

CANBY CITY COUNCIL

REGULAR MEETING

APRIL 3, 1985

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

Also present: Administrator Bud Atwood, City Attorney John Kelley, Police Chief Jerry Giger, City Recorder Marilyn Perkett, Kim Severson, Stephan Lashbrook, Douglas Truax, Jay LaBack, Cheryl Anderson, Dorothy Knight, Hazel Adams, Betsy Ross and Marv Dack.

Mayor Pulver called the regular session to order at 7:30 p.m., followed by the flag salute and meditation.

Roll call of Council showed a quorum present.

**Councilwoman Kopelk moved to approve as distributed the minutes of regular session March 20, 1985, seconded by Councilwoman Brennan and approved unanimously.

CITIZEN INPUT ON NON-AGENDA ITEMS: Councilwoman Brennan invited those present to attend the Chamber of Commerce Pancake Breakfast on Saturday, April 6th, at the Clover Leaf Kitchen at the Fairgrounds.

Councilman Taylor informed the Council that he represented Mayor Pulver at the Annual Oregon City Rain Festival on Saturday, March 30th, and won First Place in the Mayor's Out-House Race. Mr. Taylor displayed his trophy, a replica of an out-house.

Jay LaBack, 1585 N. Maple Street, addressed the Council requesting help in finding employment and noting that he is capable of working and felt he was not accepted in Canby due to his handicap. Mayor Pulver commended Mr. LaBack for his efforts in seeking work and assured him that the Council felt no rejection for him personally.

COMMUNICATIONS: Administrator Atwood read a letter from Richard Brown, Canby High School, requesting a waiver of building permit fees on the construction of a concession stand for the "Cougar Pride Committee". Staff recommended the waiver. **Councilman Anderson moved to approve the request from Canby Union High School for a waiver of building permit fees for the construction of the concession stand. Motion seconded by Councilman Jordan and approved 6-0.

Mayor Pulver read a memo from the City Recorder with the tally of the abstract of votes for the March 26, 1985, budget election as presented by Clackamas County Elections Department. **Councilman Taylor moved to accept as submitted by the Clackamas County Elections Department, the abstract of votes for the One Year Special Levy for the City of Canby for the March 26, 1985 election. Motion seconded by Councilwoman Kopelk and approved unanimously.

Administrator Atwood read a letter from Ardis Stevenson, Director of the Department of Transportation & Development, informing the City of the appointment of Randy Oliver, Sandy City Councilman and Eldon Edwards, Wilsonville City Councilman, to the County Economic Development Commission.

Mr. Atwood reviewed a letter from Bob Stuart, Valley Volkswalkers, regarding a planned Canby Ferry Walk on April 27th. Mr. Stuart requested that the Wait Park restrooms be made available to the walkers. Council consensus was for approval.

ORDINANCES & RESOLUTIONS: The Council considered Resolution No. 370, regarding City investment of funds. Administrator Atwood explained that the City and Canby Utility Board had done a great deal of research on the investment of funds. Mr. Atwood explained that the City would recommend investment in U.S. Treasury Bills (T-Bills); and according to F.D.I.C. Rules and Regulations, set up three fund custodians, Virginia Graham, Marilyn Perkett and himself, which would allow each custodian to deposit \$100,000 in each of four banks in town and be insured 100%; and finally to adopt Resolution No. 370, to allow the City to deposit in the State Finance Pool for a charge of 1/2 of 1% of interest earned on the account, and allow the City liquidity to meet daily cash flow needs. **Councilman Sowles moved to adopt Resolution No. 370, A RESOLUTION AUTHORIZING THE INVESTMENT OF CITY FUNDS BY STATE TREASURER LOCAL GOVERNMENT INVESTMENT POOL, seconded by Councilman Taylor. Councilman Jordan noted that in his review of the issue with the Bureau of Governmental Research, he was informed that the City can request 100% collateralization, if they can find a bank to agree with the issue. Both Councilmen Jordan and Sowles stated that they felt comfortable with the proposed resolution and intentions for investments. Councilman Taylor requested that the City investigate other sources, beside the State Pool, for investments, specifically money markets. Councilman Anderson concurred with Mr. Taylor on investigating other sources and noted that when the F.D.I.C. answered the City's request of clarification on the issue that the Council receive a copy of that answer. Councilwoman Brennan suggested that the issue be tabled until further information is received. However, Administrator Atwood noted that we had notes coming due and investments would have to be made by April 15th. Council voted on the motion to approve Resolution No. 370, motion carried 6-0.

