

CANBY CITY COUNCIL
WORKSHOP SESSION
APRIL 4, 2001

PRESENT: Mayor Terry Prince, Council members Walt Daniels, Randy Carson, Shirley Strong, Corey Parks, Patrick Johnson, and Teresa Blackwell, City Administrator Mark Adcock, Budget Committee Members Melody Thompson, and Jeff Robison, Community Development Director Jerry Pineau, Recreation Services Director Beth Saul, Marty Moretty, and David Howell. Representatives from Canby Community School included Carol Meeuwsen, Deborah Sommer, W.H. Burnum, and Don Staehely and representatives from OCTS included Mike Dawson and

Mayor Prince called the session to order at 6:06 p.m. A light dinner was served; the group met at the Canby Community School, OCTS, and Telecommunity Center facility.

The Council met in workshop session with Partner Agency Canby Community School and OCTS as they discussed their projects and programs.

Mayor Prince adjourned the session at 7:13 p.m.

REGULAR SESSION
APRIL 4, 2001

Mayor Terry Prince presiding. Council members present Walt Daniels, Patrick Johnson, Randy Carson, Shirley Strong, Teresa Blackwell, and Corey Parks. Also present: City Administrator Mark Adcock, City Attorney John Kelley, Recreation Services Director Beth Saul, Community Development Director Jerry Pineau, Police Chief Jerry Giger, David Howell, Joyce Peters, Marty Moretty, Planning Director John Williams, Ray Hoen, Bill Laird, Leonard and Donna Walker, Ken Schuh, Curtis and Lila Gottman, R. Wolf, Melody Thompson, Linda Runyan-Finden, Craig Finden, Bob Pete, David Howell, Buzz Weygandt, Lisa Weygandt, William R. Lund, Ronald G. Tatone, and Bev Doolittle.

Mayor Prince called the regular session to order at 7:32 p.m., followed by the opening ceremonies.

CITIZEN INPUT ON NON-AGENDA ITEMS: Ken Schuh residing at 778 NE 17th Avenue, Canby, spoke to the Mayor and Council regarding an upcoming swim meet on April 20-22, 2001. This was the second year the Canby Gators Swim Club had held the Spring Invitational and he was a parent of children swimming for the Gators. Approximately 300 swimmers will be attending this meet and this is one of several meets to help raise funds. The Police Department, the Public Works Department, the School District, and the Adult Center have been contacted regarding logistics and to allow overnight use in the parking lot at Swim-Adult Center-Ackerman West. Four portable toilets will augment the facilities already at the Swim Center. Lifeguards will be contracted out from the Swim Center for the event.

Mayor Prince asked how the School District had responded to the requests and Mr. Schuh responded the District will allow the group use of the gym at Ackerman Middle School for overflow.

The Mayor also asked about the area where people would be parking, and the plan is for the swim meet group to use the parking along the eastern edge of the Ackerman west parking lot.

Councilor Johnson was concerned about the parking and Mr. Schuh responded that they have worked out an arrangement with Canby Kids, who have a soccer league in progress, and have determined where the parking will be for both events.

Chief Giger also stated that last year's event went well and there were no access, parking, or traffic problems.

Councilor Daniels asked if some of the handicapped parking spaces could be closed off for that weekend and Mr. Schuh stated that there were several vendors who would be using those spaces and felt that there were enough other parking spaces, to leave the remaining handicap spots.

Councilor Daniels also asked that they come back to the Council and report how the facilities were received by the participants and Mr. Schuh said that he would report back.

Wearing another hat as President of the Knight School PTA, Mr. Schuh reported that the school was going to be having their annual carnival on May 4, 2001, from 5:30 p.m. to 8:30 p.m. and invited everyone to come and join in on the fun.

Councilor Blackwell asked who was co-ordinating this year and he responded that the coordinators were Anita Hanson and Mindy Johnson and could be contacted through Knight Elementary.

CONSENT AGENDA: **Councilor Strong moved to adopt the consent agenda: minutes of the workshop and regular meeting, March 21, 2001; and accounts payable in the amount of \$135,300.71. Motion seconded by Councilor Carson and passed 6-0.

COMMUNICATIONS: None.

