

CANBY CITY COUNCIL
REGULAR SESSION
APRIL 18, 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, Wastewater Treatment Plant Supervisor Darvin Tramel, Police Chief Jerry Giger, David Howell, Joyce Peters, Roy Hester, Marty Moretty, Planning Director John Williams, Craig and Linda Runyan-Finden, Bev Doolittle, Michael Breshears, Irene Breshears, Donna Borges, Lila Gottman, Curtis Gottman, Patty McMillan, Robin Adcock, Ron Yarbrough, Buzz Weygandt, Lt. Ken Pagano, Sgt. Dennis Swanberg, Sgt. Greg Kroeplin, Officer Doug Kitzmiller, and Sgt. John Watts.

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

SPECIAL PRESENTATION: On behalf of himself and Robin Adcock, City Administrator Mark Adcock presented a plaque to Lt. Ken Pagano commending him for completion of the three month FBI National Academy training in Washington, D.C. Only a few are selected to attend so not only is it an honor to have been selected, but a greater accomplishment to have completed.

Chief Giger read a letter of commendation to Sgt. Greg Kroeplin for capably fulfilling duties in Lt. Pagano's absence.

CITIZEN INPUT ON NON-AGENDA ITEMS: None.

CONSENT AGENDA: ****Councilor Strong moved to adopt the consent agenda: minutes of the workshop and regular meeting, April 4, 2001; and accounts payable in the amount of \$185,776.35. Motion seconded by Councilor Blackwell and passed 6-0.**

COMMUNICATIONS: None.

NEW BUSINESS: Canby Veterans Memorial Committee Report - City Administrator Mark Adcock referred to a proposal in the packet from the Memorial Committee and referred the discussion to Mike Breshears, Co-chairman. Mr. Breshears wanted to clarify several points that he has heard in the community. He let everyone know that the helicopter will not be displayed until it has been restored and the memorial is ready. He also announced that the American Legion is not sponsoring the memorial but rather are merely accepting donations for the memorial. Donations for the memorial can be made out to the memorial and sent to City Hall in care of Roy Hester, co-chairman.

The National Guard was delayed after learning that they were to have a general inspection which happens once every seven years but according to his information now, the helicopter will be

picked up in Stockton, California and be delivered within the month. Our designated helicopter has a serial number starting with 69 indicating that it was built in 1969. He also spoke with the Clackamas County Tourist and Travel Committee and feels that they are very interested in being involved at a later date.

Mr. Pineau and Mr. Hester, both members of the Veterans Memorial Committee, spoke with Holland, Inc. owners of Burgerville, and that company would like to donate the property at 991 SW 1st Avenue, just west of Burgerville. The land is much larger than what was originally proposed at a different location and would have greater access to parking and serve as a credit to the shops and store in the area.

Mr. Breshears requested that the Council appoint staff to negotiate a land donation for exclusive use for the Canby Veterans Memorial Park and to present the final terms of an agreement to the Council for consideration.

Mayor Prince thanked him for clarifying for everyone in the audience.

Councilor Johnson was concerned if there was acceptable staff time to do this request and Mr. Adcock responded that there would be time made if Council saw this as a priority and there would need to be official negotiations with the corporate office at Holland, Inc. Mr. Adcock appreciated the preliminary work done by Mr. Hester. After that discussion with the company, staff would come back to Council with a formal recommendation because this involved conveying real property. Conceptually, it is a good idea and certainly is a much better location but would like to make sure that all the bases are covered and everyone's expectations are satisfactorily met.

Councilor Carson felt that consensus was all that was needed at this time to check into the general ramifications of accepting the property and putting the memorial at the new proposed location.

Mr. Breshears indicated that loss of assessed valuation to the City for the property is around \$258.60 which he felt could be more than made up in tourism.

Mayor Prince also pointed out that the Committee has indicated that the Council would be able to see the plans and that they would be "very tastefully done". Mr. Breshears concurred.

Councilor Parks asked if there would be a plan for the configuration and site and design review of the memorial prior to the closing of the property, would the Planning Commission and Council get a sign-off? The answer was in the affirmative. Mr. Hester also said that the size of the property could possibly accommodate another military article.

