

CANBY CITY COUNCIL

REGULAR MEETING

NOVEMBER 6, 1985

Mayor William F. 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, City Recorder Marilyn Perkett, Public Works Director Rusty Klem, Chief of Police Jerry Giger, Sandi Bishop, Rachel Lea, Fred Kahut, Manfred and Ann Rudolph, Tina Yoder, Lance King, Matt Dale, Earl Oliver, Steve Nevil, Cheryl Anderson and Steve Frederick.

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 Brennan moved to approve as distributed the minutes of regular meeting, October 16, 1985, seconded by Councilman Jordan and approved 5-0. (Councilman Anderson arrived at 7:35 p.m.)

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

PROCLAMATIONS: Mayor Pulver first read a proclamation in support of "nuclear peace", proclaiming November 19 and 20, 1985, as a time for citizens everywhere to light porchlits, candles and other lights from dawn to dusk to display their desire for world peace. Mayor Pulver also requested that copies of the proclamation be sent to President Ronald Reagan and General Secretary of the Soviet Union Mikhail Gorbachev.

The next proclamation read by Mayor Pulver proclaimed November 15, 1985, as American Free Enterprise Day.

Mayor Pulver proclaimed the week of November 24 through 30, 1985, as "Family Week", and urged citizen participation.

COMMUNICATIONS: Administrator Atwood read letters from Zarosinski-Tatone Engineering and Lee Engineering, thanking the City for the opportunity to bid on the proposed engineering contract for a sewer trunk line project.

Administrator Atwood read a letter from the Canby Gators Swim Team requesting several dates for swim meets to be held at the Canby Swim Center. Mr. Atwood noted that the Swim Club will pay

for the City staff that will be on duty during the meets and also, they Swim Club will have their own concessions as a revenue source and the City's concessions will be closed during the scheduled meets. **Councilwoman Kopelk moved to approve the request of the Canby Gators Swim Team, as per their letter of October 28, 1985 which will become a part of the minutes of this meeting, for the requested dates in November, December and February for use of the Swim Center for Swim Meets. Motion seconded by Councilman Taylor and approved 6-0.

A letter from Dorothy Eyman, Chairman of the Swim Center Advisory Board was read requesting authorization to promote the Swim Center by arranging classes for the Canby Union High School for water safety instruction or life saving with no charge to the district. Also, a recommendation to set dates to have admission to the Swim Center be with either canned food or toys as a Christmas project. The PAB also submitted their rules for the logo contest. Several Councilmembers voiced concern regarding allowing "free use" of the Swim Center and requested a history of use, rental fees and expenditures for such events, including Swim Team use. **Councilman Anderson moved to approve the request of the Swim Center PAB and allow, as City staff directs, scheduled time for either toys or canned food as pool admission for a Christmas project. Seconded by Councilman Taylor and approved 6-0.

Administrator Atwood read an invitation from the Associated Family Counseling Services to their Open House on November 9, 1985, 10:00 a.m. to 3:00 p.m.

A "thank you" letter was read from former Chamber Secretary, Barbara Miller, for the nice gift and letter from the City for her retirement party.

ORDINANCES & RESOLUTIONS: Administrator Atwood briefly explained Ordinance No. 781, as a necessity for implementing a contract for engineering services for the proposed sewer trunk line for the south of Canby. **Councilman Sowles moved that Ordinance No. 781, AN ORDINANCE AUTHORIZING THE MAYOR AND CITY RECORDER OF THE CITY OF CANBY, COUNTY OF CLACKAMAS, OREGON, TO EXECUTE A CONTRACT FOR ENGINEERING SERVICES IN CONNECTION WITH THE CONSTRUCTION OF A SANITARY SEWER MAIN TO SERVICE THE SOUTH SIDE OF THE CITY OF CANBY, OREGON; REPEALER AND DECLARING AN EMERGENCY be properly posted and come up for final action on November 20, 1985, after 7:30 p.m. Seconded by Councilwoman Kopelk and approved 6-0. The attached contract was also reviewed and approved as a part of the ordinance.

Administrator Atwood explained that Ordinance No. 782 was drafted to implement a policy for specifically new hires for the City, noting that in the past during emergency situations some of the City crew were unable to get to Canby. Mr. Atwood pointed out that the area in the ordinance regarding fifteen minute response time would be deleted and a section added to "grandfather" current employees. Attorney Kelley noted that case law does support such policy. The Council also suggested adding a clause

to "grandfather" the current and probationary fulltime employees, including the three newly hired police officers. Due to the number of changes in the proposed ordinance, staff was directed to revise the ordinance and bring it to the next meeting.

NEW BUSINESS: **Councilwoman Kopelk moved to approve payment of accounts payable in the amount of \$41,849.48, seconded by Councilwoman Brennan and approved 6-0, by roll call vote.