The Council next considered Resolution No. 371, adopting the budget that was approved on the March 26, 1985 election.

****Councilman Anderson moved to adopt Resolution NO. 371, A RESOLUTION ADOPTING BUDGET AND MAKING APPROPRIATIONS FOR 1985-86 FISCAL YEAR, motion seconded by Councilman Taylor and approved unanimously.**

Council reviewed Ordinance No. 770, which is an annual ordinance that the Council must adopt to receive State Revenue Funds.

****Councilman Jordan moved to approve Ordinance NO. 770, AN ORDINANCE DECLARING THE CITY'S ELECTION TO RECEIVE STATE REVENUE FOR 1985-86 FISCAL YEAR, and that second reading be on April 17, 1985. Motion seconded by Councilman Sowles and approved 6-0.**

NEW BUSINESS: **Councilwoman Kopelk moved to approve payment of bills totaling \$41,579.98, from the proper line items. Motion seconded by Councilman Sowles and approved by roll call vote 6-0.

A request from Douglas Truax for city water service to his property at N. Birch and Territorial, outside the City limits, was next considered by the Council. Administrator Atwood explained that he and Mr. Truax had met several times regarding the request, and also, the Canby Utility Board had discussed the issue with him. Mr. Atwood noted that the Comprehensive Plan does not allow for such a request, and Mr. Truax did not want to annex. At this time, Mr. Truax must haul his drinking water since his well is not suitable for consumption. Mr. Atwood summarized the approximate cost to annex and connect to City water: Canby Utility Board expenses, \$5,500; Metro Boundary application, \$150; City annexation application, \$250; and annexation fee of \$2,000. Douglas Truax, addressed the Council, and after further investigation of the issue, specifically the expenses, he withdrew his request. Mayor Pulver thanked Mr. Truax for his proposal and stated that the City sympathized with his problem and hopefully, his problem could be solved.

Mayor Pulver reminded the Council that a budget committee member was needed, and he would accept an appointment for the next regular meeting.

UNFINISHED BUSINESS: Administrator Atwood reviewed his memo to the Council requesting authorization to put a six inch water main to the proposed RV Park off N.E. Territorial Rd. Mr. Atwood noted that Fire Marshal Jack Stark, said the City should provide for fire protection in the park. If fire protection is provided the six inch main would be needed, also, at some point in time the City would have to provide such a line to that area. Canby Utility Board would share in-house costs with the City, and the direct cost to the City would be approximately \$6,500. Mr. Atwood apologized for his oversight of the matter in his first proposal for the RV Park. Councilman Jordan asked what the total cost for the proposed park would be, including this project.

The total cost was now about \$9,500, not including in-house services. **Councilman Taylor moved to approve the construction of the six inch water main on N.E. Territorial for the proposed RV Park, for a cost to the City of \$6,500. Motion seconded by Councilman Jordan and approved 6-0.

Mayor Pulver informed the Council that the City is reviewing a proposal for purchase of the current City Shop site, on a contract to be paid in one and one-half years. Councilman Anderson questioned why the Council had not been kept more informed as to the proceedings of this issue and asked what the proposed sale price. Mr. Atwood said the offer was for \$150,000, however, it was only verbal at this time and if a contract were drawn the Council would review it. Councilman Jordan requested a fact sheet on the project.

Councilman Taylor requested that staff consider a higher bonding figure for the three custodians of investment funds. Staff will have the insurance carrier look into the issue. Also, Stephan Lashbrook informed the Council to be cautious when discussing the investment matter, to be sure they know the difference between insurance of funds and collateralization.

