

CANBY CITY COUNCIL  
WORKSHOP SESSION  
NOVEMBER 15, 2000

PRESENT: Mayor Scott Taylor, Council members Walt Daniels, Barry Lucas, Randy Carson, Shirley Strong, and Roger Harris, Council-elect members Teresa Blackwell and Patrick Johnson, Budget Committee members Melody Thompson and Jeff Robison, City Administrator Mark Adcock, Recreation Services Director Beth Saul, Community Development Director Jerry Pineau and Information Services Manager Steve Hanson, Office Specialist Joyce Peters and Daniel Drazan.

Mayor Taylor called the session to order at 6:30 p.m. A light dinner was served.

The Information Services Department gave a status report and updated the Council on their current performance measures.

Mayor Taylor excused himself to have pictures taken with a group of children who were going to be making a presentation to the City on National Family Week during the regular session.

Council President Daniels adjourned the session at 7:20 p.m.

---

REGULAR SESSION  
NOVEMBER 15, 2000

Mayor Scott Taylor presiding. Council members present Walt Daniels, Barry Lucas, Randy Carson, Shirley Strong, and Roger Harris.

Also present: City Administrator Mark Adcock, City Attorney John Kelley, Recreation Services Director Beth Saul, Community Development Director Jerry Pineau, Councilors-elect Patrick Johnson and Teresa Blackwell, David Howell, Marty Moretty, Joyce Peters, Ron Yarbrough, Jack Quincy, Dan Foster, Joan Chelson, Jennie Brown, Jilian Hughes, Leslie Anderson, Shelly Still, Brandon Langford, Jacob Bron, Arlyn Palmer, Annegret Rudolph, Gail Little, Adam Mikkelse, Lynette Blunck, Lauren Perez, Larry Blunck, Dan Palmer, Robin Perez, Lynn Bever, George Pottle, Don Stewart, Dabe Entwisle, Laf Keaton, Joyce Rountree, John Neuman, Keith Stewart, Ron Camon, Michael McMichols, Sandi Gault, Kody Little, Randy B. Black, Carol Horn, David Horn, Roy Hester, Marilyn Perkett, Michael Breshears, and Lila and Curtis Gottman.

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

**SPECIAL PRESENTATIONS:** Swearing in of New Reserve Police Officers - Sgt. Brian

Howarth of the Canby Police Department introduced the two new prospective reserve officers, Don Hemstreet and Joe Bridgeman. Mr. Hemstreet is a longtime Canby resident and is an IS manager doing coordinating and consulting on informational systems throughout the Willamette valley. Mr. Bridgeman is a former full time police officer with the Forest Grove Police Department and his wife is currently a physician with the Davies Medical Clinic in Canby. He now has his Master's Degree and is teaching history and computer science at Putnam High School. This brings the total to nine reserve officers with the Canby Police Department.

Judge Jon S. Henricksen then duly appointed the reserve police officers for the City of Canby to serve at the will and pleasure of Chief Giger and gave the oath of office which the two reserve officers repeated. Judge Henricksen congratulated and welcomed them to the City and to the proud tradition of Canby's Police Department. Mayor Taylor then presented the new reserve officers with their badges; they then signed their oaths.

A Presentation to the City of Canby for National Family Week was made by a group of ten young citizens from the Church of Jesus Christ of Latter Day Saints in support of families as introduced by Larry Blunck. Each of the children read a memorized portion of the proclamation and called upon the Mayor to accept the framed document on behalf of the City of Canby, as a great community to raise children.

**PROCLAMATION: Public Safety Appreciation Week** - Mayor Taylor read the proclamation declaring the week of November 20 - 26, 2000 as Public Safety Appreciation Week in Canby. Mike McNichols, President of the Chamber of Commerce, presented plaques to representative Officer Chris Mead of the Canby Police Department, and Lt. Chip Bryant of the Canby Fire Department. Mr. McNichols acknowledged the help and assistance of City Administrator Mark Adcock and the City of Canby for this event. He commended the Police Department as the first line of defense for those who would disobey the law and for citizens' personal safety. The police provide the stability, peace, and safety that make this community what it is. Canby's Fire Department is the community's first response to medical emergency whether on the highway or in the home and heroically battle fires that can destroy homes and businesses. Any community is gauged by the quality of police and fire protection services available in that community. On behalf of the Chamber of Commerce, he thanked the representatives and their respective departments for providing Canby with the quality of life that we enjoy today. Lt. Bryant and Officer Mead also accepted the proclamations on behalf of their organizations from the City.

