

CANBY CITY COUNCIL
REGULAR MEETING
AUGUST 2, 1995

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

Also present: Administrator Michael Jordan, Assistant to Administrator Sarah Jo Chaplen, City Attorney John Kelley, City Recorder Marilyn Perkett, City Planner Bob Hoffman, Police Chief Jerry Giger, Library Director Beth Saul, Parks & Recreation Director Scott Nelson, Judge Jon Henricksen and Gladys Spencer.

Mayor Taylor called the session to order at 7:30 p.m., followed by the flag salute.

Mayor Taylor noted the recent death of Mary Addison, a citizen who had made numerous donations to the Canby Public Library and Adult Center. He asked for a moment of silence in her honor.

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

MINUTES OF THE PREVIOUS SESSION: **Councilman Prince moved to approve as distributed the minutes of regular session July 19, 1995. Motion seconded by Councilman Harris and approved 5-0.

CITIZEN INPUT ON NON-AGENDA ITEMS: Gladys Spencer, 296 S. Knott, addressed the Council regarding her concerns about the new S. Locust Street Park. She stated that she was disappointed in the dedication which she felt was targeted towards Hispanics. Ms. Spencer further added that there has been suspicious things happening at the park in the late hours and violence occurring in the park.

Mayor Taylor apologized to Ms. Spencer regarding her concerns and stated that all Canby parks are for **all** people. However, he did note that the area of the new park has a higher population of Hispanics. He said the City will take an aggressive review of Ms. Spencer's concerns and strive to make it a "friendly" park.

Councilors Prince and Stark both were at the dedication and noted that the park was intended for all people. Mrs. Stark said that Officer Steve Landis had suggested implementing a "park council" organized by parents of the area to maintain a healthy environment.

PRESENTATION: Municipal Court Judge Jon Henricksen addressed the Council to review the past year's activities in the Canby Municipal Court. He stated that this was his 17th appearance before the Council to present an annual report.

Judge Henricksen stated that the efficient Canby Municipal Court was due primarily to the

"banner" year provided by the Court Administrator, Karen Rider and her assistant Kathy Keyser.

Judge Henricksen stated that 19% of the court appearances are Hispanic and we now have a full time court appointed attorney that speaks Spanish.

Judge Henricksen said there were a total of 2,720 cases filed during the last year, and he reviewed the various types of cases that were opened and the amount closed.

The Judge stated that the revenue was up this year, \$158,094; and all budget expenditures were met, and in fact, exceeded. He stated that \$34,000 was transferred to cash carryover for next year's budget.

Judge Henricksen stated that during the last Legislative session fines were lowered, however, the assessments are often higher than the fines. He referred to the assessments as a "traffic tax", and noted that we paid the state of Oregon \$34,252 in taxes and Clackamas County assessments paid for the past year were \$15,562.

Mayor Taylor asked if the Judge had any information regarding legislation that was introduced by Eugene and Salem regarding juveniles. The bill proposed to contract with County's to allow the local municipal court to deal with the juvenile case. Judge Henricksen said it never came out of committee and added legislature must pass a general jurisdiction conference upon each municipal court if this is to become a reality. Judge Henricksen said he has supported this issue since 1984. Mayor Taylor suggested working with Representative Prozanski who is involved in this issue. Judge Henricksen said this would be terrific, since he felt juvenile problems should be handled in the local community.

Mayor Taylor also commended Judge Henricksen on the awards he has received both in and out of state for his work and he noted that the amount of cases cleared in our municipal court is outstanding. The Mayor added that the Court Administration is also responsible for the Canby court being so efficient.

COMMUNICATIONS: Letter from WWII Commemorative Committee - Administrator Jordan reviewed a letter from the World War II Commemorative Committee requesting street closures around Wait Park for their event on September 2.

****Councilman Daniels** moved to authorize the street closures for the World War II event on September 2, 1995 as follows: NW 3rd and 4th between Grant and Holly; and Grant Street between NW 3rd and 4th. Motion seconded by Councilman Prince and approved 5-0.

Councilman Daniels commented that this will probably be the largest parade Canby has ever had and he urged citizens to attend.

Recorder Perkett reminded everyone of the "Canteen Dance" to be held at the American Legion Hall on Friday, August 4th, with a 40's theme.

Beth Saul stated that World War II Commemorative t-shirts were available at the library.

Letter from Canby Christian Church - Administrator Jordan reviewed a request from the Christian Church for street closures for a barbecue and concert at Wait Park on August 12th,

****Councilman Daniels** moved to approve the request of the Christian Church to close N. Grant between 3rd and 4th Avenues; and NW 4th Avenue between Holly and Grant Streets from 4:30 to 9:30 p.m. on August 12, 1995, for their annual barbecue and concert. Motion seconded by Councilwoman Strong and approved 5-0.

Mayor Taylor announced that Sunday night would be the last night for the Slice of Summer concert series at Wait Park. The Hard Tops would be presenting music from the 50's.

NEW BUSINESS: Accounts Payable - ****Councilman Daniels** moved to approve payment of accounts payable in the amount of \$198,037.13. Motion seconded by Councilwoman Stark and approved 5-0 by roll call vote.