NEW BUSINESS: Discussion re: General Fund Deficit Reduction Plan - City Administrator Mark Adcock referred to the Budget Committee's request to have staff submit recommendations to the Council for eliminating the general fund deficit in the amount of \$212,707 for the 2001-2002 Budget, including vacation buyouts under current collective bargaining agreements. These recommendations are the result of many weeks of discussion at the department director level; this has been a team effort and the directors are on hand tonight to answer any questions. He stressed the importance of focusing on the functional aspects of position rather than the individual occupying the position which will be subject to the collective bargaining agreement.

He summarized the areas where the recommendations focused: the reallocation of funding for an

Office Specialist 1 in the Planning Department from the general fund to the Building Department portion, which is restricted under the language in SB 12 for \$16,745 in savings; a reduction in part time library help in hours for \$5,750 in savings and also part time help at the swim center for lifeguards and instructors for an additional savings of \$39,400; elimination of Park Maintenance Worker 1 in the Parks Department for \$43,200; elimination of the remaining Police Community Service Officer which will be in its third year of grant funding for a savings of \$28,870; the elimination of a Police Records Office Specialist 2 for \$39,900; and finally, the elimination of a Police Property and Evidence Technician for \$48,400 for the total saving of \$222,265. The difference between this figure and the deficit amount is the vacation and comp time buyout at time of separation.

Councilor Parks stated that this was something that was asked for during the budget process for purposes of evaluation and was not a decision that the Budget Committee made. His understanding from that meeting was that the action tonight would be to accept this recommendation from staff and refer it to the Budget Committee for discussion and evaluation. He would not like to talk to staff at this time without the benefit of the entire Budget Committee being present and having the opportunity to ask questions.

Councilor Carson also felt that the Budget Committee needed to be present at time of discussion.

Councilor Johnson asked for clarification of the process in having this come before the Council rather than being presented to the Budget Committee.

Councilor Parks responded since he had asked that it be sent to Council for referral to the Budget Committee. He sees this as more of a procedural etiquette issue so that the process of evaluating the recommendation is something that the Council has asked be on the table, rather than the Budget Committee requesting from staff. It does service to the community to have the Council recognize something that it is being forced to evaluate.

Councilor Daniels stated that it would be best to hold off any questions regarding the recommendations and bring up at the Budget Committee.

Mayor Prince restated that Councilor Parks wanted to refer this to the Budget Committee, that it was a Council directive on staff as far as allocation goes, but that the Budget Committee needs to review.

****Councilor Parks moved to refer the deficit reduction recommendation provided by staff to the Budget Committee for further evaluation. Motion was seconded by Councilor Daniels and passed 6-0.**

Councilor Daniels wanted it to be clarified this is just the proper procedure to refer this recommendation to the Budget Committee and that no decisions have been made. There has only been one Budget meeting and all alternatives will be looked at; everything is on the table now.

Councilor Johnson questioned the procedure and wanted to know to which body he should direct alternative suggestions for reductions and balancing the Budget. City Administrator Adcock responded that his opinion would be that those discussions would be best at the Budget Committee level. Once this recommendation was referred to Budget Committee, his comments could be addressed in response to that Committee.

UNFINISHED BUSINESS: None.

ORDINANCES & RESOLUTIONS:

Ordinance 1067 -

***Councilor Daniels moved to adopt Ordinance 1067, AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF CANBY, CLACKAMAS COUNTY, OREGON AND THE COMPREHENSIVE PLAN MAP DESIGNATION FOR PORTIONS OF TAX LOTS 200 AND 201 OF TAX MAP 4-1E-05A be posted and come up for final reading on April 18, 2001. Motion seconded by Councilor Strong and passed 6-0 on first reading.**

Planning Director John Williams stated that this is a recommendation for zone change and comprehensive plan amendment coming to them from the Planning Commission regarding property behind Canby Square. The process is that the Planning Commission holds a public hearing, makes a decision based on the criteria, and forwards that recommendation to the Council for final approval and adoption of the ordinance. There is no new public hearing and no new materials added to the record, although Council can question parties involved for clarification of the record.

The Planning Commission recommended by a 5-0 vote, to approved this Ordinance. It involves a change on the maps to facilitate a land swap between neighboring properties for the redevelopment of Canby Square to change the Highway Commercial area to Light Industrial and the Light Industrial area to be changed to Highway Commercial. It was probably drawn that way in the Comprehensive Plan because it followed property lines and it is contiguous with Canby Square.