Robin Adcock, Youth Liaison Co-ordinator of the Canby School District, stated that most children when entering school are asked what they would like to be when they grow up and most of the answers are to be a policeman or fireman. The students and staff of the Canby School District wanted to extend a special "thank you" for being there and for their service. Ms. Adcock presented some banners made by the students to the Police and Fire Departments with one special banner from 91 School District to be shared by both groups. It displayed the hand prints and names of all the students and staff.

Chamber of Commerce Director Bev Doolittle announced that treats will be brought to both organizations during the week courtesy of the PTA, Campfire groups and the Key Club from the

High School.

**CITIZEN INPUT ON NON-AGENDA ITEMS:**

**CONSENT AGENDA: \*\*Councilor Daniels moved to adopt the consent agenda: minutes of the workshop and regular meeting, November 1, 2000; accounts payable in the amount of \$188,148.81 and appointment of Julie Stoltzfus to the General Canby Day Committee and Daniel Drazan to the Budget Committee. Motion seconded by Councilor Strong and passed 5-0.**

**COMMUNICATIONS:** A letter from The Portland Fire, the WNBA Basketball Team, indicates that they are interested in coming to Canby and working with children and putting on a free coaches' clinic. Mayor Taylor requested that staff follow up and work with the schools to schedule the event.

**NEW BUSINESS:** Establishment of a Veterans' Memorial in Canby - Master Sgt. Roy Hester with the Oregon Air National Guard 122<sup>nd</sup> Fighter Wing announced that he and Mike Breshears have been on an endeavor to obtain a UH-1D helicopter from the Department of Defense and erect this Veterans' Memorial on a small triangle of land on the Oregon Department of Transportation right-of-way in Canby. In order to obtain the helicopter, the Department of Defense has requested that this group get the support from the local City Council in order to proceed. In the packet of information presented to the Councilors for this evening's meeting are many letters of support from many distinguished citizens and government representatives and even more letters of support that have come in since the packet was sent out to the Council.

Master Sgt. Hester displayed maps that clarified where the proposed site is located. It is immediately east of Hulbert's Flowers business on a wedge-shaped piece of property owned by ODOT since 1933, on the north side of State of Oregon Highway 99E. ODOT responded that they had no future plans for it because of its unusual shape, being 9 feet on one end, 75 feet on the other end, and 250 feet long. At that point, the Veterans' Memorial Committee requested use of the land and is currently working with them.

An artist's rendering of the Memorial was also shown by Master Sgt. Hester with the helicopter to be mounted on a twelve to fourteen foot pedestal. He also showed an actual picture of a UH-1D Medivac helicopter which was mainly used to save lives in Viet Nam but also in other wars. The purpose is to make this a memorial for all veterans, not just Viet Nam veterans.

Mike Breshears, co-chair of the project, was introduced by Master Sgt. Hester. He stated that he has been working on this for approximately four months now and the Department Defense is quite used to hearing from them. They have asked that the Veterans of America sponsor them in accordance with the Department of Defense. All of the criteria has been met and at this point, they need a letter of approval from the Mayor and Council and a copy of the minutes from the meeting in order for it to be a "go" with the Department of Defense. They will then give the group a UH-1D on permanent loan.

The Veterans Memorial Committee chose the UH-1D because it was an instrument that saved lives as opposed to taking lives. The Committee would like to display the helicopter with the red crosses as a Medivac. He stated that he would not be here today if it were not for the "Huey" helicopter. He was medivaced out from Viet Nam as well as another veteran in the group attending tonight; their remains would have not even been recovered if they had died there. So the UH-1D was part of every veteran's life whether they served in Viet Nam or on the homefront. It would be very fitting for Canby to build this type of memorial. Canby is well known for its participation in veteran activities - Boy Scouts, Girl Scouts, American Legion Veterans of Foreign Wars and Ackerman Middle School. This project will hopefully become a reality here in Canby.

