

CANBY CITY COUNCIL  
REGULAR MEETING  
NOVEMBER 21, 1984

Mayor Michael Gabrion presiding. Councilmembers present: David Anderson, Gary Sowles, Gene Clift, Bill Pulver, Scott Taylor and Nancy Kopelk.

Also present: City Administrator Bud Atwood, City Attorney John Kelley, City Recorder Marilyn Perkett, Police Chief Jerry Giger, Helen Brennan, Michael Jordan, Cheryl Anderson, Betsy Ross, Dorothy McCormick and Earl and Sabina Oliver.

Mayor Gabrion called the regular session to order at 7:34 p.m., following a 7:00 p.m. workshop session regarding reassignment of duties in the Police Department. The flag salute and meditation was followed by roll call of Council, a quorum was present.

\*\*Councilwoman Kopelk moved to approve as distributed the minutes of regular session, November 7, 1984, motion seconded by Councilman Sowles and approved unanimously.

CITIZEN INPUT ON NON-AGENDA ITEMS: Mayor Gabrion introduced the two new Council-elect members, Helen Brennan and Michael Jordan and welcomed them to the Council.

Councilman Taylor gave a brief report on the League of Oregon Cities Convention that he and others attended in Eugene.

Councilwoman Kopelk suggested that the City give as rewards, in lieu of money, memberships to the Canby Swim Center. Council agreed to the suggestion providing it was not abused.

Marilyn Perkett gave a brief review of the newly installed IMB computer in City Hall and handed out a sample of the budget spreadsheet that is currently being put on the computer. It was noted that Robert Swayze and Charles Lam are both helping set up programs and counseling the staff in the use of the computer.

COMMUNICATIONS: Administrator Atwood read a letter from Steven Nousen, Budget Committee Member, submitting his resignation from the budget committee, effective immediately, as he will be joining Senator Hatfield's staff in Washington D.C. A new member to replace Mr. Nousen will be needed very soon as the budgeting process will be starting within a few weeks.

Administrator Atwood read a letter from the Automobile Club of Oregon announcing Canby as a recipient of a "Pedestrian Safety Award", one of thirteen in the state, also a plaque was displayed.

A letter from the Canby Christian Church was read, thanking the City for duplicator supplies recently donated to their organization.

ORDINANCES & RESOLUTIONS: Administrator Atwood briefly reviewed Ordinance No. 758, considered for final action. \*\*Councilman Anderson moved to adopt on final reading Ordinance No. 758, AN ORDINANCE AUTHORIZING THE MAYOR AND CITY RECORDER OF THE CITY OF CANBY, COUNTY OF CLACKAMAS, OREGON, TO EXECUTE A LOCAL AGENCY AGREEMENT WITH THE STATE OF OREGON, DEPARTMENT OF TRANSPORTATION, HIGHWAY DIVISION FOR THE UPGRADING OF TRAFFIC SIGNALS AND INSTALLATION OF NEW SIGNALS ON THE STREETS OF THE CITY OF CANBY, OREGON, AND DECLARING AN EMERGENCY. Motion seconded by Councilman Pulver and approved by roll call vote, 6-0.

Ordinance No. 759 was presented to the Council for consideration on first reading. \*\*Councilman Sowles moved that Ordinance No. 759, AN ORDINANCE AUTHORIZING CONSTRUCTION OF A SEWER PLANT LAB FOR THE CITY OF CANBY, COUNTY OF CLACKAMAS, OREGON, be properly posted and come up for final action on December 5, 1984, after 7:30 p.m. Motion seconded by Councilman Pulver and approved 6-0.

NEW BUSINESS: \*\*Councilwoman Kopelk moved to approve accounts payable in the amount of \$27,124.13 as presented on the print-out of November 15, 1984. Motion seconded by Councilman Taylor and carried 6-0 by roll call vote.

The abstract of votes from the General Election of November 6, 1984 was reviewed by the Council. \*\*Councilman Pulver moved to accept as presented by the Clackamas County Elections office the abstract of votes for the November 6, 1984, General Election, and they are to become a part of the minutes of this meeting. Motion seconded by Councilwoman Kopelk and approved unanimously.

