

CANBY CITY COUNCIL

REGULAR MEETING

SEPTEMBER 4, 1985

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 Wayne Klem, City Recorder Marilyn Perkett, Dorothy McCormick, Betsy Ross, Jack Murray, Earl Oliver, Jim Renner, Dr. E.E. Davies, Robert Graham, John Torgeson, Steve Frederick and Marv Dack.

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

Mayor Pulver first welcomed Wayne "Rusty" Klem, the new Public Works Director, and his wife Blanche Sabo, to the City of Canby.

**Councilwoman Kopelk moved to approve as distributed the minutes of regular session, August 21, 1985, seconded by Councilman Sowles. Councilman Taylor noted an amendment of the minutes on page 3, first paragraph, next to the bottom line, the date should read January 1, 1986; not January 1, 1985. Motion carried as approved, 5-0.

CITIZEN INPUT ON NON-AGENDA ITEMS: None was voiced.

PROCLAMATIONS: Mayor Pulver first read a Proclamation, proclaiming September 17 through 23, 1985, as Constitution Week.

The next Proclamation read by Mayor Pulver was proclaiming that the City support a Region Wide Recycling Education and Promotion Program.

COMMUNICATIONS: The Council considered a request from the Clackamas County Historical Society to make a contribution to the building fund for the proposed museum. **Councilwoman Kopelk moved that the City of Canby contribute \$25.00 to the Clackamas County Historical Society for the museum building fund, seconded by Councilman Jordan. Motion carried 4-1, with Councilman Taylor voting nay.

A letter was read from Debbie Scott, of the Renee Kunz Trust Fund, requesting that Mayor Pulver participate in a "watermelon seed spitting contest", to be held at a Renee Kunz benefit on September 21, 1985, at the Oregon City Shopping Center. Mrs. Kunz is in need of a heart and lung transplant and the fund

raisers are trying to raise \$150,000. Mayor Pulver has a commitment in Eugene for a Mayor's Invitational, and Councilman Taylor will consider representing the Mayor at the function.

Administrator Atwood read a letter from E.R. Miller, Superintendent of Canby School District #86, requesting that the City waive the \$410 building permit fee for the re-roofing of Ackerman Junior High School. **Councilwoman Kopelk moved to waive the \$510 building permit fee for the re-roofing of the School District #86 building, and to bill the district for only the actual costs of the inspection of the project. Motion seconded by Councilman Sowles and approved 5-0.

A thank you letter was read from Councilman Anderson, thanking the Council and staff for their concern during his recent illness and surgery.

ORDINANCES & RESOLUTIONS: Attorney Kelley explained that Ordinance No. 774, had been changed to Ordinance No. 777, due to an in-house error in the numbering. **Councilman Sowles moved that Ordinance No. 777, AN ORDINANCE ESTABLISHING A PUBLIC SWIM CENTER; APPOINTING A SWIM CENTER BOARD; DETERMINING THE RESPONSIBILITIES OF THE SWIM CENTER BOARD AND ITS AUTHORITY be approved and become part of the laws of the City of Canby. Motion seconded by Councilwoman Brennan and approved by roll call vote, 5-0.

**Councilman Sowles moved that Ordinance No. 775, AN ORDINANCE ESTABLISHING THE CANBY ADULT CENTER; APPOINTING A POLICY ADVISORY BOARD; DETERMINING THE DUTIES AND RESPONSIBILITIES OF SAID BOARD; AND DECLARING AN EMERGENCY be approved and become part of the laws of the City of Canby. Seconded by Councilman Jordan and approved 5-0, by roll call ballot.

**Councilwoman Brennan moved that Ordinance No. 776, AN ORDINANCE ESTABLISHING POLICIES AND PROCEDURES FOR EMERGENCY PLANNING; DEFINING EMERGENCY; ESTABLISHING SUCCESSION OF AUTHORITY AND PROVIDING FOR PENALTIES FOR VIOLATION OF THE ORDINANCE be approved on final reading and become part of the laws of the City. Seconded by Councilman Sowles and approved by roll call , 5-0.

NEW BUSINESS: **Councilwoman Kopelk moved to approve accounts payable in the amount of \$21,336.45 for payment from the proper funds, seconded by Councilman Jordan and carried 5-0, by roll call ballot.

The next order of business was to appoint the seven member PAB for the Adult Center. Eight applications had been received, however, Jack Murray proved to be ineligible since he was a member of the Center Steering Committee. Councilman Taylor felt a wider spectrum of board members should be considered. Mayor Pulver suggested the following appointments and terms: Clarence Potampa, one year term; Leta Belleque, two year term; Danya

Grandmason, three year term; and four year terms for Rosie French, Sue Cox, Sadie Weber and Cindy Delzer. **Councilman Sowles moved that the Council approve the Policy Advisory Board for the Canby Adult Center as appointed by Mayor Pulver. Motion seconded by Councilwoman Brennan and approved unanimously.

The Council next considered appointments of five members for the PAB for the Swim Center, noting one member must be from the Swim Club Parent's Group. Councilman Taylor voiced concerned that four of the seven applicants were members of the current Pool Corporate Board. Councilwoman Kopelk suggested the names of Dorothy Eyman and Mavourn Stuart. Councilwoman Brennan suggested the following names: Ross, Eyman, Stuart, Boonstra and Triebwasser. Mayor Pulver appointed the following board members and terms of office: Mark Triebwasser, one year; Larry Ross, two years; and for three year terms, Dorothy Eyman, Mavourn Stuart and Sally Boonstra. **Councilman Sowles moved to approve the Policy Advisory Board for the Swim Center as outlined by Mayor Pulver, seconded by Councilwoman Kopelk and approved 5-0.

