Kelley discussed the duties to obey traffic laws and traffic control devices, they were supposed to ride single file. He also discussed prohibiting riding times, you couldn't ride one hour after sunset or one hour before sunrise unless they had a light on the front and a rear deflector.

Councilor Parks said they had so many street lights, it wasn't a problem in the residential neighborhoods. He wanted to take this section out of the ordinance.

Councilor Daniels wanted to leave it in because some of the older citizens had trouble seeing at night.

There was Council consensus to require lights on bikes and other wheeled vehicles.

Curtis Gottman said a few days ago, it was just getting dark on 13<sup>th</sup>, and there were lights on in front of Ackerman Junior High, and he came upon a bicyclist with no lights, dark clothing, and he had a hard time seeing him. He thought they should keep the lights requirement in the ordinance.

Councilor Parks said if they were traveling on a road, that was one thing, but traveling on a bike lane, it was not. He thought it was a burden on a large population. They had not experienced a large problem with this, or they would have heard about it from the police chief.

Attorney Kelley discussed the last section, penalties. A violation would be a fine not to exceed \$500.

Councilor Johnson thought this was a reasonable penalty.

Councilor Strong thought that at the third offense, they would cite a penalty. Attorney Kelley said that was the penalty proposed by the Bike and Ped Committee, but he put in the ordinance the fine was up to \$500, and the judge would make the decision and it was the officer's decision to cite them or warn them.

Mayor Prince asked about the cost of service study, would this be a part of that discussion? Administrator Adcock said that this was a judicial matter not an administrative one.

Mayor Prince asked for any last comments from the audience, and Mr. Robi Kurth said they should make sure that the ordinance complied with state law and they wouldn't have to duplicate state law in the ordinance. Attorney Kelley said state law would apply, unless they had something more restrictive.

Councilor Daniels thought they should include the state laws in the pamphlet they were putting together to make sure everyone understood what those laws were.

Councilor Parks asked if they skipped section 3B? Attorney Kelley said they did. That section allowed the Traffic Safety Committee to designate additional prohibited riding areas.

Councilor Parks did not support that, it was a function that should remain with the Council. He thought the committee should make recommendations to the Council only. Already they were required to post about 22 signs downtown, and if they were going to prohibit it in other places, how would they deal with the sign issue?

Councilor Daniels discussed an alternative that the City of Corvallis used, where they painted on the street corners a skateboard and bicycle with a big slash through it. Mr. Robi Kurth said that was what they were going to propose to do rather than creating more signs. Attorney Kelley thought it would be a combination, there would be posted signs as well as those painted on the roads.

Councilor Parks thought the Traffic Safety Committee would make recommendations, he would rather not put the current language in the ordinance. There was Council consensus to leave the language out.

Penalties were agreed to leave the fine amount not to exceed \$500.

Attorney Kelley brought up section 5, he still needed direction on that section.

Councilor Johnson asked Lila Gottman if the bicycle state regulations were included in the vehicle code. Ms. Gottman said bicyclists yielding to vehicles was contrary to the state regulation, it stated in the driver's manual that a car had to yield to pedestrians and bicycles on the sidewalk.

Councilor Carson wondered if they could take out the part about the vehicles, and only leave in yielding to pedestrians.

There was consensus to leave in the wording that referenced the pedestrian portion only.

Councilor Parks asked Robi Kurth what the cost would be for buying a light for a bike to comply with this ordinance. Lila Gottman said it was a state law that bicycles came with them, but to put

them on she thought that it would be \$7-\$10. Councilor Parks asked how much it would be for the other riders, such as scooters or skateboarders? Mr. Kurth said that it would be somewhere between \$10-\$20 for lights for skateboards or on the skateboarder's person. Most of these lights were removable so they could be removed if a biker was going to leave their bike and use the transit.

**\*\*Councilor Daniels moved to go forward with Ordinance 1082 with the corrections discussed and placing it on the November 7, 2001 agenda for first reading. Motion was seconded by Councilor Blackwell.**

Councilor Johnson thought this ordinance was too far reaching, they weren't just addressing downtown bike riding, and he would be voting no. Councilor Parks would also be voting no because of the lighting issue.

**Motion passed 4-3 with Mayor Prince voting in favor of the motion to break the tie. Councilors Parks, Johnson, and Carson opposed.**

Mayor Prince voted in favor to get it on the floor, and if they needed to amend a section, then they could have further discussion. It had merit, and it could be the beginning of a public safety discussion as far as riding safely at night.

Mayor Prince called for a break at 9:03 p.m. and reconvened at 9:13 p.m.