Update from General Canby Day Committee - Co-Chair Donna Borges made a presentation about the upcoming events for July 4, 2001 festivities. Ms. Borges announced the members of the committee: Carol Horn, Nancy and Keith Murphy, Jan Montecucco, Deborah Sommer, Don Feeley, Jim Mickelsen, Lila Gottman, Julie Stoltzfus and Carmen Kirk. She briefly gave a

history of the event and reminded everyone that the event originally started as an opportunity to have fireworks. The day consists of entertainment and ceremonies; booths for an opportunity for small organizations, businesses, associations to gain exposure and do fund-raising; supporting groups such as the PTA's, Canby Arts Association, Historical Society, City Staff, Parks, Police and Streets Departments, and Schools; parade; coronation of a king and queen for General Canby Day. Forms are available now to nominate couples who have contributed so much to Canby. Ms. Borges mentioned the many distinguished past members; Diane Anderson who started the event through the Canby Arts Association, Betsy Ross, Diana Precht, Susan Cazier, Carol Meeuwsen, Gay Kuykendall, Dick and Diane Brown. She announced the theme for the upcoming festivities for 2001 "Sprucin' Up The Town", deciding to focus on the downtown revitalization. The art department at the High School is working on buttons, anyone with any ideas please contact the Committee.

Besides all the work behind the scenes and administration, the General Canby Day Committee does fund-raising on its own, they man a booth at the Clackamas County Fair, sell buttons and glo sticks, and collect craft and vendor fees. This year, the Committee decided not to ask for a grant from the City as they have money already in the bank. This is the 20th year for the event.

Mayor Prince thanked Ms. Borges and the Committee for the work that they do year after year. He appreciated the fact that they do all the work themselves, knowing that there is such limited City staff help. Over the last twenty years, there have been many citizens involved and they have carried the work forward with continuity. The Mayor asked where the nomination forms for the king and queen were available and Ms. Borges answered that the Kiwanis and Rotary both had the forms, as well as the form would be in the *Canby Herald*.

Proposed Wastewater Plant Dewatering System Upgrade - Community Development Director Jerry Pineau stated that this was another stage in implementing the Wastewater Master Plan for Phase 2 adopted in 1995. Part of the bonded debt acquired included Phase 2 of which the Aeration Basin project has been completed in the last two years. This particular portion of Phase 2 is for the Dewatering System Upgrade. It would allow the Plant to take an existing less effective system and upgrade it to a more efficient system. Curran-McLeod was approved by the City to look at different dewatering systems - Belt Filter Press, Centrifuge, and Rotary Press. Staff is making a recommendation to go with the Rotary Press system and at this time he introduced Darwin Tramel, Wastewater Treatment Plant Supervisor to explain in further detail.

The rationale for selecting the Rotary Press was: 1) Initial capital costs were lower than the other alternatives. 2) The ability to produce a consistent product over a long period of time with very little manpower or oversight needed to run the equipment. 3) Units were simple in design, run at extremely low r.p.m.'s, which equates to maintenance costs and system down time. 4) Energy requirements are approximately one tenth of the cost of the other processes. 5) The system will save thousands of dollars in the near future and over the long term, and be more environmentally friendly at the same time.

Mr. Tramel explained some of the terms that would be used, such as sludge which is the by-product of treated wastewater consisting of 1% organic matter and 99% water. Dewatering is the

process used to remove treatable water from the sludge in order to reduce the inventory. Any time inventory can be reduced of the water, thousands of dollars in the long term can be saved. The thickening process used now consists of 4% sludge so the water content is reduced by 60-80% allowing less sludge to be hauled. The proposal tonight takes it to a cake consistency which again reduces it by another 60-80%.

At present 2.2 million gallons of sludge is produced a year and only four thousand gallons can be hauled per trip which amounts to over 500-600 trips of approximately 30 miles round trip. This amounts to 16, 000 miles on the truck each year with one employee dedicated to hauling. So, by reducing that by 80%, there would be a huge cost savings.

Criteria to move forward at this time are based on transportation costs, limitations of on-site storage, dwindling access to disposal sites, odor complaints, and continued pressure from the DEQ to change the current sludge management practices due to odor. This process would reduce the amount of trips to 158 annually, a 70% reduction, allowing the employee to do other jobs. There would also be an 85% reduced overall volume of sludge handled.

The centrifuge option would require an extreme amount of energy to operate and the belt filter process is a very intense mechanical operation and produces so much odor, it would require special containment in a building at an additional cost. Therefore, after viewing the rotary press, this option was viewed to be the most favorable due to the rationale stated by Mr. Pineau. This treatment plant would be the first in the Northwest to have this process, which is used in Europe and Canada, originating in Quebec. Odors are 90% reduced, completely self contained with a simple design, and turns at only 3-6 r.p.m.'s with only 6-10 moving parts.

The Rotary Press has been the recommended equipment advised by Curran-McLeod as being the most efficient, cost effective, and odor controlled. As energy costs go up, the difference in operation and maintenance between the press and the other two options will be extreme. In May 2001, they would be doing preliminary design; in June 2001 it would go back to the City and DEQ for review; in June-July 2001 for final design; end of July 2001 back to City and DEQ; in August 2001 out for bidding with the award in early September; and construction would begin in mid-September 2001 for approximately eight months.