Mr. Breshears introduced the Vice President of the Viet Nam Veterans Memorial in Washington Park, Ron Canon. Mr. Canon shared with the audience that the UH-1D series helicopters were affectionately known as the "Huey", the work horse of the Viet Nam War. Its sound was unmistakable, a racket to some and music to the ears of most Viet Nam vets. It provided the beat to a rock and roll war but thrust many of America's teenagers into adulthood. That sound clearly stood out among all the assets that America had to offer. For the soldiers on the ground, that sound meant that help was on its way. It was a link to the real world - the transport of supplies, reinforcements, food, and mail and pictures from home. The Huey was a key to survival for thousands of soldiers who were injured in battle. The survival rate climbed sharply from WWII and Korea, thanks to the Huey. A wounded soldier could be plucked from the battlefield and in surgery within minutes, he knows because he was one of those soldiers. He sustained an injury that in previous eras, could have been fatal; his legs were mangled from a landmine and he lost an enormous amount of blood. He was swept off the battlefield in a Huey and within a short 20 minutes after being injured, was on the operating table in the security of one of the best medical teams that America could offer. Like many, he survived thanks to the gallantry of the helicopter crews who, without hesitation, answered his call for help. Ask a Viet Nam veteran what he or she remembers about the Huey; chances are they will respond about the sound. The familiar sound of the Huey is now fading as the military is retiring its aging fleet. As proposed tonight, maybe a few can be salvaged to remain standing proud and continuing service to aging soldiers that they once served. By approval of this project, the City Council will present a positive display of gratitude to all who served during those trying times; what a great gift to veterans. It is not a glorification of war, but a simple salute in the form of a mounted Huey, a monument to the men and women who unselfishly answered the call of a grateful nation and need. It simply says "thank you" and "welcome home".

Master Sgt. Hester restated the purpose of their being at the meeting was to ask the Council to support them in their endeavor to bring this attractive memorial to the City of Canby and place it along Hwy. 99E to be appreciated for a long time to come.

A veteran from the audience stated that this project will be a gift to the City and will cost the City virtually nothing. The Viet Nam Veterans of America will be sponsoring the project, and the helicopter will be donated from the Department of Defense.

Mayor Taylor restated that ODOT will be giving the land, the Department of Defense will be

providing the helicopter and the memorial will be erected and what is being asked tonight of the Council is whether Council is willing to have this kind of memorial in the city.

**\*\*Councilor Daniels moved that the Council acknowledge work done by Mr. Hester, Mr. Breshears and other members of the Veterans' Memorial Committee and go on record to establish a Veterans' Memorial and to site a helicopter in Canby. A letter will be signed by the Mayor to that effect and reflected in the minutes necessary to send off showing approval. Motion seconded by Councilor Lucas and Councilor Harris and passed 5-0.**

Councilor Carson questioned whether there would be parking so people can get out and walk around the memorial or would it be something that people would just drive by.

Master Sgt. Hester stated that Hulbert's, the business directly to the west of the site, would not be negatively impacted and would welcome people stopping; it could even favorably help their business. The ODOT site where the memorial would be is currently being maintained by the City Parks Department would be removed out of the parks system maintenance. The veterans association would take care of the maintenance from that point on. The feeling is that it will not create a traffic impact.

Councilor Harris commented that Councilor Lucas during the Viet Nam War was a helicopter crew chief, serving in Germany in the mid-sixties at a transition school where they were teaching fixed-wing pilots how to fly helicopters and then going straight to Viet Nam from there.

Mayor Taylor asked to be informed on the official transfer from ODOT and the time frame to get the helicopter to the site. If the group has any problems and want to come to the Council, if ODOT has any resistance to giving the land to the veterans association and would want to give the land to the City, something can be worked out to make it happen.

Master Sgt. Roy Hester announced the Committee members: Roy Hester and Mike Breshears, co-chairmen, Martha Schrader, Jerry Pineau, Marilyn Perkett, Irene Breshears, John Neuman, and Keith Stewart. The veterans' group liaison is Tim Townsend.

Donations will be accepted and can be sent to Mike Breshears or dropped off at the Canby American Legion.

There was a short break taken to clear the Chambers.

Christmas Lighting Ceremony in Wait Park - Mayor Taylor announced that the tree lighting ceremony sponsored by the Chamber of Commerce would be held on November 25<sup>th</sup> and asked Sandi Gault from the retailer-merchants group and the Wait Park Lighting Committee to speak about the Christmas lighting project. Chamber of Commerce Director Bev Doolittle was introduced as also helping with the project. Ms. Gault wanted to correct a statement in the *Canby Herald* that had stated that each string of lights had cost \$1,500; that amount was per tree. The lights will now be the bigger C7 bulbs and will stay permanently in the tree year round with

a life expectancy of three years. This will prove to be more cost effective and far less maintenance.

