

CANBY CITY COUNCIL
REGULAR MEETING
APRIL 17, 1996

Mayor Scott Taylor presiding. Council members present: Dennis Nolder, Roger Harris, Terry Prince, Cheryl Stark, Shirley Strong and Walt Daniels.

Also present: Administrator Michael Jordan, City Attorney John Kelley, City Recorder Marilyn Perkett, Andy Krzmarzick and Nan Olson.

Mayor Taylor called the session to order at 7:30 p.m., followed by the flag salute and a moment of silence.

Roll call of the Council showed a quorum to be present.

MINUTES OF PREVIOUS SESSION: **Councilman Prince moved to approve as distributed the minutes of regular session, April 3, 1996. Motion seconded by Councilman Harris and approved 6-0.

CITIZEN INPUT ON NON-AGENDA ITEMS: None presented.

COMMUNICATIONS: Letter from Canby Music Boosters - Administrator Jordan reviewed a letter from the Canby Music Boosters requesting use of the northwest corner of the Southern Pacific Parking Lot to set up a fireworks stand as a fund raiser event.

Andy Krzmarzick, Canby Music Booster Board Member, was present to answer questions.

**Councilman Nolder moved to approve the request of the Canby Music Boosters to use the northwest corner of the S.P. Parking Lot at N.W. First and Elm to sell fireworks from June 23rd to July 6th. Motion seconded by Councilman Harris and approved 6-0.

NEW BUSINESS: Accounts Payable - **Councilman Daniels moved to pay accounts payable in the amount of \$143,576.86. Motion seconded by Councilwoman Strong and approved 6-0, by roll call vote.

ORDINANCES & RESOLUTIONS: Ordinance No. 944 - Administrator Jordan explained that this ordinance was required for the new contract with KR Maintenance, Ken Robinson, who replaced the Dalley's at the Zion Memorial Cemetery.

****Councilman Daniels moved that Ordinance No. 944, AN ORDINANCE AUTHORIZING THE CITY OF CANBY TO ENTER INTO A CONTRACT WITH KEN ROBINSON DBA KR MAINTENANCE TO PROVIDE SERVICES AT THE CITY OWNED ZION MEMORIAL CEMETERY be posted and come up for final action on May 1, 1996. Motion seconded by Councilwoman Strong.**

DISCUSSION - Councilman Prince thanked the two Dalley brothers for their efforts in bringing the Zion Cemetery to a profitable status and hoped the new maintenance providers could maintain those efforts.

Councilman Daniels commented that Mr. Robinson had worked with the Dalley's and was very familiar with the operation.

**** The motion to approve Ordinance No. 944 was approved, 6-0.**

Resolution No. 606 - Administrator Jordan explained that this was a resolution required by ORS 297 to correct a deficiency in the 94-95 budget year when the City exceeded collateral coverage in one institution for several days. This was due to interest earned, requiring the City to increase collateral to cover that increased amount.

****Councilman Harris moved to adopt Resolution No. 606, A RESOLUTION CORRECTING DEFICIENCY CITED IN THE AUDIT REPORT FOR THE FISCAL YEAR 1994-1995. Motion seconded by Councilwoman Stark and approved 6-0.**

UNFINISHED BUSINESS: Amendment to Adult Center Contract - Nan Olson, Adult Center Director, informed the Council that the Canby center belonged to a Clackamas County Transportation Consortium for funding purposes. Recently, this consortium received a petroleum grant to provide wheelchair lifts on vans. Canby is one of three recipients of this grant money in the amount of \$4,200.

Councilman Harris inquired about the petroleum grant. Administrator Jordan replied that it is an Antitrust Settlement judgement against oil companies using the grant process as a way of allocating money to various public agencies applying for the funds. He added that a grant for funding of the 13th and Ivy signal had been applied for, however it was not funded.

Nan Olson explained that the new lift will allow transportation of scooters and newer wheelchairs that cannot currently be transported.

****Councilman Harris moved to authorize the Mayor and City Recorder to sign the Clackamas County DHS Contract # SSD-61-95/96 amendment for reimbursement of an additional \$4,200 to the Canby Adult Center. Motion seconded by Councilwoman Strong and approved 6-0.**

MANAGER'S REPORT: LOC Board Meeting - Mr. Jordan explained that he met with the LOC Board Thursday and the Legislative Committee on Friday. Mr. Jordan stated that the discussion was about pre-emption of local options for taxes. He advised the Council that meetings should be scheduled with our senators to discuss tax issues and local jurisdiction authority.

Petroleum Grant - Mr. Jordan reported that the City will again be applying for a petroleum grant for the 13th & Ivy signal.

Councilman Prince suggested a resolution of support accompany the grant application.,

Hammerstad Letter - Administrator Jordan pointed out that Commissioner Hammerstad had sent a letter regarding the issue of METRO taking over the Boundary Commission authority. The Council received a copy of Ms. Hammerstad's letter for review.