Funding would come from the Sewer Construction Reserve Fund of which \$810,000 has been proposed for the project in the 2001-2002 fiscal year. Another \$546,000 is targeted to be received at the end of June 2001.

Councilor Johnson questioned if the money used for this project is in a dedicated fund and Mr. Pineau said that was correct. He also asked about the age of sludge truck and Mr. Tramel said that it was about four years old and has the life expectancy of ten years running about 15, 000 miles per year. It would need to be retrofitted to handle a dry product and was not included in this bid. Mr. Tramel also noted that all three options would require that the truck be retrofitted. Because the treatment plant already has some of the equipment necessary, the cost would be somewhere in the \$10,000-\$15,000 range. The only piece of equipment that wouldn't be needed in this process would be the big-gun sprinkler but they will keep that in case the wet sludge

would be preferred by a particular farmer.

Mayor Prince also stated that the current system could be used as a backup in case the new system were down.

Councilor Daniels asked how the cake would be dispensed on the ground and Mr. Tramel stated that it would be applied with a manure spreader.

Councilor Strong stated that in the summary and recommendations, there was one concern with the impact of processing a lime-stabilized sludge and the pilot testing completed earlier this year. Mr. Tramel answered that they did extensive testing on all three alternatives and lime has an impact on every one of them. The rotary press was determined to be least impacted by lime which is very abrasive to the equipment. There had also been some concern about polymer (separates the solids and water by ionic charge) which is very expensive. When the rotary press system is run properly, it uses about half of what is being used in Canby's current process. The best scenario would be to eventually have a process where the lime could be blended afterwards.

Councilor Johnson asked about the employee who would now be spending 50% less time hauling sludge, and Mr. Tramel answered that since they are already understaffed, there would be plenty for the employee to do.

Councilor Carson restated that he understood that the costs for maintenance and labor would be reduced somewhat. Mr. Tramel said that certainly freeing up the employee would become a big cost savings. DEQ is also going to be requiring in the next ten years that all Class A treatment plants move towards this process creating an almost sterile product. Canby will be moving in the right direction with this new project.

****Councilor Carson recommended that Council authorize the City Administrator to proceed with the design engineering, bidding documents and to solicit bids in accordance with Oregon local contracting laws for the sludge dewatering improvements using the Rotary Press equipment and to return with the proposed construction contract awards at the end of the bidding cycle and prior to any commitment for construction. Motion was seconded by Councilor Johnson and passed 6-0.**

City of Canby/Clackamas County Intergovernmental Cooperative Agreement for Calendar Year 2001 Road Restoration Projects - Community Development Director Jerry Pineau reported on entering an agreement with Clackamas County to provide engineering, bidding, construction administration and inspection services on three City projects: Knights Bridge Road from the bridge to Ash Street at a cost for engineering of \$27,250; SW Second Avenue from S. Elm to S. Grant at a cost for engineering of \$32,250; and curb and drainage work on Territorial and N. Maple for \$15,750. He referred to Resolution 729 regarding joint efforts between the City and County to improve County roads within the corporate city limits.

The first two projects are planned for the coming fiscal year 2001-2002 so are contingent upon the passage of the Street operating budget. The County will be doing some restoration work on

Territorial Road and this third project at N. Maple intersection needs improved drainage as well as curbing which will allow the City to align the intersection of Maple Street both on the north and south at Territorial. The County would absorb \$8,750 of the project with the City only funding \$7,000 which is in the current budget left over from the Molalla Pathway project.

The City Attorney has reviewed the agreement and approved it as to form.

****Councilor Daniels moved to authorize the Mayor to enter into the proposed Intergovernmental Cooperative Agreement between Clackamas County and the City of Canby and approve the calendar year 2001 City projects as described in Exhibit "A" incorporated therein. Motion was seconded by Councilor Strong and passed 6-0.**

Councilor Johnson wanted to confirm that these were dedicated funds solely to Streets.

Councilor Carson asked when the projects would be completed. Mr. Pineau said that once the budget had been approved, notice could be given to Clackamas County to go ahead and award that portion of the bid. The project would then start sometime after July 1, 2001 and would be completed before the end of the year.

Purchase of 800Mhz Radio System - Lt. Ken Pagano stated that Clackamas County will be making a transition to the 800 MHZ system sometime this summer and at this time the City would like to purchase 13 units through a special County packaging plan using pre-Measure 3 civil forfeiture funds. Eight of the radios will be portable radios used for narcotics enforcement and five mobile units to go into the supervisors and sergeants cars, the raid van and two units in unmarked cars. He has advised Clackamas County and Motorola that they didn't want to be obligated but are purchasing to get a good look at the system and see how it will work. The City will still need to find the funding for the additional units if it is decided to proceed. They can still be used for communication and in an emergency even if the City doesn't go on the system. He and Chief Giger have spoken with the Cities of West Linn and Gladstone regarding options such as levies. The systems Countywide will be patched together until all the entities and Canby can find ways for funding. It is hoped that a new system can be purchased before our present system becomes obsolete.

