

CANBY CITY COUNCIL

REGULAR SESSION

APRIL 2, 1986

Mayor William Pulver presiding. Councilmembers present: Nancy Kopelk, Scott Taylor, Gary Sowles, Helen Brennan and Michael Jordan. Absent: David Anderson.

Also present: Administrator Bud Atwood, City Attorney John Kelley, Police Chief Jerry Giger, Public Works Director Rusty Klem, City Recorder Marilyn Perkett, Emil Rathman, Lawrence Andrews, Jack Murray, Dorothy McCormick, Roy Hester, Betsy Ross, Dorothy Knight, Hazel Adams and Hank Schouten.

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.

**Councilwoman Kopelk moved to approve as distributed the minutes of regular session March 19, 1986, seconded by Councilman Jordan and approved unanimously.

CITIZEN INPUT ON NON-AGENDA ITEMS: Lawrence Andrews, 1517 N. Locust, addressed the Council and presented Mayor Pulver with a petition regarding the proposed zone change application of Dick Morse for N. Locust and Territorial. Mayor Pulver informed Mr. Andrews that the Council, by law, could not review or hear any of the issues on this matter until the Planning Commission had made a decision and recommendation. However, Attorney Kelley accepted the petition to present to the Planning Commission.

At this time, Mayor Pulver showed the Council an award plaque and picture he had received at a luncheon at the Portland Air Base on Monday. Roy Hester, Public Works Supervisor and National Guard Reserve, had nominated Mayor Pulver for the "National Committee for Employer Support of the Guard and Reserve", for which the award was presented. Mayor Pulver expressed his appreciation and honor to Mr. Hester.

Mayor Pulver also noted that two dispatcher of the Police Department had recently been commended in handling two emergency situations.

PROCLAMATION: Mayor Pulver read a proclamation, proclaiming the week of April 6-12, 1986, as Oregon Arbor Week.

COMMUNICATIONS: Administrator Atwood read a letter from Richard Brown, Canby High School Superintendent, requesting waiver of fees for a Building Permit and Conditional Use Permit for a

modular building to be sited on the north side of the "old tennis courts" to be used in continuing the special education program. **Councilwoman Kopelk moved to approve the request of Richard Brown dated March 24, 1986, for a waiver of fees for the Building Permit and Conditional Use Permit with the exception that the City bill the school district for out of pocket expenses. Motion seconded by Councilman Sowles and approved 5-0.

ORDINANCES & RESOLUTIONS: Administrator Atwood briefly reviewed ordinance no. 785, authorizing a zone change at 780 S. Ivy Street from R-I, to C-R, Dan Onion, applicant. **Councilman Sowles moved that Ordinance No. 785, AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF CANBY, OREGON, AND DECLARING AN EMERGENCY, be adopted and become part of the laws of the City of Canby. Seconded by Councilman Jordan and approved 5-0 by roll call vote.

NEW BUSINESS: **Councilman Taylor moved to approve accounts payable in the amount of \$51,630.06, second by Councilman Jordan and approved by roll call vote, 5-0.

The Council next considered a proposal for expansion of the parking lot for the Adult and Aquatic Center. The proposal of 45 additional parking spaces on the east side of the pool building, with a one-way exit to Ivy Street on the north property line, would require an additional 340 feet by 22 feet of school property, which they did not oppose. The proposed cost to fund the project is \$8,000 provided from the Capital Outlay Park Fund. Councilwoman Brennan requested that consideration be given to a light or stop signs on the exit that will be across from S.W. 11th Avenue since it is such a busy area. **Councilman Sowles moved to approve the proposal for additional parking at the Adult and Aquatic center and for City staff to work out the details with the Elementary School District. Seconded by Councilman Taylor and approved unanimously.

Dorothy McCormick, Adult Center Director, informed the Council that the County has requested bids for the expansion to the center, with a closing date of May 1, and a target completion date of ninety days after awarding the bid. Mrs. McCormick also noted that materials for landscaping have been donated and there would probably be no need to buy additional.

UNFINISHED BUSINESS: The Council next considered services for design and planning of a new Public Works/CUB Facility. Administrator Atwood explained that since the Council packets had been delivered, new information on the recommendation of the firm of Solarchetecture Planning had changed the decision of the staff. Solarchetect's bid did not include electrical, mechanical or structural design, therefore, staff was recommending the services of Eldon Edwards. Staff also requested permission to contract for clearing of the proposed shop site, for a total cost of \$6,000, half of which the City would fund. **Councilman Sowles moved to accept the bid from Eldon Edwards for archetectural, mechanical, electrical and structure design of the proposed Public Works/CUB Shop Facility for \$28,000, and

authorizing staff to negotiate a contract. Also, to authorize \$3,000 for a contract to clear the shop site. Motion seconded by Councilwoman Brennan and approved 5-0. Mayor Pulver informed the Council that staff would meet Monday with Canby Utility Board staff to discuss joint ownership of the property for the proposed joint shop facility.

Rusty Klem, Public Works Director, asked Council when they would like to again review his proposal for saving the trees on First Street and was told to have his presentation in the next agenda packet.

Mayor Pulver requested approval for recording of deeds and an easement for the S. Elm Street project. **Councilman Taylor moved to accept for recording an easement from Orville and Dorothy Krebs and deeds from the following: Orville and Dorothy Krebs, George and Rosalee Rankins, American Federal Savings and Frederick Warthen. Motion seconded by Councilwoman Koplek and approved 5-0.

Councilman Taylor requested a Budget Meeting at 7:00 p.m., prior to the regular meeting on April 16th, to organize for the May election.

Attorney Kelley announced that Mr. Flowers is appealing his case to the Oregon Court of Appeals and requested authorization to continue, noting he did not anticipate a lot of costs to be involved. Council consensus was for Attorney Kelley to represent the City in the Flowers appeal.

Attorney Kelley briefly reviewed the court case between Emmert International, developer of the S.W. 13th Avenue Mobile Home Park, and Dick Land. Although the City is named in the case, since the City was deeded the continuation of S. Elm Street, the City will actually be only a spectator in the case regardless of the outcome.


OTHER REPORTS OR ANNOUNCEMENTS: Administrator Atwood informed the Council that Ted Deaton, from Crown Zellerback, had contacted him with an offer to deed the logging road from Territorial to S.E. 13th Avenue, including the overpass, to the City. Mr. Deaton noted that they first intended for the County to accept the logging road and then deed the portion to the City that is in our Urban Grown Boundary, however, if the County does not act upon the matter, the City could accept the above mentioned portion of the logging road. Council consensus was for approval of the proposal and Mayor Pulver and Administrator Atwood will contact the County regarding the issue.

Chief Giger informed the Council that April 4 is the deadline for the Hall of Honor nominations and a dessert will be held on May 12th for nominated applicants.

At this time, Mr. Atwood informed the Council that Mrs. Laura Atwood is supplying the material for the landscaping of the City Hall grounds.

Chief Giger also informed the Council that the projected completion date for the new Police Facility is between April 11th and 16th.

Mayor Pulver adjourned the regular session at 8:39 p.m.


Marilyn W. Perkett, City Recorder


William F. Pulver, Mayor