John Falkenstein, Community School Director, addressed the Council giving them a brief update of current activities at the Community School. Councilwoman Brennan questioned why the expenditures exceeded the revenues for the patron participation. Mr. Falkenstein said they used that money to purchase a computer system and the cash carryover balanced out the budget in that area. He also reminded the Council that the school districts would be asking for an operating levy on the September 17th election.

Staff requested Council authorization to call for bids on construction of the proposed Police Department facility, noting that the architect would be preparing the advertisement for bids. **Councilwoman Kopelk moved to authorize the City Administrator to advertise for bids for construction of the new Police Department facility at the earliest possible date, seconded by Councilwoman Brennan and approved unanimously.

The Council next considered the two bid proposals for communication equipment for the Police Department. Motorola submitted a bid of \$75,459.65 and Communications Enterprises of Oregon submitted a bid of \$56,676.01. **Councilman Taylor moved to accept the low bid of \$56,676.01 from Communications Enterprises of Oregon for communication equipment for the Police Department and to authorize the City Attorney to prepare the proper ordinance and agreement. Motion seconded by Councilman Jordan and approved 5-0.

Administrator Atwood informed the Council that the Canby Utility Board had requested that the City send a letter to the League of Oregon Cities supporting the entity as an associate member of the League. Council consensus was unanimous for approval of the CUB request.

Administrator Atwood read a letter from the Public Service Research Council suggesting the City write to our elected public officials regarding the recent FLSA decision of overtime for government entities. The Council unanimously agreed to the suggestion and felt the letter should be signed by the Mayor and the entire Council.

Mayor Pulver read a letter from Terry Gustafson, Deputy District Attorney for Clackamas County, highly commending the Canby Police Department and specifically, Detective Jerry Gustaveson and Officer Greg Kroeplin for their actions in solving the case of State of Oregon vs. Michael K. Cohron.

UNFINISHED BUSINESS: Bob Graham, High School Instructor, addressed the Council and showed a slide program regarding his request to promote a Nature Preserve in the Canby Community Park. Mr. Graham noted that at this time he was requesting a commitment from the Council for the City property and later perhaps private property owners. Councilman Jordan requested a map and definite plan be presented for consideration. John Torgeson, property owner in the subject area, expressed concern over the project being a state or federal reserve, and concern of his private property. Marv Dack, property owner in the area, also expressed concern over his land. They were informed this would be only a City reserve and the City would not advocate any changes for private property, only City property. Administrator Atwood and Bob Graham were requested to jointly work out a map and plan to bring back to the Council, and in the meantime the moratorium on fill would continue. Also, Mr. Dack and Mr. Torgeson will be informed of any further actions.

The Council decided to set an October 5th workshop session at Old Town Hall for the City Council, City Staff and Budget Committee.

At the next meeting the Council will set dates to interview the five firms selected to submit engineering bids for the proposed south side sewer project.

****Councilman Sowles moved to go into Executive Session under ORS 192.660 (1) (d) and (1) (h), seconded by Councilman Taylor and approved unanimously.**

The regular meeting was recessed at 9:57 p.m. to go into Executive Session and reconvened at 10:02 p.m.


At this time Mayor Pulver entertained a motion regarding the Police labor negotiations. ****Councilman Taylor moved to accept the agreement between the City of Canby and Police Association as submitted in the outline (a copy is attached to the minutes of this meeting). Seconded by Councilwoman Kopelk and approved 5-0.**

Councilman Taylor inquired whether the Council would be reviewing one of the department heads at the next meeting. Mr. Atwood

noted that the committee would have an evaluation that morning, September 18th and the Council could discuss it in Executive Session at the meeting the same evening.

Councilwoman Brennan informed the Council that the PAB for the Swim Center would be touring the facility at 4:00 p.m. on September 11th, and at 4:30 p.m. hold a meeting at the Canby Adult Center for anyone that would like to attend.

Mayor Pulver adjourned the regular session at 10.05 p.m.


Marilyn K. Perkett, City Recorder


William F. Pulver, Mayor

SUMMARY OF
TENTATIVE AGREEMENT

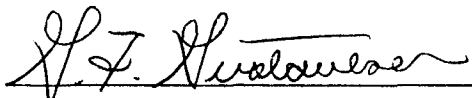
CITY OF CANBY - POLICE ASSOCIATION

The following terms are tentative and will not become final or binding until and unless reduced to final contract form, ratified by the Union membership and City Council, and signed by the authorized representatives of both parties.

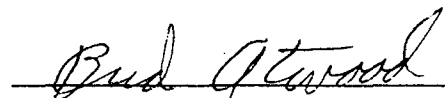
(1) Wage rates shall be increased three and one-half percent (3 1/2%) effective July 1, 1985, with the City to pick up the insurance increases for the remaining term of the agreement (retroactive to July 1, 1985). Also, the \$100.00 per month payments heretofore made to the Detective class will be reduced to \$50.00 per month, effective July 1, 1985.

For the Union:

For the City:



CANBY POLICE ASSOCIATION



City Administrator