#### **ORDINANCES & RESOLUTIONS:**

Resolution 766 - Library and Parks Director Beth Saul said this ordinance was for the purchase of real property for the Willamette-Molalla River Greenway project. Back in 1997, they were working on the Park Master Plan update, and the consultants from University of Oregon did a survey at that time which showed that the top amenity people wanted in parks and recreation was more trails and nature areas. They did an additional update last summer, and through those public processes, the concept of the "Emerald Necklace" was born. That concept was a trail system that would encircle Canby and have spokes going into different parks in Canby. They already had the Logging Road Trail, and they were able to purchase additional logging road property. They wanted to acquire the rest of the logging road all the way up to the log boom along the Willamette River. They were now at the point where they had an additional Measure 66 grant from the State for \$250,000, and from the Oregon Department of Fish and Wildlife through a program with BPA, they had another \$250,000. That still left \$400,000, and they put together a funding strategy that enabled them to take \$150,000 from the park development fund and through a resolution, get the remaining \$250,000 through an inter-fund loan from the sewer department which would be paid back in a five year period from park development revenues. This property would give the public access to the river, would protect an important corridor for fish and wildlife, and would meet all the goals of the Park Master Plan.

Mayor Prince thanked Chris Beck from the Trust for Public Lands for his effort. He also thanked Kurt and Martha Schrader and Darlene Hooley for helping to get the grants. They were moving

quickly because the property had come up for sale. The City would be obtaining about 90 acres of property for about \$400,000. They also identified 8 acres on that property that were saleable if the Council decided to do that in the future. The acreage was very beautiful wildlife habitat and gave them options in the future. This was the crown jewel of the parks system. He said it would be a mile's worth of river front property and the tax payers would be paying very little on this.

Councilor Johnson said Mayor Prince had worked tirelessly to get this property into the City, and this project would be the crown jewel of his administration. He as a citizen really thought this was the type of thing City government should be trying to do, get valuable land and preserve it for the public good. He wanted to know if Mayor Prince could move to accept the ordinance that night. Attorney Kelley said that would be acceptable. The Council concurred.

Chris Beck from the Trust for Public Lands said that these projects were often very complicated and it had been a two-plus year process for them. It was when they got to moments like this when they could take an initial pat on the back. He thanked the Mayor and Council on behalf of Sam Hodder, who worked on this project for two years before he moved, for their patience and persistence, and to the City staff who did great work on this. This was one of the great deeds they got to do in local government. He was very proud to be a part of this project.

**\*\*Mayor Prince moved to adopt Resolution 766, A RESOLUTION AUTHORIZING AN INTER FUND LOAN OF \$250,000 FROM SEWER CONSTRUCTION RESERVE FUND TO THE PARKS DEVELOPMENT FUND. Motion was seconded by Councilor Strong.**

Councilor Carson said that this loan would be paid back through the SDC fees they would be generating from new homes and duplexes inside the City limits. Within 3 to 5 years, depending on the amount of SDC's, they should have it paid back to the sewer fund.

**The motion passed 6-0.**

Ordinance 1083 -

**\*\*Mayor Prince moved to adopt Ordinance 1083, AN ORDINANCE AUTHORIZING PURCHASE OF REAL PROPERTY FOR THE WILLAMETTE-MOLALLA RIVER GREENWAY PROJECT AND DECLARING AN EMERGENCY be posted and come up for second reading on October 24, 2001. Motion was seconded by Councilor Johnson.**

Councilor Carson said this was a fairly expensive piece of property, and because of the amount of grants that may or may not be available in the future, they decided it was a good time to take advantage of this. They had been working on this for at least two years. Mayor Prince had been pushing this, and though it seemed expensive, it was not going to get any cheaper, and if they let it go for another year, they could lose it. If there were any citizens who would like to make donations to this project, they could work that into the funding strategy.

**The motion passed 6-0.**



Attorney Kelley said the reason they were going to have a second reading on October 24 was because they were presently in negotiations with the seller, Caffal Brothers, and were attempting to receive an extension on the closing. Their option expired October 31, and in trying to close the grant with the Fish and Wildlife people, they hoped to have a simultaneous closing with all the parties, but that was not going to happen if they held the Trust for Public Lands to the expiration of their option on October 31. It hadn't been decided by the seller yet, but they would know early next week as to whether they could get the extension. If they didn't, there would be a meeting on October 24 for second reading of this ordinance so that Trust for Public Lands could purchase the property, and then the City could purchase it from Trust for Public Lands once they got their final funding.

Resolution 767 - City Administrator Adcock said that they would discuss this first in executive session.

**MANAGERS' REPORT: Status Report on Canby Public Transportation System** - John Williams said there was not much to report. Tri-Met's Board meeting was next Wednesday morning, October 24 at 9 a.m. in the Portland Building, and he expected to get their approval on the second reading of the ordinance to withdraw. Tri-Met was still working on the exact language of the conditions they were going to put on their withdrawal. There might be some issues to work out when they discussed an Intergovernmental Agreement and paying for what they were conditioning them.

Mr. Williams also reported that he and the Mayor attended the Oregon City Commission meeting that evening at 6 p.m., because a commissioner asked them to come and talk to them about how the transit system changes would affect Oregon City residents. In the interim, Tri-Met made some decisions that really wrapped up what would happen there, and the people in Oregon City would be getting better service. Mayor Prince said that they handed out a potential changes for Canby transit system flyer, and most everything was positive. The handicapped would not need to transfer at Oregon City; Canby would deliver the people and Tri-Met would return them. They were looking at seamless service. Mr. Williams said at their next Council meeting, they would have a Transit Tax ordinance, and before that meeting, he would be sending out information to businesses to explain the tax.