The property owners involved, both the industrial property of OBC Northwest and the Canby Square, have come to an agreement on the land swap that will benefit both of them. At this time, they need the land uses that they each do to be permitted outright. By this application, 67,500 square feet of the Highway Commercial behind Canby Square would become Light Industrial and a strip of Light Industrial land of 31,150 square feet would facilitate the expansion of the main Canby Square building by building a driveway and parking behind. Although it is not an equal split in size, it logically would make more sense for the existing buildings and uses.

The Planning Commission felt that this would also take care of some safety issues raised about the vacant lot and would facilitate commercial development at this end of town.

Councilor Daniels asked if it would have any affect on the expansion of Berg Parkway.

Mr. Williams responded that there is no actual redevelopment permitted by this application, but there would be a design review coming along with it. There will be some reconfiguration of entrances needed and will be addressed at the site and design review.

Councilor Johnson added that it was discussed extensively at the Planning Commission meeting.

Councilor Carson thought that it would defragment several properties and would be a win-win for everyone and with some changes at site and design review, could allow for the expansion of Berg Parkway.

MANAGERS' REPORT: Update on Withdrawal from Tri Met - Planning Director John Williams reported that the needed amount of signatures has been attained. He is now working on some extra signatures as a cushion before sending on with the application to Tri Met. There is also a draft of the transit plan ready; it will be presented at the Transportation Task Force meeting, Thursday April 5, 2001 at 7:00 p.m. at the Adult Center and then on to the Planning Commission on Monday, April 9, 2001. He passed out the rough draft to the Council and would anticipate feedback at the next meeting.

Mayor Prince encouraged the audience to attend the Transportation Task Force meeting since it would not be televised and would be an opportunity to look at the plan.

Councilor Carson thought the process was really moving forward and Councilor Daniels thanked Mr. Williams for stepping into the middle of the process. A lot of staff time has gone into this, and Donna Borges and Jerry Pineau are also to be thanked for their many hours of work.

Application for Northwest Natural Gas Transmission Line - Administrator Adcock asked Mr. Pineau to brief the Council on the NW Natural Gas transmission line which is being proposed for construction.

Mr. Pineau stated that the City received a copy of the subject application for comments, although the City has no land use authority over the proposed pipeline and will not be affected by the proposal for land use purposes, but because the City is within 5-mile study area for socio-economic impacts. The purpose of this completeness review is to determine whether the City of Canby needs any additional information from NW Natural and to submit comments by May 11, 2001. Staff requests that the Mayor, Council, and citizens provide any comments by the first meeting in May so that they can be submitted directly to the Oregon Office of Energy (OOE) in time for the May 11th deadline. The actual application is available at the Canby Utility office.

NW Natural has submitted an application to build a 24-inch diameter natural gas transmission pipeline that would be approximately 60 miles long and would go from Washington County to a point near Molalla. To construct this pipeline, NWN must have a certificate from the Energy Siting Council (EFSC) and that body must find that the application meets all applicable state and local regulations before the certificate is issued. The Oregon Office of Energy (OOE) will issue two requests for comments that NWN must go through for a site certificate and this is the first process before Council tonight.

Mayor Prince commented that hopefully the newspaper would cover this and that a map could be provided showing the proposed route and asked what kind of public comment was wanted from NW Natural, through the Council meeting level or written comments.

Mr. Pineau responded that they were looking for written comments on the basis of the completeness of the application. Once they have that portion completed, they will put in a formal application and will then conduct public hearings - this is a two year process. At that point, there will probably be a hearing held locally for input.

Mayor Prince reiterated that the pipeline will not go through the City.

Mr. Pineau stated that it looked like it would be coming within about 1000 feet from the Pudding River at 99E and on to south of Lone Elder Road. At this time, Mr. Pineau has not been able to locate the map in the materials.

Councilor Daniels wanted to make sure that everyone had received a packet from the gas company and the Mayor referred also to the representative from NWN who had spoken before Council several months ago.

Councilor Parks said that the completeness part of the application process is normally one that does not generate a lot of comments from the City, but the second part which evaluates everything from environmental, agricultural impacts to future growth and expansion of cities will result in more citizen interest. Mr. Parks announced that he would not be participating in that process since his firm represents NW Natural although they are not helping build this particular line. Those hearings will be well attended with respect, particularly, to the environmental impacts.