She is asking for a 15' to 20' tree to be donated to the Pioneer Plaza; please call Juan at the *Canby Herald* for the tree donation. Wilson Construction has already offered to put the tree up. The lighting committee had overwhelming response and input and support for the project and she publicly thanked the citizens. Every year as the money comes in for the park lighting, more will be added. This year there are some power problems, but there will be four trees lighted and standing figures of a locomotive and caboose which can be added to in the years to come.

Mayor Taylor thanked the group for all of their efforts. The lights have always been spectacular and enjoyed by all. He announced again that the lighting ceremony will be in Wait Park at 6:00 p.m. November 25, 2000. Council President Daniels will be on hand at the festivities since the Mayor will be celebrating Thanksgiving weekend with his family out of town.

Measure 7 Discussion - Mayor Taylor explained that this state ballot measure passed in the November 7, 2000 election, the law allowing people whose property value has been affected to apply to the City for remedy. There are a variety of issues that will keep attorneys busy for years. At the recent League of Oregon Cities Conference, there was considerable discussion around Measure 7 and some of the steps that cities should take when it goes into effect December 7, 2000. There needs to be a process in place by that time to deal with people who feel they qualify. There will be some model ordinance language sent to the cities to help address the issues that have been identified. The recommendation is to do this through an ordinance.

Mayor Taylor said in order to meet the December 7<sup>th</sup> deadline and do an ordinance, will the Council agree to have a single item Special Council Meeting on November 29, 2000 in order to meet the 2<sup>nd</sup> reading ordinance requirement.

City Attorney John Kelley let the Council know that the materials they have already received are what the effects of Measure 7 are anticipated to be. The material from Preston Gates suggests to temporarily freeze any pending enactment of comprehensive plans, new zoning or other actions or rules that could be argued to restrict the use of land to give time to develop a Measure 7 strategy and also to enact a procedural ordinance. At this time, the City has been in the process of periodic review and had been planning to introduce an ordinance that would update the Parks Master Plan which included dedication of park land. In addition, the City is in the process of developing a natural resources inventory and doing code work in that area involving riparian areas, wetlands designations and natural habitat. These are all key areas that may trigger Measure 7 implications and for that reason, the City Attorney and Planning Director John Williams are advising to put the Periodic Review on hold.

City Attorney John Kelley has talked to DLCD. They have indicated that in light of Measure 7 and its uncertainties and possibilities of litigation, they understood if we do not meet our December 31, 2000 deadline for these two particular provisions of our Periodic Review.

The staff recommendation is to put the Periodic Review process on hold for now, but is asking

Council to think about this since the final decision will be theirs. More information should be here in time for the special meeting of November 29, 2000. Eco Northwest has prepared a more extensive report, as well as the summary the Council has before them tonight, which can be found on their 1000 Friends of Oregon Website at [www.friends.org](http://www.friends.org). This will provide the in-depth impact of the effects of Measure 7 on state and local governments.

After polling the Council, the Mayor determined that there would be a quorum so a Special Council Meeting will be at 7:30 p.m. on November 29, 2000 and the only topic will be the Measure 7 ordinance.

## **ORDINANCES & RESOLUTIONS:**

Ordinance No. 1062 -

**\*\* Councilor Harris moved to adopt Ordinance 1062, AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF CANBY, CLACKAMAS COUNTY, OREGON FOR TAX LOTS 700 AND 1700 OF MAP 3-1E-34; AND DECLARING AN EMERGENCY. Motion seconded by Councilor Carson and passed 5-0 by roll call vote.**

**UNFINISHED BUSINESS:** None.

**MANAGERS' REPORT:** Parking Along the Logging Road Trail Report - City Administrator Mark Adcock indicated that Councilor Carson had brought up the issue at the October 18, 2000 Council Meeting regarding the lack of parking along the logging road specifically on SE 4<sup>th</sup> Avenue after bike lane markings were painted on the road. Staff was directed at that time to look at some alternatives and Recreation Services Director Beth Saul was here tonight to give a staff report.

Ms. Saul reported that she had spoken with City Engineer Curt McLeod who looked at the area near the Eco Park on NE Territorial. He felt that there was a corner at that location where 10 to 15 cars could park and also allow enough area for a bus to get in and out. The cost of doing this project in-house with the street department and the paver would run around \$5,000. There is money in the Parks Development Fund and Eco Park budget line items.