Administrator Atwood reviewed the bids submitted to Clackamas County for the Adult Center with the low bid from Holmes & Egan of \$285,391 for construction; alternate #1, the City of Canby's share, \$40,855; and alternate #1, the Capital Campaign Committee's share, \$27,768. Mr. Atwood also pointed out that besides the \$40,855 the City will also be responsible for putting in the drywells, parking lot, sprinkler system and some landscaping. Dorothy McCormick addressed the Council informing them that the Adult Center Committee, that helped design the complex, and the Capital Campaign Committee had decided to take what funds they had and have an addition added to the building at the time of construction, which will be approximately \$30 per foot, later the cost would be more than double. They plan to fund approximately \$30,000 to add a pool room, lounge and stage. At this time the committee has over \$40,000, however, part of that money is for furnishings. If the targeted funds are raised for the addition, the Loaves & Fishes will then amend their CDBG fund request. The City will have close to \$68,000 invested in the Adult Center, which also includes in-kind services, use of equipment and staff. The bids will be accepted by the County on November 29, 1984.

UNFINISHED BUSINESS: The Council reviewed the City Administrator's Agreement as drafted by the City Attorney. Mr. Atwood asked that under

Compensation, some wording be included that would allow negotiation on the annual wages. Attorney Kelley advised to add the words, "not less than" before the salary figure and then have both parties initial the amendment. \*\*Councilman Taylor moved to accept the Administrator's Agreement as amended, seconded by Councilwoman Kopelk and approved 6-0. Administrator Atwood suggested that some guidelines be prepared for any future employee in that position.

The Council next considered the memo from Attorney Kelley regarding his estimate of costs for preparing the ordinance codifications necessary to complete the process. Mr. Kelley estimated approximately 26 hours of work for \$1,300. Some of the Council felt this should be part of his job under the normal retainer, others felt this process was an additional job beyond the contract and retainer. Councilman Taylor suggested that the attorney not set a definite amount, but keep the Council informed whether the amount be less or more. Mr. Kelley noted that he is willing to keep the Council informed of the time spent on the project. Council gave a consensus of approval for the additional fee to the City Attorney for the codification process.

OTHER REPORTS OR ANNOUNCEMENTS: Councilman Pulver expressed his gratitude for the monthly report since it was broken down and reported by each individual department head.

Administrator Atwood reminded the Council of the Economic Development Meeting at Rippling River on Thursday, November 29th, and the van would be leaving City Hall at 7:30 a.m.

The City Administrator reminded the Council of committee appointments which would be forth coming: one for the budget committee, hopefully at the next meeting; two appointments in December for the Planning Commission; and two appointments for the Utility Board by the first of February.

Councilman Taylor requested that the two Council-elect members be allowed to sit in on the Executive Session.

Councilwoman Koeplk felt that the use of the Administrator's office for Executive Sessions was undesirable. Mayor Gabrion suggested that in the future the Utility Board room be used if possible.

\*\*Councilman Pulver moved to go into Executive Session under ORS 192.660 (1) (h), to discuss possible pending litigation. Motion seconded by Councilman Taylor and approved 6-0.

Mayor Gabrion recessed the regular session at 8:45 p.m. to go into Executive Session and reconvened the regular session at 9:15 p.m.

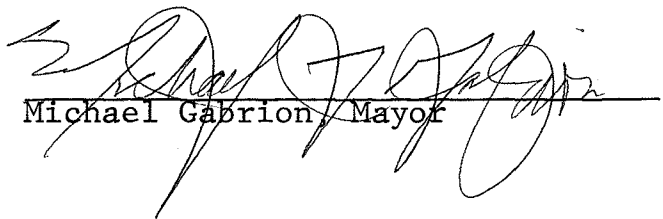
Attorney Kelley advised the Council of a meeting with Mr. Atwood, Chief Giger, Steve Houseworth and himself, on Monday, November 19th, regarding bicycle violations. Mr. Houseworth noted that the Juvenile Department, of which he is an employee, maintains complete authority over bicycle violations. However, he offered to participate on a six

month trial program of having bicycle violators cited into juvenile court and then he would send them to a "bicycle safety school" which would possibly be operated by Lt. Scharmota. After the six month program Mr. Houseworth suggested community involvement as far as his part of the program. Attorney Kelley noted that the state law provided for riding bicycles on sidewalks but yielding to pedestrians. Also, an ordinance to prohibit bicycles on sidewalks could be adopted, or a modified ordinance of prohibiting them in the commercial area. Council also discussed safety programs. Council consensus was that this issue would be very difficult to enforce, and at this time took no action on the matter.

