

CANBY CITY COUNCIL

REGULAR MEETING

JANUARY 6, 1988

(This meeting televised live on Channel 5.)

Mayor William Pulver presiding. Council members present: Nancy Kopelk, Walt Daniels, Shawn Carroll, Terry Prince, and Scott Taylor. Absent: Michael Jordan.

Also present: City Administrator Stephan A. Lashbrook, City Attorney John Kelley, Library Director Beth Saul, Police Chief Jerry Giger, Public Works Director Rusty Klem, Swim Center Director Scott Nelson, City Recorder Marilyn Perkett, Chuck Zickefoose, Goerge Davis, Mr. & Mrs. Boyd Yaden, Jan Tucker, Greg Kroeplin, Milt Dennison, Mark Dennison, Carol Meeuwsen, Bob Graham, Dale Carter, Jean Warren, John Harrison, Mike Duncan, Steve Hanson, Hank Scoutin, Adriene Mills, and several students from North Marion High School.

Mayor Pulver called the regular session 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 16, 1987, seconded by Councilman Daniels and approved unanimously.

CITIZEN INPUT ON NON-AGENDA ITEMS: Mr. Boyd Yaden, representing the Oregon Bank, addressed the Council to inform them of a bequeath. A former long time resident, Eva Herman, provided that upon her death a \$25,000 check would be given "to the City of Canby, Oregon for its municipal park fund to be used for the maintenance of Wait Park". Mr. Yaden expressed that the Council would establish a memorial in Wait Park for Mrs. Herman. Mayor Pulver thanked Mr. Yaden on behalf of the City.

Mark Dennison, a Life Scout from Troop 258, requested permission from the Council for a proposed Eagle Scout Project. Mr. Dennison proposed making "artificial kelp beds" for fish survival and to help increase the fish population at the Canby Pond. Mark thanked Rusty Klem and Bob Graham in helping him with his proposed project. **Councilwoman Kopelk moved to grant the request of Mark Dennison for his Eagle Scout Project of making artificial kelp beds for the Canby Pond. Motion seconded by Councilman Carroll and approved 5-0. Mayor Pulver thanked Mark for his project and interest in the community.

Scott Nelson, Swim Center Director, introduced Adriene Mills the new Programs Coordinator at the Canby Swim Center. Mayor Pulver welcomed Ms. Mills to the City staff.

Mayor Pulver expressed his thanks to the City Public Works crew for the recent "face lift" of the Council Chambers, the painting and the attractive chair "bumper" installed.

Mayor Pulver also welcomed several students from the North Marion High School government class to the meeting.

COMMUNICATION: The scheduled agenda item on the Amtrak Train Speed had been reset to the next meeting by request of the high school.

Administrator Lashbrook read a letter from John Kauffmann, Clackamas County Elections, informing the City that all possible elections will be held by mail.

ORDINANCES & RESOLUTIONS: **Councilman Daniels moved that Ordinance No. 812, AN ORDINANCE AMENDING CHAPTER 12.28 OF THE CANBY MUNICIPAL CODE BY CHANGING THE FORMULA FOR CONTRIBUTIONS TO THE CEMETERY RESERVE FUND; AND DECLARING AN EMERGENCY be approved and become part of the laws of the City of Canby. Motion seconded by Councilwoman Kopelk and approved 5-0 by roll call vote.

Resolution No. 408, will be considered later in the meeting.

NEW BUSINESS: **Councilwoman Kopelk moved to approve payment of accounts payable in the amount of \$52,569.94, seconded by Councilman Taylor and approved by roll call vote, 5-0.

Jan Tucker, from Clackamas County Social Services, addressed the Council to inform them of a new county program called FIRST. Ms. Tucker explained that the county staff had received a grant to go to New York to train for this program. Canby is first City in the county to implement the program. About 10 to 20 citizens will be recruited to act as volunteers for the program which is intended to "reach" those in need of any county social services. Ms. Tucker noted that on the team she hoped to have one each from the Police Department, Fire Department, schools, library, churches, and City government. Mayor Pulver thanked her and said he was pleased Canby would be the first to implement the FIRST program.

**Councilwoman Kopelk moved to approve applications prepared by City staff for CDBG funds for the following: Swim Center Improvements; Berg Parkway Extension; and Southside Park Improvements. Motion seconded by Councilman Daniels and approved 5-0.

