

CANBY CITY COUNCIL  
SPECIAL SESSION  
OCTOBER 27, 1997

PRESENT: Mayor Scott Taylor, Council members Shirley Strong, Barry Lucas, Roger Harris, and Dennis Nolder. Councilors Gerber and Daniels absent.

Also present: Administrator Michael Jordan.

Mayor Taylor called the special session to order at 7:00 p.m. in the CUB Conference Room at 7:00 p.m.

The purpose of the meeting was to review and adopt a resolution regarding the refinancing of 1992 sewer bonds. Mr. Jordan explained that bond counsel had many an error on the first resolution. Resolution No. 657 has new section numbers and the definition of the sewer system has been added to include storm water, collection, treatment and disposal.

**\*\*Councilman Harris moved to adopt Resolution No. 657, A RESOLUTION OF THE CITY OF CANBY, CLACKAMAS COUNTY, OREGON, AUTHORIZING THE ISSUANCE OF SEWER REVENUE REFUNDING BONDS, SERIES 1997. Motion seconded by Councilwoman Strong and approved 4-0.**

Mr. Jordan reported that the bond sale will close in the morning, and a 5.19% interest rate was set last week. He noted that the day after the rate was set the financial market became very unstable.

**\*\*Councilman Harris moved to go into Executive Session under ORS 192.660 (1), to consider the hiring of a public employee; and (1)(b) regarding labor negotiations. Motion seconded by Councilwoman Strong and approved 4-0.**

Mayor Taylor recessed the regular session at 7:08 p.m. to go into Executive Session. The regular session was reconvened at 8:26 p.m.

Councilman Nolder questioned how the Gramor hearing would be held.

Mayor Taylor noted that by re-opening the hearing it starts all over, however, the Council may want to narrow the discussion to certain areas.

Councilman Harris stated that due to the fact this is a major step for the City, he felt citizens should be allowed to express their opinions on the matter.

Councilman Nolder asked if the Council was expected to approve or deny the annexation. Mr. Jordan noted that the Council did vote to reconsider the matter and action would be necessary to approve or deny the annexation.

Administrator Jordan informed the Council that there has been no case law regarding the authority of referring an annexation to a vote if the City is in the jurisdiction of the Boundary Commission. He said the statute can be interpreted a number of ways, depending on what attorney makes the interpretation. Mr. Jordan reiterated that the issue has never been challenged.

Councilwoman Strong asked if SDC funds can be used for Territorial and 99E. Mr. Jordan said yes, however, there needs to be some administrative changes prior to that, specifically the methodology

Mr. Jordan said he would ask John Kelley to document his legal advice regarding the matter being referred the issue to a vote.

Councilman Harris asked if the annexation could be tabled until after the November 4th election. Mr. Jordan said only applications filed after the election date would be under a new Charter revision, if the measure passes. Gramor could submit a new application after November 4th.

Councilman Lucas expressed a concern about the legal issues and questioned if a skilled land use attorney might be able to submit a stable opinion. Mr. Jordan said the City could even as the Attorney General of the State for an opinion.

Councilman Nolder said the results of the voter annexation measure on November 4th, would send him a message regarding this wishes of the public.

Mr. Jordan informed the Council that the school board suggested two dates for a joint meeting, December 9 or 10. The Council tentatively set December 10th.

Mayor Taylor asked for a list of scheduled meetings.

Mayor Taylor adjourned the session at 8:45 p.m.

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EXECUTIVE SESSION  
OCTOBER 27, 1997

PRESENT: Mayor Taylor, Councilors Nolder, Harris, Lucas and Strong, and Michael Jordan.

Mayor Taylor called the session to order at 7:08 p.m. in the CUB Conference Room.

ORS 192.660 (1)(a) - The Council discussed the hiring process for the City Treasurer position.

ORS 192.660 (1)(d) - The Council discussed the AFSCME contract.

Mayor Taylor adjourned the session at 8:25 p.m.



Marilyn K. Perkett  
City Recorder



Scott Taylor  
Mayor