Administrator Atwood requested a workshop session at the next meeting at 7:00 p.m., prior to the regular session, with the budget committee to get some input on the 85-86 budget. Notices will be mailed to the committee members.

Mayor Gabrion adjourned the regular session at 9:27 p.m.

  
Marilyn K. Perkett, City Recorder

  
Michael Gabrion, Mayor

WHEREAS, it will reduce energy consumption, and

WHEREAS, valuable recyclables will be saved through solid waste reduction which would otherwise be landfilled, and

WHEREAS, reduced solid waste will save valuable landfill space, and

WHEREAS, environmental quality will be improved and natural resources conserved, and

WHEREAS, a recycling week will provide opportunities to recycle, and

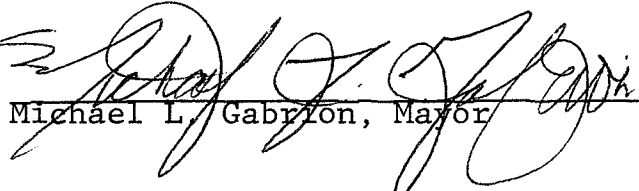
WHEREAS, the Mayor of the City of Canby, Oregon, agrees that recycling will improve and enhance the quality of life in the present and future,

NOW, THEREFORE, I, MICHAEL L. GABRION, Mayor of the City of CANBY, OREGON, do hereby proclaim the days of NOVEMBER 12, 1984 through NOVEMBER 17, 1984, to be

CLACKAMAS COUNTY RECYCLING AWARENESS WEEK

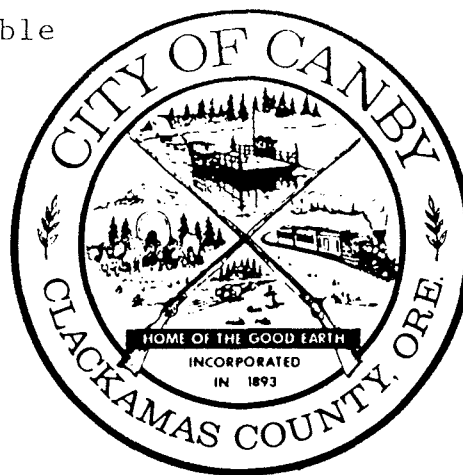
and call upon the citizens of this city to observe this time by participating in the Recycling Awareness Week to be held in the City of Canby and Clackamas County.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Canby to be affixed on this 7th day of November in the year of our Lord one thousand nine hundred and eighty-four.

  
Michael L. Gabrion, Mayor



NOTE: Final returns will not be available until Friday, Clackamas County has 10,000 absentee ballots and all must be verified before being counted.



### P R O C L A M A T I O N

WHEREAS, the City of Canby, County of Clackamas, Oregon,  
held a General Election , and

WHEREAS, the Clackamas County Elections Department submitted  
the following unofficial figures as of 8:00 a.m., November  
7, 1984:

#### MEASURE 51 - NEW TAX BASE

YES - 1,142

NO - 1,427

#### MAYOR

William "Bill" Pulver	1,064
Wade P. Bettis	983
Scott Taylor	857

#### COUNCILMEMBERS (3 positions)

Helen M. Brennan	1,626
Nancy J. Kopelk	1,305
Michael J. Jordan	1,271
Jim McKibbin	976
Robert W. Root	713
Eugene S. Clift	711

NOW, THEREFORE, I, MICHAEL L. GABRION, Mayor of the City of  
Canby, Oregon, do hereby proclaim the above to be a true and  
accurate statement for the NOVEMBER 6, 1984, GENERAL ELECTION.

*Michael L. Gabrion*  
Michael L. Gabrion, Mayor