

CANBY CITY COUNCIL

REGULAR MEETING

MARCH 2, 1988

(Televised live on Channel 5.)

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

Also present: Administrator Stephan Lashbrook, Police Chief Jerry Giger, Public Works Director Rusty Kelm, Library Director Beth Saul, Swim Center Director Scott Nelson, City Recorder Marilyn Perkett, City Attorney John Kelley, Leona & Donald Bear, Greg & Autumn Gardner, David Biskar, Marv Dack, Hank Scouten, Doug Hanson, and Cindy Bauer.

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 Daniels moved to approve as distributed, the minutes of regular and executive session of February 17, 1988. Seconded by Councilman Prince and approved unanimously.

CITIZEN INPUT ON NON-AGENDA ITEMS: John Dewar, from the Lutheran Association, addressed the Council regarding "drug awareness workshops". Mr. Dewar explained that a workshop for parents has been scheduled for April 7th, 7:00 p.m., and they wanted to promote this by placing a "junked" car on 99E, with a sign, to advertise this workshop. Mayor Pulver and the Council supported Mr. Dewar's endeavors, however, informed him that he must get permission from the owner of the property that he places the vehicle on, whether it is Southern Pacific or another private owner.

Scott Nelson, Swim Center Director, introduced David Biskar the newly hired Swim Center Facility Operator to the Council. Mayor Pulver welcomed Mr. Biskar to Canby.

At this time, Mayor Pulver honored Greg Gardner, who was the recipient of a letter of commendation and a plaque from the Special Olympics Association for his organizing a road rally to raise funds for the organization.

PUBLIC HEARING - Mayor Pulver reviewed the proceeding for the public hearing on the Capital Improvement Plan.

STAFF REPORT - Administrator Lashbrook explained that this was a process to receive formal public preferences for the proposed

Capital Improvement Plan. Mr. Lashbrook listed the 19 proposed projects. Burt Lindsay, Planning Commissioner, had submitted a lengthy written response for the hearing, which was made available to the Council, and contained good information, said Mr. Lashbrook.

PROPONENTS -None.

OPPONENTS - None.

Mayor Pulver asked if anyone wished to address the Council regarding the CIP. Marv Dack, 715 S.W. 13th Avenue, asked how the people that attended the February 9th meeting voted to prioritize the CIP list. Administrator Lashbrook read the list as follows (in the priority order):

1. South Side Sewer Line
2. Swim Center Repairs/Improvements
3. Southern Pacific Property Parking Lot Acquisition
4. Street System Improvements
5. Stormwater Outfall Relocation
6. Cemetery Improvements
7. South Side Park/Playground
8. Sidewalk/Curb Improvements
9. Update Wastewater Treatment Facilities Plan
10. Remodel Main Floor of City Hall
11. S.W. Berg Parkway to S.W. 13th Ave. Connector
12. New Library Facility
13. Police Evidence/Property Building
14. Swim Center Expansion
15. Information Management System
16. Marshall Property Development
17. Wastewater Treatment Plant Facility Upgrade

Marv Dack noted that since 1964, when he purchased his property, there has been studies and road recommendations to develop the S.W. 13th Avenue Connector. He questioned, "whether there is to be a road or not?"; and pointed out that it would be very good for economic development. Mayor Pulver said that the City has always worked with the county and the state for an I-5 Access road that would develop in that area and felt it would not "go away" and eventually be addressed.

Rusty Kelm, Public Works Director, noted that the prioritized list did not mean that they would necessarily be done in that order, depending upon the funding. Mayor Pulver agreed that it was a general prioritization depending on financing.

Herb Morris, speaking for the Chamber of Commerce, commended the staff for their efforts on the CIP and felt it would benefit the City.

Mayor Pulver set a workshop session for March 15, at 7:00 p.m. for the Council to prioritize the proposed CIP list.

Mayor Pulver closed the public hearing at 8:04 p.m.

Administrator Lashbrook suggested that due to the long process involved, the City should move ahead in starting proceedings for the development of the South Side Sewer Main, and the first step would be an application with the Boundary Commission.