Patty McMillan the Operations Manager of C-Com was present tonight. She had worked with the 800 MHz system in Portland 9-11 for 14 years and has been with Clackamas County for two years.

Councilor Parks asked if the City would be committed to this system and Lt. Pagano responded that in order to completely outfit the Police Department, 41 radios would be needed. The purchase of the thirteen would allow the Police to test and look at the system without committing to all 41 units.

Councilor Carson asked what restrictions would be placed on the usage of the radios since we would not be hooked into the Clackamas County system and are not paying for the infrastructure. Lt. Pagano said that they would be allowed to use them in emergency, limited situations. As far

as the funding, we are now paying \$110,000 for C-Com services and asked if that amount would stay the same once we bought into the 800 Mhz system. Lt. Pagano thought that the amount for all of the radios and infrastructure was somewhere in the neighborhood of \$400,000 to complete the transition. Lt. Pagano was unsure whether the cost to County would remain the same or not. They have told some of the other smaller agencies who are also having a hard time getting funding that they would be allowed to get in at a later date.

Patty McMillan C-Com Operations Manager stated that she has had experience going from a VHF system into the 800 Mhz. The 800 system offers some officer safety and communication capabilities that the VHF is limited. The County is growing at an accelerated rate and they are limited with the number of frequencies. With the 800 system, there is an opportunity to offer tactical channels and to offer a fourth channel. Right now, the dispatchers are having to do more on the same frequencies. The radios are programmable so the officer can have a dedicated number and just by a click of the radio without talking, dispatch can equate the number to the name. It is also clear and better reception; the County intends to produce the radio antennas first by establishing the coverage before going onto the system. The current system hasn't failed yet, but as the County continues to grow and the inability at dispatch to grow with it, the frustrations rise with the saturation of air time. There is also the inability for County to talk to Multnomah and Washington Counties because Clackamas County does not have the 800 system. The process becomes more intensive in a pursuit mode, for instance, because the systems are not compatible.

Councilor Carson asked what the life expectation for the 800 system would be, would we be buying into a system that would soon be obsolete.

Ms. McMillan said that this system has been used for approximately ten years at Multnomah County and it was still working very well for them, in fact, Las Vegas was just now buying into it.

Lt. Pagano asked that Council authorize the ordinance for the purchase of the radio system.

Councilor Parks asked the amount in the dedicated fund and Lt. Pagano said somewhere in the \$80,000 range. Lt. Pagano added that the types of expenses out of this fund were for narcotics enforcement out of the State fund which is where most of the money is from; things such as, purchasing the raid van, overtime, bulletproof vests, ammunition, firearms, etc.

Mayor Prince reiterated that with the passing of Measure 3, these types of purchases would not be possible but because this money was garnered prior to the Measure's passing, these expenditures can be made.

Councilor Johnson asked why 8 radios were needed or certainly the total of 41 radios, and Lt. Pagano explained that all of the officers would be issued a portable radio assigned to them. They have found that any officer that is responsible for his/her own equipment seems to take better care of it and doubles the life of the equipment. There are not only the need for the car radios, but also the base radios, and all add up to 41. The "eight" number is the number in the entry

team when going out on search warrants so that they can all be in contact with each other.

Councilor Johnson also asked what the impact would be if they were to buy four of the portable radios instead of eight and saved that money for bulletproof vests, because of the fact that the revenue is so limited. Lt. Pagano responded that every member of the entry team needed to be able to be in contact with each other and that was the number of the team.

Ordinance 1069 -

****Councilor Carson moved to adopt Ordinance 1069, AN ORDINANCE AUTHORIZING THE PURCHASE OF 800 MHZ RADIOS FOR THE CANBY POLICE DEPARTMENT; AND DECLARING AN EMERGENCY be posted and come up for final reading on May 2, 2001. Motion seconded by Councilor Strong and passed 6-0 on first reading.**

Councilor Johnson asked for clarification of “declaring an emergency” and City Attorney John Kelley answered that declaring an emergency lessened the 30 day waiting period after the final vote which allowed the equipment to be purchased. Mayor Prince stated that it expedited the process.

Councilor Daniels asked for clarification on two different resolution numbers appearing in the packet and Attorney Kelley said that one of them was in the packet for information only.

UNFINISHED BUSINESS: None.