Councilor Carson felt that with a little more review of layout this would greatly benefit those wishing to use the trail.

Councilor Lucas agreed with the value of the project and stated that the Park and Recreation Advisory Board has talked of the need for parking for a long time. He would prefer diagonal parking.

Councilor Carson has talked with some of the businesses between SE 4<sup>th</sup> Avenue and Shimadzu's about the parking issue at that end of the trail. Fred Kahut of KB Recycling said people have been parking in his lot to use the trail and he does not have a problem as long as there is no vandalism or trash. Mr. Jones with JV Northwest said people are also using their lot. They have

more equipment around but don't mind. Dave Anderson owns a small corner of property on the south side of the existing trail on the other side near Canby Business Center. If the City could figure out a way to pave or gravel that area, Mr. Anderson would be willing to let us use that corner parcel if the details could be worked out.

Mayor Taylor instructed staff to explore these possibilities and come back to Council with what it would look like.

Administrator Adcock received a School District certificate to the City in appreciation of its support for the "Make A Difference Day" and was signed by the Americorps volunteers and all the organizers.

Administrator Adcock has given all the Council the Cities Action Agenda for 2001 that was adopted by the voting delegates at the League of Oregon Cities Conference last Sunday. Basically, it is a six point action agenda that will define the League's priorities in 2001 focusing on livable communities, achieving financial stability, controlling PERS cost, retaining telecommunication authority, collaborative youth agenda and infrastructure funding and land use. This is available for Council review as well as the resolutions that were passed.

#### **COUNCILORS' ISSUES:**

Councilor Harris - extended congratulations to the winners of the recent election and a "thank you" for those who voted.

Councilor Harris acknowledged the citizen members of the Budget Committee: J. D. Roth, who has been involved in the past two budgets, Jeff Robison, who is a local business manager involved in the community, Melody Thompson, who has a lot of experience in city budgets and Daniel Drazan, just appointed at tonight's meeting, who is an attorney in a law firm in Portland and has recently moved to Canby. There are still two openings and before he leaves office he would like to see a fully staffed budget committee. It is an excellent way to learn the "ins and outs" of the City; if you can understand the budget, where the money comes from and where it goes, you have a good handle on what's going on. Contact City Hall for an application, if you are interested.

Councilor Daniels presented Mayor Taylor with a certificate from the League of Oregon Cities for all of his hard work serving on its Board of Directors.

Mayor Taylor expressed his appreciation for the certificate and encouraged the new Council to become involved with the League. The amount of information gained and the networking that goes on is invaluable to bring back to the City of Canby. He was very honored to have been able to serve on the Board of Directors.

Councilor Lucas congratulated the new Councilors on their victory and wished them the best of luck.

Councilor Lucas also mentioned the openings on the Canby Utility Board. They deal with

complicated issues and meet twice a month. On the November 7, 2000 ballot there was an amendment to the City Charter to eliminate the term limits for this Board because people were not volunteering to serve and the some of the current members were willing to serve longer than their terms allowed. That measure was defeated so he would encourage any one of those people who voted "no" to apply for the open positions on the Board.

Mayor Taylor asked if the County could clarify the striping on Territorial Road, so that the center line could be more defined.

**ACTION REVIEW:**


1. Approving the consent agenda.
2. Establishment of a Veterans' Memorial and preparing necessary documents.
3. Approving Ordinance 1062.
4. Follow-up on the parking lot issue.
5. Preparing additional information on November 29, 2000 Special Meeting on Measure 7.
6. Contacting the County Road Department on striping on Territorial Road.

Mayor Taylor asked of Council if they wished to go forward with the Fire District, County and the Industrial Area Association to find a mediator for discussion of the Urban Renewal District and whether or not an agreement could be reached. His inclination is to continue to pursue this to resolve before he leaves office. The consensus from the Council seemed to be to go forward with the effort.

Mayor Taylor also congratulated the winners in the recent election and wished everyone a wonderful Thanksgiving.

Mayor Taylor adjourned the regular session at 9:10 p.m.

There was no Executive Session.

  
Chaunee Seifried,  
City Recorder pro tem

  
Scott Taylor,  
Mayor

Prepared by Marty Moretty,  
Office Specialist