

CANBY CITY COUNCIL

REGULAR MEETING

DECEMBER 20, 1989

(Televised live on channel 5.)

Council President Scott Taylor presiding as Acting Mayor.
Council members present: Shawn Carroll, Keith Stiglbauer, Terry Prince, Robert Smith and Walt Daniels. Absent: Mayor Nancy Kopelk.

Also present: Administrator Michael Jordan, City Attorney John Kelley, Police Chief Jerry Giger, Public Works Director Rusty Klem, Swim Center Director Scott Nelson, Public Works Supervisor Roy Hester, Lt. Jim Scharmota, Officer Marc Nunn and Earl Oliver.

Acting Mayor Taylor called the meeting to order at 7:30 p.m., followed by the flag salute and meditation.

Roll call of the Council showed a quorum present.

**Councilman Carroll moved to approve as distributed the minutes of regular session, December 6, 1989, seconded by Councilman Stiglbauer and approved 6-0.

CITIZEN INPUT ON NON-AGENDA ITEMS: President Taylor presented Rob Neuberger and Ken Hagen, the OCTS volunteers that present the City Council meetings live on channel 5, with a gift fruit basket in appreciation for volunteer services.

CERTIFICATE OF ACHIEVEMENT: Chief Giger briefly reviewed a new program for City employees recognizing outstanding performance. Officer Marc Nunn is the first recipient of the award and was specifically cited for personally seeing that a young girl had a bicycle replaced that had been demolished. Officer Nunn was presented with a certificate and a savings bond.

COMMUNICATIONS: Administrator Jordan read a letter from Attorney Wade Bettis, thanking the Mayor and Council for their congratulations and interest in his recent acceptance to attend the Moscow Conference of Law and Bilateral Economic Relations in Russia.

Pedestrian Bubble - Rusty Klem reviewed the recommendation from the Traffic Safety Committee to install a prototype pedestrian bubble at the intersection of N.W. Second and N. Holly Street. Councilman Carroll questioned if there were a time frame for this project. Mr. Klem said it all depended on the response from citizens and merchants. Councilman Daniels noted that he has seen these before and they not only are for safety factors, but enhance the beauty of a City. Mr. Klem did note that trucks will

have a problem making the turn at that intersection, however, that area is not part of the truck route. The Council gave a unanimous consensus to proceed with the project of placing the prototype bubbles at the above named intersections for a price not to exceed \$2,000, for the total project.

NEW BUSINESS: **Councilman Daniels moved to pay accounts payable in the amount of \$44,910.57, seconded by Councilman Prince and approved 6-0, by roll call vote.

Request to Call for Bids for Dump Truck - Roy Hester requested permission to call for bids for a new dump truck from budgeted Motor Pool funds. **Councilman Carroll moved to authorize Roy Hester to call for bids for a dump truck, not to exceed \$35,000 from Motor Pool funds. Motion seconded by Councilman Daniels and approved 6-0.

Changes to Safety Policy - Administrator Jordan reviewed some suggested changes to the City Safety Policy as outlined by the Committee Chairman, Todd Gary. **Councilman Daniels moved to accept the recommendations as outlined in this packet for changes to the City of Canby Safety Policy. Motion seconded by Councilman Carroll and approved 6-0. Administrator Jordan informed the Council that they would receive revised copies of the policy.

ORDINANCES & RESOLUTIONS: **Councilman Prince moved to adopt Ordinance No. 838, AN ORDINANCE AMENDING THE CITY TRAFFIC CODE AND ADOPTING BY REFERENCE THE STATE MOTOR VEHICLE CODE, AND DECLARING AN EMERGENCY. Motion seconded by Councilman Carroll and approved by roll call vote, 6-0.

**Councilman Carroll moved to adopt Ordinance No. 839, AN ORDINANCE AMENDING THE CITY CRIMINAL CODE AND ADOPTING BY REFERENCE THE STATE CRIMINAL CODE, AND DECLARING AN EMERGENCY, seconded by Councilman Smith and approved by roll call, 6-0.

Administrator Jordan explained that the proposed resolution was drafted to implement the City joining the Public Employees Retirement System, with attached contract. Also, the contract will not be executed until the final actuarial investigation has been completed. **Councilman Carroll moved to adopt Resolution No. 441, A RESOLUTION APPROVING INTEGRATION OF THE PRIVATE RETIREMENT PLAN OF THE CITY OF CANBY INTO THE OREGON PUBLIC EMPLOYEES RETIREMENT SYSTEM, seconded by Councilman Stiglbauer and approved 6-0, by roll call vote.

UNFINISHED BUSINESS: None presented.

OTHER REPORTS OR ANNOUNCEMENTS: Administrator Jordan proposed sending a letter to merchants regarding funding options for the rental of the Southern Pacific parking lot. The Council suggested a workshop session on January 10, 1990, at 7:00 p.m. We will try to schedule the meeting at the Adult Center.

Councilman Daniels informed the Council that he had attended the South Clackamas Recreation District meeting which will become more active in the future.

Roy Hester informed the Council that next Tuesdays, they will start hanging the marble at the mausoleum and it should be complete by January 10th. Mr. Hester proposed a dedication early in January.

Earl Oliver suggested that the Canby Herald be requested to put Council agenda items on the front page in the left hand "news in brief" column.

ACTION REVIEW: 1. Proceed with bid call for the dump truck.
2. Amend safety policy.
3. Implement PERS contract.
4. Set January 10, 1989 workshop.

**Councilman Prince moved to into Executive Session under ORS 192.660 (1)(h), regarding litigation. Seconded by Councilman Smith and approved 6-0.

President Taylor recessed the regular session at 8:18 p.m. to go into Executive Session. The regular session was reconvened at 8:57 p.m.

**Councilman Carroll moved to authorize the City Attorney to proceed with an injunction against Torgeson's gravel extraction business. Seconded by Councilman Daniels and approved 6-0.

President Taylor adjourned the regular session at 8:59 p.m.

EXECUTIVE SESSION
DECEMBER 20, 1989

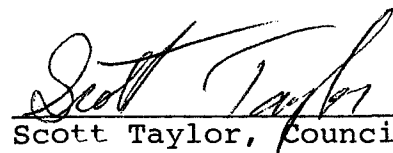
President Taylor presiding. Councilors present: Smith, Prince, Stiglbauer, Daniels and Carroll.

Also present: Administrator Jordan and Attorney Kelley.

The session was called to order at 8:33 p.m., under ORS 192.660 (1)(h), to discuss possible litigation regarding the Torgeson gravel operation.

President Taylor adjourned the session at 8:57 p.m.


Marilyn K. Perkett, City Recorder


Scott Taylor, Council President
Acting Mayor