Mayor Prince adjourned for a break 8:58 p.m. and reconvened at 9:07 p.m.

ORDINANCES & RESOLUTIONS:

Ordinance 1067 -

Planning Director John Williams described this ordinance as a zone change and comprehensive plan amendment for the property behind Canby Square. It is the transfer of some land, one parcel zoned light industrial and the other zoned highway commercial, and is a swap between them to facilitate development of each property.

****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 on second reading. Motion seconded by Councilor Johnson and passed 6-0 by roll call vote.**

Ordinance 1068 -

City Administrator Adcock briefly summarized the joint meeting that had been held in February between the Fire Board and the City Council and there had been a desire of the part of the Fire

Board to consider amending the code to provide a fire sprinkler ordinance in certain types of residential dwellings. Mr. Adcock reported that the Planning Commission has already reviewed this staff report and ordinance.

Canby Fire District Fire Marshal Ron Yarbrough responded to a question posed by Councilor Carson and said that renters do get between a 1% - 5% reduction in insurance when sprinklers are present.

Councilor Carson stated that there had been six apartment fires in the last few years in Canby and sprinklers could have had an impact on them, certainly for the ones that will fall under the new ordinance for the future. He understood that this ordinance only pertained to new or remodeled apartments and that it did not include retrofitting complexes already in existence. He also hoped that the financial impact would not be too prohibitive. Fire Marshal Yarbrough did point out that there would about a 62% savings in apartment owners insurance premiums so the payback is a short period of time. The savings will depend on the carrier, the type of construction, and the type of sprinkler system.

Councilor Daniels asked if there were ways to tamper with the sprinklers and cause them to be ineffective, as with smoke alarms that are many times dependent on batteries for effectiveness. Fire Marshal Yarbrough said that the newer sprinkler heads are recessed and have a steel plate that goes over them to make them more esthetic and there are few reports of damage or tampering. Some more expensive heads will activate and then when the heat lessens, they will shut themselves off.

Councilor Daniels inquired that apartment owners were not required to put in only one type of system and Marshal Yarbrough concurred, but that whichever system were installed, would need to meet the fire code standards.

Mayor Prince also pointed out that this was one of the points of common ground that the Council and Fire District had come up with at their joint meeting and were moving forward.

Councilor Parks had not been at the meeting and inquired as to the public input process on this.

The Planning Director concurred that Mr. Yarbrough had come before the Planning Commission with a video presentation and more recently there had been another informal presentation at the Planning Commission level which they unanimously supported. Notices were also sent to everyone who has taken out a building permit in the last several years. Most of the multi-family residential dwellings are built by out-of-town developers so are harder to reach. Any inquiries from the notices were directed to Marshal Yarbrough and he to date has received none.

Councilor Parks commented that in seeking R-2 development, this will entail a lot of money and rough calculations on an apartment that will trigger the requirement of 32 units and larger, will add approximately \$26,000. This could be an impediment when on the other hand, the City is trying to encourage moderate to low income building of this type. On top of SDC's and building permit costs, this would be a fairly large amount of excise to add.

Councilor Johnson answered that the savings on the insurance side would not make up for the additional cost, but as someone who has been present at apartment fires and witnessed people desperate to find a way out and no sprinklers present, there is no cost too great. He reassured that he was in total favor of this ordinance.

Councilor Parks brought it up not because he wasn't in favor of this, but only for them to recognize that the cost could be another piece of discouragement to what he sees as a need of the community for low income housing.

Fire Marshal Yarbrough added that many cities statewide have approved similar ordinances and Councilor Parks reiterated that he was in full agreement of this ordinance but felt that his comments needed to be said in the interest of full disclosure.

Marshal Yarbrough said that in the future there may be more tradeoffs other than the insurance premiums that can be worked out along the lines Councilor Parks indicated and are other areas that need to be worked on in the planning phase.

****Councilor Johnson moved to adopt Ordinance 1068, AN ORDINANCE APPROVING A LOCAL AMENDMENT TO THE STATE UNIFORM BUILDING CODE TO REQUIRE AUTOMATIC SPRINKLER SYSTEMS IN ALL MULTI-FAMILY OCCUPANCIES OVER ONE STORY IN HEIGHT, AND DECLARING AN EMERGENCY be posted and come up for final reading on May 2, 2001. Motion seconded by Councilor Carson and passed 6-0 on first reading.**

Councilor Johnson thanked the Council for approving the safety in Canby, this was a very "huge" thing for the safety of the citizens of our multi-family housing.