UNFINISHED BUSINESS: Chuck Zickefoose, from Brown and Caldwell, updated the Council on the improvement projects at the sewer plant. Six problems were identified and solved to meet the DEQ permit limits: 1. secondary clarifier baffles were installed; 2. aeration diffuser modification; 3. aerobic digester review and improvements; 4. variable speed drives considered; 5. 34th street pump station equipment changes; and 6. computerized maintenance management system implemented. Mr. Zickefoose noted that the next step is an updated facility plan. He also

expressed his thanks to the City staff and crew for making it so easy to work with their firm, also the City did most of the labor and implementing of the improvements.

John Harrison, DEQ representative, addressed the Council regarding the City's Pretreatment Program. Mr. Harrison noted that DEQ feels Canby is "an Environmental Success Story", since one year ago the sewer plant was having so many problems. The City's Pretreatment Program has been recently approved and now will have to be implemented.

The next order of business was request of the Canby Library Board to select a site for possible purchase for a proposed Library facility. Dale Carter, spokesman for the group, reviewed the documentation provided to the Council in support locating a library facility independently from any other municipal facilities. The board was also concerned about providing adequate parking. The board was unanimous in opposing a City Hall/Library complex. The consensus of the Council was to set an executive session to discuss a price and site for the proposed site. Mayor Pulver requested that this be set for the January 20th meeting in an executive session.

Mayor Pulver announced that the Canby Rural Fire District had approved a resolution in their meeting earlier tonight regarding annexing the City limits to the Fire District. **Councilman Prince moved to adopt Resolution No. 408, A RESOLUTION SUPPORTING THE ANNEXATION OF THE AREA OF THE CITY OF CANBY, CLACKAMAS COUNTY, OREGON, TO THE BOUNDARIES OF CANBY RURAL FIRE PROTECTION DISTRICT # 62, seconded by Councilman Carroll. Administrator Lashbrook noted that this discussion had been an issue since 1973, and by annexing City residents could take part in their budget process and have representation on the board. The Council vote on the motion was unanimous for approval, 5-0. Mayor Pulver noted that he hoped this would help to reduce the cost of the district and still provide the same services.

Councilman Daniels reported that City business people were interested in starting a petition to withdraw from the Tri-Met district.

Councilman Carroll questioned if City Hall had received any input on the recent newspaper story regarding proposed Capital Improvement Project. Mr. Lashbrook noted that only a few calls had resulted, however, we are pleased with the attention from the local newspaper. The City Administrator also informed the Council that staff will have a presentation on the January 20th agenda regarding the CIP, and the City Hall/Library complex item has been left off of the proposed list of projects.

Administrator Lashbrook reminded the Council that the Canby Utility Board will have two positions vacated in February, and at this time the incumbents have indicated they do not wish to be appointed. Mayor Pulver requested that the Council try to recruit two new members by the next meeting to replace Larry Housen and Neal Cournoyer.

OTHER REPORTS OR ANNOUNCEMENTS: Administrator Lashbrook informed the Council that the sign enforcement project is almost ready for Council review. Approximately 200 are on the list as meeting requirements and between 50 and 60 need some type of changes. Some need to make requirement changes right away and some may not need any if some minor amendments are made to the ordinance. Mayor Pulver suggested that a workshop session be set with the Council and Planning Commission on the sign enforcement ordinance requirements.

Administrator Lashbrook informed the Council that letters have been sent to businesses regarding input on "handicap parking" and some responses have already been returned.

Attorney Kelley updated the Council on the Pienovi vs. the City of Canby case. A 45 minute conference call between LUBA and the attorney's was held and the City will have to submit documentation before LUBA will make a decision on the City motion to dismiss. If it is not dismissed, then a briefing process will begin.

ACTION REVIEW: 1. Fire District and City prepare an application for the Boundary Commission for annexation.
2. CDBG application be filed tomorrow.
3. Check on the legal requirements for expenditure of the \$25,000 for Wait Park.
4. Consider CUB appointments.
5. Set a workshop for sign enforcement requirements.

Mayor Pulver adjourned the regular session at 8:55 p.m.


Marilyn K. Perbett, City Recorder


William F. Pulver, Mayor