Administrator Atwood informed the Council that the Police Facility Committee has been reviewing letters of intent from architects and would pick four for interviews. The Council requested to be included in the final interview phase.

The Council was also informed of a major roof problem with the Adult Center. The County is assisting with the problem and the contractor will be requested to remove what has been put on and start over, the City Building Official found the problem and will keep it under observation.

Mayor Pulver requested that the Council provide him a list of any committees they may be serving on.

Mayor Pulver informed the Council that he will be going to Salem on April 9th to testify on HB 2301, 2395 and 2396, regarding Clackamas County withdrawal from the Metro Boundary Commission, anyone is welcome to attend with him.

**Councilman Sowles moved to go into Executive Session under ORS 192.660 (1) (h), regarding pending litigation, motion seconded by Councilman Jordan and approved 6-0.

Mayor Pulver recessed the regular session at 8:50 p.m. to go into Executive Session, the regular meeting was reconvened at 9:08 p.m.

Attorney Kelley informed the Council that the City had towed five vehicles and cited Vern Jackson, S.W. Fifth, into Municipal Court

for littering and garbage and at this time the City has had no adverse action regarding the matter.

Administrator Atwood informed the Council that the City would be taking action to have the debris removed from the former Gold Garden Restaurant site.

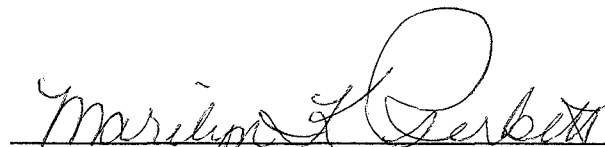
The Council was informed that Quedex, the computer store in the Canby Square Shopping Center that has refused to buy a business license, had been sold and the new owner, Clackamas Computer, has purchased a business license and the City will be purchasing two printers from him, as they quoted the best price.

Mayor Pulver requested that the Council be kept informed of any actions regarding the recent resignations of two police officers and the termination of one officer.

Mayor Pulver adjourned the regular meeting at 9:14 p.m.



William F. Pulver, Mayor



Marilyn K. Perkett, City Recorder

STATEMENT OF VOTES CAST
3/28/85
10:21

CLACKAMAS COUNTY, OREGON
SPECIAL ELECTION
MARCH 26, 1985

ISSUE 189

JUANITA N. ORR, COUNTY CLERK

* I CERTIFY THAT THE VOTES RECORDED ON THIS ABSTRACT CORRECTLY * BY :
* SUMMARIZE THE RESULT OF VOTES CAST AT THE ELECTION INDICATED. *

* DATE OF ABSTRACT : *
* MAR 29 1985 *

CITY OF CANBY
MEASURE 51
ONE YEAR SPECIAL LEVY

YES

PRE	TOTAL	PRE	TOTAL	PRE	TOTAL	PRE	TOTAL	PRE	TOTAL	PRE	TOTAL
014	71	016	59	017	77	063	61	129	99	130	60
VOTES CAST =		427									

NO

PRE	TOTAL	PRE	TOTAL	PRE	TOTAL	PRE	TOTAL	PRE	TOTAL	PRE	TOTAL
014	77	016	59	017	79	063	50	129	79	130	52
VOTES CAST =		396									

OVERVOTES

PRE	TOTAL	PRE	TOTAL	PRE	TOTAL	PRE	TOTAL	PRE	TOTAL	PRE	TOTAL
014	0	016	0	017	1	063	0	129	0	130	0
VOTES CAST =		1									

UNDERVOTES

PRE	TOTAL	PRE	TOTAL	PRE	TOTAL	PRE	TOTAL	PRE	TOTAL	PRE	TOTAL
014	1	016	0	017	4	063	1	129	1	130	1
VOTES CAST =		8									

TOTALVOTES

PRE	TOTAL	PRE	TOTAL	PRE	TOTAL	PRE	TOTAL	PRE	TOTAL	PRE	TOTAL
014	149	016	118	017	161	063	112	129	179	130	113
VOTES CAST =		832									