Chief Giger explained the proposed D.U.I.I. Task Force contract with Clackamas County. It will combine ten agencies over an approximate 1,800 square mile area, utilizing grant money for the wages of officers used in the program. Three officers will be used from the Canby Police Department. **Councilman Taylor moved to approve the contract for services between Clackamas County and the City of Canby for the D.U.I.I. Task Force Program. Motion seconded by Councilwoman Kopelk and approved unanimously.

The Council next considered an Urban Service Inventory, an analysis of future needs and methods to provide for future needs throughout Clackamas County. Participating cities would each pay approximately \$350 for Phase One funding. Mayor Pulver noted that this project would be beneficial in promoting economic development. **Councilman Anderson moved to approve and authorize participation in the Urban Service Inventory Phase One project and approve funding not to exceed \$350, plus in-kind services. Motion seconded by Councilwoman Kopelk and approved unanimously.

The next agenda item, car allowance request by Public Works Director Rusty Klem, was set over until the next meeting by request of Mayor Pulver.

The Council read for the record, a memo informing them of the prior verbal approval for a package container liquor license for the TNT Market at 164 S.E. First Avenue.

The Council reviewed a letter from Fred Kahut, Canby Disposal, informing the Council of his intent to comply with Senate Bill 405, The Recycling Act. Mr. Kahut explained that on or before January, 1986, his firm will implement the program on a weekly basis. He also noted that the current garbage franchise agreement will be revised and fund raising events, such as the Boy Scouts picking up newspapers, will be addressed by issuing permits. Councilman Anderson questioned the impact of costs to the patrons and Mr. Kahut replied, "I don't see it as being costly at all." Mr. Kahut will return to the Council at a later date with an garbage collection/recycling franchise agreement,

UNFINISHED BUSINESS: Administrator Atwood requested the Council to act upon his recommendation to implement a 3% in lieu of taxes for all City enterprise departments, including water, sewer and cemetery. Several Councilmembers expressed concern over making a decision at this time and opted to have it come back to the

Council a few months from now and for the 86-87 budget process to leave the system as is, which is 5% in lieu of taxes for the electric and water departments.

Public Works Director, Rusty Klem, informed the Council that shrubs have been trimmed around the Baker Prairie Cemetery and to date, even through Halloween, no other incidents of vandalism have been reported.

OTHER REPORTS OR ANNOUNCEMENTS: Mayor Pulver appointed Councilwoman Helen Brennan as the voting delegate for the City of Canby at the League of Oregon Cities Convention that starts Saturday, November 9th.

Councilwoman Brennan submitted the name of Terry Prince and Councilwoman Kopelk submitted the name of Sue Cox as a prospective budget committee to replace Beryl Brown. However, Council was informed that Mrs. Brown's term did not expire until March.

Mayor Pulver set Tuesday, November 12th, for a meeting with delegates from the Canby Fire Board, at 5:00 p.m. in the Administration office to discuss consolidation possibilities.

****Councilman Sowles moved to go into Executive Session under ORS 192.660 (1) (a), to consider the employment of a public officer, employee, staff member or individual agent. Motion seconded by Councilman Jordan and approved 6-0.**

Mayor Pulver recessed the regular session at 9:06 p.m. to go into Executive Session. The regular meeting was reconvened at 9:48 p.m.

Mayor Pulver asked for any further business to come before the Council. ****Councilwoman Kopelk moved that the City begin to search for a Parks Recreation and Swim Center Director, with the object of hiring based on that job description. Motion seconded by Councilwoman Brennan. Administrator Atwood pointed out that money was available for such a position, however, a supplemental budget would be necessary to make the transfer of funds. Vote on the motion was 4 yea, and 2 nay, with Councilmen Anderson and Taylor voting nay.**

Councilman Taylor questioned if the Police Department Facility bids were expected to come in at the projected cost and was informed that it was doubtful.

Mayor Pulver adjourned the regular meeting at 9:53 p.m.


Marilyn K. Perkett, City Recorder


William F. Pulver, Mayor



SWIM TEAM box 21 CANBY, OR 97013

October 28, 1985

Canby City Council
Canby City Hall
P O Box 930
Canby OR 97013

Gentlemen:

On October 12, the Columbia Basin Swim League held organizational meetings. Representatives of the Canby Swim Team were present and at that time a schedule of swim meets for the upcoming swim season was established.

As a result, the Canby Swim Club is now requesting the use of the Canby Swim Center on the following dates so we can host swim meets.

Saturday, Nov. 16	8:00 a.m. to 1:00 P.m.
Saturday, Dec. 14	8:00 a.m. to 1:00 P.m.
Sunday, Dec. 29	8:00 a.m. to 5:00 P.m.
Saturday, Feb. 1	8:00 a.m. to 1:00 P.m.
Saturday, Feb. 15	8:00 a.m. to 1:00 P.m.

Thank you for your support and consideration of this request.

Sincerely yours,

CANBY SWIM CLUB, INC.

Kathy Hamlet, Secretary