Report to the City Council on Mediation Process Development for the Urban Renewal Agency - John Williams said they were directed to come back to the Agency with a list of folks who would be interested and capable of providing facilitation or mediation service between the Agency and Fire Board on some specific issues and to recommend a general process. They had a good group of 3-5, depending on how many the Agency would like. Mayor Prince suggested that they hold an Agency meeting on October 24.

Mr. Williams said he would give them short resumes and policy and mediation experience of the potential candidates and a short description of the kinds of processes that were available. He recommended a facilitated process, where everyone was in the same room at the same table, rather than a mediated process, where the mediator would go back and forth, and do an interest based kind of process where they identified the interests and issues they agreed and did not agree

on.

Mayor Prince thought that the information would be good to start with, and then they could discuss what way they should go on October 24.

Councilor Parks said in addition to the discussion, he would like a recommendation from staff, since they were closer to the process and had a feel for what would work. Mr. Williams said they could make a choice, but in terms of something like this, personality was important and it might be their desire to interview two finalists, and make a choice. He would rather not make that decision. He could recommend a process, however. He said most of these candidates were available starting in November.

Administrator Adcock asked the Council when they would like to meet with CBR. It was decided to hold a workshop on November 7, 2001 at 6:30 p.m.

**CITIZEN INPUT:** None.

**COUNCILORS' ISSUES:** Councilor Blackwell congratulated Mark Adcock on his 30 years of public service. She also thanked all of the staff work that went into the park acquisition, URD, and all of those things that made the City work.

Councilor Parks said he was going to be traveling a lot in the next six weeks, and he was intending to make as many meetings as possible. He would very much like to be part of the URA discussions. He wondered if it would be possible to hold those meetings on a weekend when he knew he could be available. He also needed a substitute for his liaison position on the CBR Board. He had not been receiving agendas, but the meetings were on the fourth Tuesday of every month. If the travel time in his new job extended much beyond the six weeks, he might step down from the Council. He did not want to do that, but it might be necessary.

**ACTION REVIEW:**

1. Approving the Consent Agenda.
2. Approving Ordinance 1083 on first reading and bringing it back for second reading at a special meeting on October 24, 2001.
3. Approving Resolution 766.
4. Bringing back an ordinance as amended that night at the November 7, 2001 regular Council meeting regulating bicycles, skateboards, scooters, roller blades and skates within the City of Canby.
5. Forwarding a letter to the Clackamas County Board of Commissioners in support of Canby Utility's opposition to the requested gravel mining operation adjacent to the Molalla River.
6. Noticing a Special Council meeting on October 24<sup>th</sup> and setting an Urban Renewal Agency meeting immediately following.
7. Setting a workshop on November 7, 2001 to meet with Canby Business Revitalization.

**\*\*Councilor Strong moved to go into Executive Session under ORS 192.660 1(d) labor negotiations. Motion was seconded by Councilor Carson and passed 6-0.**

Mayor Prince read the executive session format and recessed the regular session at 9:58 p.m.

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

**NEW BUSINESS:**

**\*\*Council was in consensus to appoint Mayor Terry Prince as the voting delegate for the City of Canby to the League of Oregon Cities Annual Business Meeting. Councilor Teresa Blackwell was designated as the alternate.**

**UNFINISHED BUSINESS: Informational Brochure on Urban Renewal -**

**\*\*The Council directed staff to have the brochure sent out at the earliest possible date with the Canby Utility billing.**

**Resolution 767 -**

**\*\*Councilor Carson moved to adopt Resolution 767, A RESOLUTION APPROVING THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF CANBY AND LOCAL 350-6, AFSCME COUNCIL 75, AFL-CIO FOR THE PERIOD JULY 1, 2001 THROUGH JUNE 30, 2004. Motion was seconded by Councilor Strong and passed 6-0.**

**\*\*Councilor Strong made a motion for the funding mechanism for the City/AFSCME Contract. For the Fiscal Year 2001-2002, to transfer \$4,000 from General Fund Contingency Line Item to the appropriate Departmental payroll; to transfer \$7,200 from Street Department Contingency Line Item to the appropriate Departmental payroll; and to transfer \$12,000 from the Sewer Operating Budget Maintenance and Supply Line Item, the reductions to be identified and determined by the Wastewater Supervisor. The motion was seconded by Councilor Daniels and passed 6-0.**

Mayor Prince adjourned the regular Council session at 10:41 p.m.

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**EXECUTIVE SESSION  
OCTOBER 17, 2001**

**Present: Mayor Terry Prince, Councilors Corey Parks, Walt Daniels, Patrick Johnson, Shirley Strong, Randy Carson, and Teresa Blackwell, City Administrator Mark Adcock, City Attorney John Kelley, and Finance Director Chaunee Seifried.**

Mayor Prince called the session to order at 10:01 p.m.

ORS 192.660 1(d) - The Council discussed labor negotiations with AFSCME.

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



Chaunee F. Seifried  
City Recorder pro-tem



Terry L Prince  
Mayor



Prepared by Susan Wood  
Office Specialist