ORDINANCES & RESOLUTIONS: Resolution No. 589 - Bob Hoffman used a map to point out the subject property that is to become a part of a "trail" from Canby Community Park to Elm Street, about 1/2 mile. The dedication of land from the Ellickson's was agreed upon in 1992, for the price of the \$1200 sewer connection fee. Mr. Hoffman said one small piece of property is yet to be dedicated by Elmwood Mobile Home Park to complete the trail.

****Councilman Prince** moved to adopt Resolution No. 589, A RESOLUTION ACCEPTING DEDICATION BY ARTHUR E. ELLICKSON AND KATHERINE N. ELLICKSON OF PARKLAND. Motion seconded by Councilman Harris and approved 5-0.

99E Access Plan - Bob Hoffman passed out final draft copies of the Highway 99E Access Management Plan. He suggested that the Council hold a workshop session on the contents of the documents, and hold Public Hearings on the plan prior to adoption. He stated that the City has one and one-half years to adopt a Transportation Plan.

Hoffman Retirement - Mayor Taylor publicly thanked Bob Hoffman for his past service to the City of Canby as Planning Director and wished him good luck in his new position with the City of Wilsonville.

UNFINISHED BUSINESS: None presented.

OTHER REPORTS OR ANNOUNCEMENTS: Gas Tax Projects - Administrator Jordan reported that the County had requested city's submit prioritized projects to be done with gas tax money. Mr. Jordan reviewed his memo of July 27th to the Clackamas County Transportation which had the following prioritized projects for Canby:

Maintenance Projects - (1) - Improvements of Township from S. Ivy to Mulino Rd.
(2) Improvement of N. Pine from Hwy 99E to Territorial Road.

Safety Related Projects - (1) Signalization at intersection of S. Ivy and S 13th Avenue.

(2) Realignment and addition of left turn lane at intersection of Township and S. Ivy.

Councilman Harris stated that the City should emphasize that the signalization at S. Ivy and S. 13th was of the highest priority for our community because of the importance of safety for children.

Mr. Jordan stated that a study on that intersection was recently completed and the short term recommendations have all been implemented, however the long term recommendation was the placement of a traffic signal. He added that Roy Hester, has applied for a grant to implement signalization at the S. Ivy and S. 13th intersection.

****Councilman Prince moved to accept the recommendations from staff and forward Administrator Jordan's memo of July 27, 1995 addressed to the County DTD of prioritized projects for the proposed gas tax, with support for the highest prioritization being the signalization at S. Ivy and S. 13th. Motion seconded by Councilman Daniels.**

Discussion - Councilman Harris said he was in support of the projects, however, not "excited" about the proposed gas tax.

Councilwoman Strong asked about the S. Ivy and Township intersection. Mr. Jordan said that it is a priority "F" for a light, however, we have proposed a realignment at that site.

**** The motion was approved 5-0.**

CUB Member - Administrator Jordan noted that we still need to appoint a person to the CUB board, a couple candidates are no longer in the running.

Events - Mr. Jordan informed the Council of the August 22nd Employee Recognition lunch and asked the Council to let Marilyn know if they can attend.

August 26th is the Employee picnic at the Molalla State Park.

S. Locust Park - Scott Nelson informed the Council that the dedication of the new S. Locust Street Park was successful and he thanked many businesses who donated for the event and individuals who assisted for the evening. Mr. Nelson reminded everyone that this park is now available for reservations through the Swim Center office.

Mayor Taylor noted that he just returned from the Oregon Mayor's Conference and he shared the story about using ice cream bars for "payment" and having the youth help design the park with the drawings.

Councilman Prince asked that Chief Giger work with the citizens in the area of the new park and return to the Council with feedback.

The Council set a workshop for the next meeting to review how to proceed with the next stages of improvements for the sewage treatment plant.

- ACTION REVIEW:**
1. Work with Mrs. Spencer regarding issues at the S. Locust Street Park.
 2. Authorize appropriate street closures for the World War II Commemorative event September 2nd and the Canby Christian Church on August 12, 1995.
 3. Record dedication of property by the Ellickson's for a trail.
 4. Prepare letter of support for city projects for the proposed County gas tax revenue.

****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 Councilwoman Stark and approved 5-0.**

Administrator Jordan invited everyone to a reception Thursday, August 3rd at 2:00 p.m., in the library, to honor Bob Hoffman on his retirement from the City of Canby employment.

Mayor Taylor recessed the regular session at 8:28 p.m. to go into Executive Session. The regular meeting was reconvened at 9:30 p.m. and immediately adjourned.

**EXECUTIVE SESSION
AUGUST 2, 1995**

Present: Mayor Taylor, Councilors Prince, Harris, Stark, Strong and Daniels, Michael Jordan, Sarah Jo Chaplen and Attorney Kelley.

Mayor Taylor called the session to order at 8:37 p.m., in the conference room in the CUB building.

ORS 192.660 (1)(h) - The Council discussed law suits filed by the Canby Police Association.

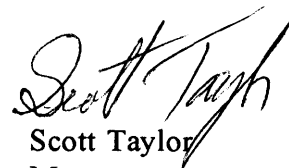
The Kahut LUBA issues was briefly discussed.

ORS 192.660(1)(d) - The Council discussed labor negotiations for the Police Contract.

Mayor Taylor adjourned the session at 9:17 p.m.



Marilyn K. Perkett
City Recorder



Scott Taylor
Mayor