Resolution 749 -

By way of background, City Administrator Adcock stated that the City has been very active in its pursuit of opportunities to purchase properties along the Willamette at the end of the Logging Road. 7.7 acres have already been acquired and Mayor Prince, along with Representative Schrader, have been working very hard to assemble other opportunities that might be used in conjunction with State agencies so that the City might be able to acquire the remaining available land adjacent to the most recent acquisition. An opportunity has arisen that would be grant funded and result in no use of City monies in the acquisition of funding for a portion of that remaining land along the Willamette. Recreation Services Director Beth Saul has been in contact with the Trust for Public Lands which has been the catalyst and facilitator for this transaction. There is also now additional information just conveyed to the Mayor that outlines the entire funding mechanism.

Ms. Saul presented to Council the final draft of the Application and the requested information by the Mayor from Sam Hodder.

Mayor Prince stated that this has been a project in the works for a long time and is a "one-time" opportunity for the City, otherwise it will probably be going into housing and the opportunity will be lost to the City if it isn't acted upon. The first part of the road has already been purchased and this application would be for the City's match to come up with the rest of the funding for the remaining acres involved. He referred to Sam Hodder with the Trust for Public Lands as Canby's "white knight". His organization's purpose is to identify property like this and help cities facilitate purchase of properties that they would not have monies for. Mr. Hodder has been instrumental in trying to seek this funding for the City's acquisition. This boils down to having something before June, and hopefully this funding will come about. The best part is that with the acquisition of this property, it will connect the Eco Park with the Willamette River and hopefully, in the future with Molalla River State Park. This is a win-win project for the City, adding to the foot and bike pathways.

Councilor Daniels asked if the City would be the owner of the property and Ms. Saul clarified that the partnerships are not so much with other cities, but rather other agencies and the intent is for the City to own the property. Mayor Prince and Representative Schrader have been working hard with creating partnerships with several agencies in an effort to bring about the funding mix needed to bring about the purchase of the remaining property. She stated that the other agencies are mostly interested in preserving the natural habitats and the City's primary intention is the same when Councilor Daniels asked as to other agencies involvement down the road when the City was ready to develop the property.

Mayor Prince added that the structures at the boom would be removed and the site will be cleaned up prior to the City taking ownership so there would be no City expense.

Councilor Parks asked if there were any environmental issues at the site and Mayor Prince responded that so far there had been none identified. Ms. Saul said that the area had merely been a site where the log trucks had brought the logs and dumped them in the river, after that there might be issues. Councilor Parks asked if there had been any on-site maintenance done at the site and Ms. Saul and Mayor Prince both responded that there had not.

Ms. Saul reiterated that Mr. Hodder had been working diligently to find the right partnerships to bring this together and this particular grant application needs to be submitted by April 20, 2001. This does not guarantee funding but the application needs to be submitted in order to have an opportunity to be considered for the grant.

Councilor Johnson asked if the Police and Fire Departments had been contacted about the possible purchase and their ability to patrol the area. There had been problems with the area south of Canby and many citizens had come before Council expressing their concerns even though it had been out of the city limits.

Chief Giger said there would ample access for patrol and Council Johnson inquired as to the types of problems and safety that would occur if the City purchased the property. Chief Giger answered that if done properly, good vision, adequate access and entrances, and availability of contacting emergency services, could take care of many problems. With the existing part of the

logging road, there are homes and businesses and easy access off and on to alleviate those problems.

Ron Yarbrough with the Fire Department responded that there are adequate access points presently and although there have been issues in the area, they have been able to address them.

Councilor Daniels asked if there were any plans for boat launching Mayor Prince said it could be something the City could look at later but Ms. Saul wasn't sure that it was even allowed anymore. There is a launch at Molalla River State Park but due to its steepness, it's almost unusable.

Mayor Prince reaffirmed that the area, if purchased, would remain closed until such time as all the issues and money to develop the area had occurred. It would not have an immediate impact on the budget until such time as money into the parks fund were ample to begin. Issues such as patrol would also be addressed, wanting this to be a very safe place to go.

Councilor Daniels stated that there would be only one chance to do this and as in the property purchased prior to this, groups working together were able to hold it off the market long enough to obtain the funding.

Mayor Prince thanked Rep. Schrader for his involvement.

****Councilor Blackwell moved to adopt Resolution 749, A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO APPLY TO THE OREGON PARKS AND RECREATION DEPARTMENT FOR A GRANT TO PURCHASE PROPERTY FOR THE EXTENSION OF THE MOLALLA FOREST ROAD FROM TERRITORIAL ROAD NORTH TO THE WILLAMETTE RIVER FOR PARK AND RECREATION PURPOSES. Motion seconded by Councilor Strong and passed 6-0.**

Councilor Johnson restated that no City dollars would be spent for this purchase.