\*\*Councilman Jordan moved to authorize staff to file an application with the Portland Boundary Commission and start negotiations for easements with Southern Pacific, the County and any other entity for the purpose of constructing the South Side Sewer Line. Motion seconded by Councilman Carroll and approved 6-0.

COMMUNICATIONS - Administrator Lashbrook read a letter from the Oregon AFSCME, representing the City's Public Works and Office Employees, notifying the City of intentions to enter into negotiations.

ORDINANCES & RESOLUTIONS - Administrator Lashbrook briefly review Ordinance No. 813, which was a zone change, with conditions to be met before final reading. The two conditions to be met were a waiver of remonstrance for future street, sidewalk or utility improvements; and a dedication of twenty feet of property along the S. Pine Street frontage. \*\*Councilman Daniels moved that Ordinance No. 813, AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF CANBY, COUNTY OF CLACKAMAS, OREGON; AND DECLARING AN EMERGENCY be approved for first reading, and the Mayor be authorized to sign the Findings of Fact; and final reading will be March 16, 1988. Motion seconded by Councilman Jordan and approved 6-0.

\*\*Councilman Prince moved to adopt Resolution No. 409, A RESOLUTION TO AMEND THE COMPREHENSIVE PLAN OF THE CITY OF CANBY BY DELETING THE PROPOSED EXTENSION OF NORTHEAST SECOND AVENUE AND REPLACING IT WITH A PLANNED CUL-DE-SAC; and the Findings of Fact to be signed by the Mayor. Motion seconded by Councilwoman Kopelk and approved 6-0.

NEW BUSINESS - \*\*Councilwoman Kopelk moved to approve payment of accounts payable in the amount of \$109,995.61, seconded by Councilman Carroll and approved 6-0, by roll call vote.

An application for a liquor license from Canby Pizza House was presented. This was formerly Mr. Fultano's Pizza Parlour, and simply an OLCC regulation for Council approval in a name change. \*\*Councilwoman Kopelk moved to authorize a liquor license for the business now known as Canby Pizza House, seconded by Councilman Taylor and approved 6-0.

UNFINISHED BUSINESS - The Council next considered the recommendation of the committee to adopt an official City motto. Several entries were considered, the committee recommended the motto submitted by Herb and Betty Morris. \*\*Councilman Carroll moved to adopt the as the official City motto "Serving Today for Tomorrow", submitted by Herb and Betty Morris. Seconded by Councilwoman Kopelk and approved unanimously. Mr. Morris was presented with a \$50 book certificate from Beth Saul, Librarian and a year pool pass presented by Scott Nelson, Swim Center Director.

OTHER REPORTS OR ANNOUNCEMENTS - Administrator Lashbrook passed out a document to the Council with drafts for a solar access ordinance. The Planning Commission will listen to a presentation and a recommendation on March 14.

The Council was reminded of the March 10th Budget Committee Meeting.

Administrator Lashbrook informed the Council that he had attended a hearing in Salem on Tuesday regarding an unfair labor practice filed on the City, however, the charges were dropped.

ACTION REVIEW - 1. Set CIP workshop for March 15, 7:00 p.m.  
2. Post Ordinance No. 813, and make sure conditions are met.  
3. File application with Boundary Commission regarding South Side Sewer Main, and contact Southern Pacific, state, and county.

Mayor Pulver requested that the Council get a draft copy of the February 22, Planning Commission minutes and a tape recording as soon as possible so the Council will be prepared for the March 16th meeting on the zone change issue.

\*\*Councilwoman Kopelk moved to go into Executive Session under ORS 192.660 (1)(e), to negotiate real property. Motion seconded by Councilman Taylor and approved 6-0.

Mayor Pulver recessed the regular meeting at 8:30 p.m. to go into Executive Session. The regular meeting was reconvened at 8:52 p.m. and immediately adjourned.

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#### EXECUTIVE SESSION

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

Also present: Administrator Stephan Lashbrook, City Attorney John Kelley, and Beth Saul, Librarian.

Mayor Pulver called the Executive Session to order at 8:42 p.m., to discuss possible purchase of property for a future library complex.

The Executive Session was adjourned at 8:52 p.m.

  
Marilyn K. Perkett, City Recorder

  
William F. Pulver, Mayor