Molalla River Pathway - Mr. Jordan reminded the Council that the project had received ISTEAA grant money which will soon be allocated. The City will receive approximately \$66,000, Clackamas County \$220,000 and Molalla \$40,000. Molalla has opted to withdraw from the project, and Canby might be interested in obtaining some of the grant money allocated to Molalla to aid Canby in implementing our pathway system and replacing the overpass over highway 99E. Mr. Jordan added that Clackamas County will build a bike/pedestrian pathway from the Canby Ferry to the beginning of the trail at the Logging Road on Territorial.

Councilman Harris asked when the proposed work would begin and if the money can only be applied to the Logging Road pathway to Molalla. Mr. Jordan replied that the work would probably begin next summer, and the money must be used for the Molalla pathway project. However, the portion of the project from Territorial to S.W. 13th is part of Canby's Master Plan, as well as the Molalla Pathway Project.

School District Long Range Report - Mr. Jordan passed out an executive summary of the School District's long range report. He noted that Jim Wheeler had attended numerous meetings on the subject, as a City representative.

County Charter Committee - Mr. Jordan reported that another meeting on the Charter is scheduled for tomorrow evening and drafts are now ready for review.

Meetings - Mr. Jordan reminded the Council of the Mayor/Manager's Meeting on Monday, April 22nd 7:30 AM, in Oregon City. The topics will be the draft County charter and the Boundary Commission proposal.

The Clackamas County Cities Meeting will be Thursday evening in Tualatin with the

same topics as the Monday meeting.

COUNCILORS' ISSUES: Councilman Prince thanked the American Legion for sponsoring the appreciation dinner for the Canby Police and Fire personnel. Policeman of the Year Award was presented to Tim Skipper and Fireman of the Year Award to Val Codino.

OTHER REPORTS OR ANNOUNCEMENTS: Mayor Taylor announced the groundbreaking ceremonies for the HOPE Village on Sunday, at 2:30 p.m., at the site near N.W. 13th.

Mayor Taylor commented that the City Budget Committee will have a meeting on April 29th, 7:00 p.m. at the Canby Public Library, to begin deliberations to "cut" the budget. He added that there will be some very difficult decisions to be made.

- ACTION REVIEW:**
1. Authorize Canby Music Booster to use the SP Parking Lot for a fireworks stand.
 2. Post Ordinance No. 944, and schedule it for the next agenda.
 3. Send the State a copy of Resolution No. 606, correcting the 1994-95 audit.
 4. Authorize an amendment for the Adult Center to receive \$4,200 in funds for a wheelchair lift on the van.

**Councilman Prince moved to go into Executive Session under ORS 192.660 (1)(d), regarding labor negotiations and (1)(h), regarding pending litigation. Motion seconded by Councilman Harris and approved 6-0.

Mayor Taylor recessed the regular session at 8:02 p.m. to go into Executive Session. The regular session was reconvened at 9:26 p.m. and immediately adjourned.

EXECUTIVE SESSION
APRIL 17, 1996

Present: Mayor Taylor, Councilors Prince, Nolder, Harris, Stark, Strong and Daniels, John Kelley and Michael Jordan.

Mayor Taylor called the session to order in the CUB conference room at 8:08 p.m.

ORS 192.660 (1)(h) - The Council discussed the final LUBA order on the Kahut case.

The Council discussed the Rinkes case.

There was a discussion regarding a property owner on N. Baker Drive experiencing property damage, resulting from the past flood and weather conditions.

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

Mayor Taylor adjourned the session at 9:24 p.m.


Marilyn K. Perkett, City Recorder


Scott Taylor, Mayor

CANBY CITY COUNCIL
REGULAR MEETING
APRIL 3, 1996
REVISED

1. CALL TO ORDER:
2. FLAG SALUTE
3. ROLL CALL OF COUNCIL:
4. MINUTES OF PREVIOUS SESSION:
 - A. Workshop & Regular Session of March 20, 1996
5. CITIZEN INPUT ON NON-AGENDA ITEMS:
6. COMMUNICATIONS:
 - A. Request from Boy Scout Troop 503
7. NEW BUSINESS:
 - A. Accounts Payable - \$ 186,233.61
 - B. LOC Dues
 - C. Revised Swim Center Fee Schedule
8. ORDINANCES & RESOLUTIONS:
 - A. Resolution No. 605, Sewer Revenue Refunding Bonds
9. UNFINISHED BUSINESS:
 - A. Amendment to Adult Center/County Contract
 - B. Deed for Road Purposes**
10. MANAGER'S REPORT.
11. COUNCILORS' ISSUES:
12. OTHER REPORTS OR ANNOUNCEMENTS:
13. ACTION REVIEW:
14. EXECUTIVE SESSION: ORS 192.660 (1)(h), pending litigation.
15. ADJOURN:

CANBY CITY COUNCIL
WORKSHOP SESSION
APRIL 17, 1996

Present: Mayor Taylor, Councilors Prince, Strong, Stark, Nolder, Daniels and Harris, CUB members Westcott, Berg, Newton and Lang, Mike Jordan and Dirk Borges.

The joint workshop between the Council and Utility Board members was held in the CUB conference room at 6:00 p.m.

The workshop session was to discuss the "Regional Water Treatment Facility" proposal.

Mayor Taylor adjourned the workshop at 7:25 p.m.



Marilyn K. Perket, City Recorder



Scott Taylor, Mayor