MANAGERS' REPORT: Update on Withdrawal from Tri Met - Planning Director John Williams reported that the full transit plan would be going into their next Council packet along with a resolution to recommend the ordinance adopting the plan, submittal of the withdrawal petition to Tri Met so that the issue can be looked at fully and a decision made on May 2, 2001 meeting.

Mayor Prince also asked that the cost alternatives for certain options be included with the information.

Councilor Carson asked if an adequate numbers of signatures had been received and Mr. Williams said there could always be more because there were only 50-60 signatures over the required amount. He is working with someone at Clackamas County who will let the City know if the required number of signatures has been attained prior to submitting the application for withdrawal to Tri Met.

Mayor Prince reiterated that this is money coming from businesses and not a budget item.

Planning Director John Williams commented on the prior conversation about the cost of new development in regards to the sprinkler ordinance and let Council know that a hearing has been scheduled on May 16, 2001 for the new system development charges and at this time, the information is available. It is a significant increase and would like to hear, based on their concerns about the process, if there is something that should be done before coming before Council. He is working with the newspaper to get an article published, has sent out notices to developers and builders, but he would like to ask Council if there is anything further they would like to see be done prior to coming before them.

Councilor Johnson said that he would like to see a proposal of prorating the SDC charge back to ones in the multi-family units who put in the sprinkler systems, perhaps SDC calculations before and after that ordinance to address Council Parks concern and offset some of the costs.

Mr. Williams wasn't sure if there was a clear relation between one and the other. SDC's are based on a calculation derived on what the use of certain public facilities and services will be. The Council could certainly make a policy decision to exempt types of uses.

Councilor Johnson was thinking of ways to keep overall costs the same; a percentage or cap on SDC's, sprinklers, permits, so that costs would not be exorbitant.

Mayor Prince asked then if rates would need to be raised for other parts of the plan since the SDC is based on a certain number and the amount of money based on that.

Mr. Williams said that if one were cut, others would probably need to be raised in order to keep the costs matching. As of now, the proposal shows that the rates will be doubling.

Councilor Parks suggested that Council wait and see what Mr. Williams would bring them on the 16th and go from there.

Mayor Prince suggested that something be put into the paper and Mr. Williams said that he was working with the *Canby Herald*.

Update on Contracting Computer Services - Administrator Adcock asked Mr. Pineau to give an update since computer services will be coming up soon in the budget process. Mr. Pineau reported that they are in the process of interviewing and negotiating with two of the firms who responded to the City's Request for Proposals. The interviews and negotiations to contract a specific portion of the computer services is scheduled for Friday, April 27, 2001. Currently there are two positions in the Technical Services division; if a contract is awarded it is contemplated that the position of the Technical Services Manager would be eliminated and the User Support Technician would not be eliminated.

The potential technical services reduction would be \$64,217 which is the salary and benefits of

the Technical Services Manager. The general fund cost reduction portion of 75%, would be about \$48,163.

Depending on the negotiations with the professional services contractor and the completion of the network stabilization and reliability work currently underway using the present operating and computer reserve funds, considerable overall costs reductions should be realized. The overall cost savings would be in the form of reduced labor costs, materials and services, and capital outlay needs in the computer reserve fund. If the network stabilization and reliability work is not completed this fiscal year, funds to do that work would be needed in next year's budget. If the system is not stable, it would cost many contract dollars in order to have the work done. The effort is to raise the system to a level where those services could then be contracted. With the present data, the overall savings are estimated to be no less than \$20,000.

Councilor Carson questioned whether the intent was to go with a one year contract and Mr. Pineau said that he would be reporting back after the interviews, there could perhaps be a big cost savings in going with a multi-year contract. The contract will be conditional upon appropriation of funds and that clause would be included. There would also be performance measures included, so that notice could be given for under performance. He anticipates that it would be a multi-year contract.

Councilor Carson asked if there was a number in mind for performance and reliability and Mr. Pineau responded that it had been included in the RFP, not only for reliability of the network but also for customer satisfaction.

Councilor Strong asked why both positions were not going to be eliminated. Mr. Pineau said that in the RFP both scenarios had been proposed, but of the ones that came back, it was determined that it would cost more than the City would be able to pay. Also, those companies would in turn, need to hire their own staff and with added training costs, this option would cost more. Based on the information the City had provided, the two companies who responded felt that they would want to do the network and our technician would be on staff. It would cost more for them to provide the technician.

Councilor Strong asked that at sometime down the road when they were familiar with how our system performed, would there still need to be a technician. Mr. Pineau stated that there would always need to have one technician, whether contract or employee.

Councilor Carson asked if the contract could be modified so at such time as a technician could be provided by them for a lesser rate, that option could be utilized. Mr. Pineau stated that the contract would be written so that there would be ways to modify or amend the process.