CITIZEN INPUT: Ray Hoen thanked the Council for providing an additional opportunity for citizen input on the agenda.

Linda-Runyan Finden, President of the Chamber of Commerce, announced that the speaker at the next Chamber luncheon would be Northwest Natural Gas. It would provide a perfect opportunity to ask them questions. The luncheons are on the first Tuesday in May and next month's would be held at the Old Town Hall above Cutsforth's Thriftway beginning at 11:30 a.m.

Councilor Parks asked how far in advance the Chamber knew who the speakers would be and said they would be glad to announce those at the Council meetings since he had personal interest in attending some of them as well as citizens asking if the meetings were open to the public. Ms. Finden said that they were planned out for the rest of the year, they were open to the public, and Ms. Runyan-Finden said she would be glad to come to the Council meeting and announce the speaker or program for each month.

Councilor Strong also requested a copy of the list of speakers that had been planned out for the rest of the year, and the Chamber said that would provide that list to the Council.

COUNCILORS' ISSUES: Councilor Johnson stated that he had met with all the Library Board members and wanted to point out their letter that had been sent to Council regarding the freezing of the Senior Librarian position as being a detriment to the Library program. They are discussing several options how to either fund the position or find the resources to keep the Library vital. One of the Board members has signed up for a grant-writing class.

Councilor Parks asked if the reallocation of City staff resources had mitigated the impact of the open position and Councilor Johnson responded that he had asked the Board what percentage of Ms. Saul's time would be needed and they indicated that between 75%-95%. They feel that having a full time Librarian is still the best option and Mr. Johnson is assured that they will be coming up with a proposal.

Mayor Prince thanked Bob Westcott and Dirk Borges for their efforts on behalf of the citizens of Canby to prevent the rate increase that is coming in October, 2001. The direct service industries and how much they may be compensated for, directly affects the residential rate that is due to happen in October. They have attended the legislature, BPA meetings, rallying support from other utilities, in an effort to make their point that Canby does not want to see the direct service industries get that subsidy because of the increase it would cause in our rates. The Council has been given information and Randy Carson, as Canby Utility liaison, is very aware of the situation. The scenarios run anywhere between a 30%-400% increase.

Councilor Carson said that the 400% has mitigated somewhat from original projections but Canby Utility is doing the best they can to be sensitive to get the lowest rate to tie together with the contract.

Mayor Prince also referred to a letter that Rep. Kurt Schrader had written to the Department of Energy requesting that the direct service industries not be given the preferential power. He is definitely fighting on our behalf as is Senator Metsger; our delegation is working for us.

The Mayor reminded Council to review a letter in the packet on a Senate hearing for SB 929 at the State Capital on Friday, April 6, 2001 regarding the Urban Growth Boundary that will affect Canby and Rep. Schrader has further information.

ACTION REVIEW:

1. Approving Consent Agenda.
2. Approving Ordinance 1067 for second reading on April 18, 2001.
3. Asking staff to refer the general fund deficit reduction plan to Budget Committee for further deliberation.

Mayor Prince adjourned the regular Council meeting at 8:24 p.m. to the Urban Renewal Agency.

Mayor reconvened from the Urban Renewal Agency to the regular Council meeting at 9:23 p.m.

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

Mayor Prince recessed the regular meeting at 9:26 p.m.

Mayor Prince reconvened the regular session at 11:03 p.m. and immediately adjourned.

EXECUTIVE SESSION

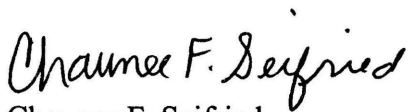
APRIL 4, 2001

Present: Mayor Terry Prince, Councilors Randy Carson, Patrick Johnson, Shirley Strong, Walt Daniels, Teresa Blackwell, and Corey Parks; City Administrator Mark Adcock, City Attorney John Kelley, Mike Swanson, and David Howell.

Mayor Prince called the session to order at 9:37 p.m.

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

Mayor Prince adjourned the session at 10:59 p.m.


Chaunee F. Seifried
City Recorder pro tem


Terry L. Prince
Mayor


Prepared by Mary Moretty
Office Specialist