Administrator Adcock asked Council how they wanted to handle an application that had come in due to a resignation of the Bike and Ped Committee and it was decided by Council to hold off on filling this particular position and wait for the general announcement due to come out in the paper soon announcing all the committee openings citywide.

Councilor Parks asked if the advertising for these positions could be consolidated for further cost savings, perhaps on a quarterly or less frequent basis.

Councilor Strong asked which position was open on that committee and it was stated that Ron Marson has left his unexpired term and this application was to fill that opening.

Council decided to hold off filling that open position and doing a special advertisement for the Bide & Ped Committee since that group was not meeting in May, and wait for it to be included in the general ad.

Chief Jerry Giger announced that the Traffic Safety Committee was sponsoring a training session at the Fire Department for the community Friday, April 20, 2001 "Improving Safety Features of Local Roads & Streets". It will provide assistance and road safety information to people who work with local roads, common road hazards will be reviewed along with practical ways to improve road safety. Those kind of complaints are received frequently - speed bumps, children playing, stop signs, dangerous intersections, etc. This will provide a means to learn how to deal with those issues.

Chief Giger also announced the Police and Fire Appreciation Dinner sponsored by the Canby American Legion Post 122, starting at 6pm on Saturday, April 21, 2001. It is open to the public and anyone who would like to attend.

CITIZEN INPUT: None.

COUNCILORS' ISSUES: Councilor Johnson announced that he and the Mayor had gone to Salem today to listen to testimony in front of the House Transportation Committee on HB 3861, a bill which would appropriate \$38 million in State lottery funds to a commuter rail system that would go from Wilsonville to Beaverton using existing freight lines. It would run between the hours of 6:30 a.m to 9:30 a.m. and then again from 4:30 p.m to 7:30 p.m. It is projected to cost about \$85 million with a substantial amount coming from Washington County and also federal money. It will definitely be much cheaper than the light rail alternative. Looking at the cost of current capital projects such as I-5 and 217 interchange of \$35 million, there is wide support that this is a less expensive alternative. They testified that with Canby working on the new bus system, it would carry our residents to Wilsonville where they could then connect with the commuter rail. The Council sent a letter of support along with them.

Councilor Johnson also stated that SB 929, regarding the IFA property, passed unanimously at committee this morning and will be voted on the Senate floor in the next week or two.

Councilor Johnson asked for information on the cost of dinners, lunches, for all City committee meetings including Council. Possibly they could start charging for box lunches, or having people pick up their own tab.

Councilor Blackwell announced the biannual antique appraisal day at Horning Hall, Clackamas County Fairgrounds sponsored by the Canby Depot Museum as a fund-raising project on

Saturday, April 28, 2001 from 1pm-4pm at a cost of \$4 per item, with no limit of items. The appraiser is Christine Zachery and for any questions or information, call the Canby Depot Museum at 503-266-6712.

Mayor Prince asked that letters of thank you be sent to Bethany Church for roses for Council's service to the community and to the Church of Jesus Christ of Latter Day Saints for their appreciation night.

ACTION REVIEW:

1. Approving Consent Agenda.
2. Approving Ordinance 1067.
3. Approving Ordinance 1068 for second reading on May 2, 2001.
4. Approving Ordinance 1069 for second reading on May 2, 2001.
5. Adopting Resolution 749.
6. Approving the proposed Dewatering System Upgrade and returning with the appropriate documents.
7. Authorizing staff to deal with Holland Incorporated regarding land in conjunction with the Canby Veterans Memorial.
8. Consolidating advertising for Board and Committee vacancies.
9. Bringing information to Council and Budget Committee on meal costs.
10. Preparing letters of thank you to the two organizations on behalf of the Mayor.

Mayor Prince adjourned the regular Council meeting at 10:04 p.m. to the Urban Renewal Agency.

Mayor reconvened from the Urban Renewal Agency to the regular Council meeting at 10:35 p.m.

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

Mayor Prince recessed the regular meeting at 10:36 p.m.

Mayor Prince reconvened the regular session at 12:03 p.m. and immediately adjourned.

EXECUTIVE SESSION
APRIL 18, 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 10:45 p.m.

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

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

Mayor Prince adjourned the session at 12:00 a.m.

Chaunee F. Seifried
City Recorder pro tem

Terry L Prince
Mayor

Prepared by Mary Moretty
Office Specialist

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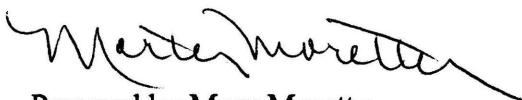
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Chaunce F. Seifried
City Recorder pro tem



Terry L Prince
Mayor



Prepared by Mary Moretty
Office Specialist