

CANBY CITY COUNCIL

REGULAR MEETING

FEBRUARY 15, 1984

Mayor Michael L. Gabrion and Senior Councilman Gary Sowles presiding.
Council present: David Anderson, Nancy Kopelk, Scott Taylor and
Gene Clift. Absent: Bill Pulver.

Also present: Administrator Doug Zenor, City Attorney John Kelley,
Public Works Director Bud Atwood, Deputy Recorder Marilyn Perkett,
Chief of Police Jerry Giger, Myra Weston, Stephan Lashbrook, John
Walrod, Chip Phelps, Richard Cary, Karen Jablonski, Bob Rapp, Wayne
Oliver, Steve Frederick, Richard Flowers, Ainsworth Wehus, Robert
Root, Charles Tooley, Roy Hester, Linda McCarthy, Hazel Adams, Cheryl
Anderson and James Kriegshauser.

In the absence of Mayor Gabrion, Senior Councilman Sowles called the
regular meeting to order at 7:37 p.m.

Roll call showed a quorum present.

**Councilman Clift moved to approve as distributed the minutes of
regular meeting, February 1, 1984. Motion seconded by Councilwoman
Kopelk and approved 5-0.

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

PUBLIC HEARING: Councilman Sowles opened the Public Hearing on the
proposed 1984-85 City Budget at 7:42 P.M. Administrator Zenor briefly
reviewed the proposed City Budget, noting that the cost per thousand
would be approximately the same as last year, \$4.60. The total levy
outside the tax base is \$694,987 with the following as "hi-lites",
as pointed out by Administrator Zenor: new rescue vehicle; new
Senior Center site preparation; full funding on library books; full
service at the Swim Center; and additional allocations for Canby Kids,
Inc.

PROPOSERS: Bob Rapp, 1115 N. Manzanita, spoke in support of the
proposed budget and noted he would have supported an even higher
budget.

OPPONENTS: None voiced.

Councilman Sowles closed the Public Hearing at 7:46 P.M. **Council-
woman Kopelk moved to approve as published the proposed 1984-85 City
of Canby Budget. Motion seconded by Councilman Clift and approved
5-0 by roll call vote.

COMMUNICATIONS: None

ORDINANCES & RESOLUTIONS: Bud Atwood briefly reviewed Ordinance No. 742,
which amends the zoning map in compliance with the Comprehensive Plan.
**Councilman Anderson moved that Ordinance No. 742, AN ORDINANCE

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AMENDING THE ZONING DESIGNATIONS OF CERTAIN PROPERTY IN CONFORMANCE WITH THE COMPREHENSIVE PLAN AND THE LAND DEVELOPMENT AND PLANNING ORDINANCE OF THE CITY OF CANBY be properly posted and come up for final action on March 7, 1984. Motion seconded by Councilman Taylor and approved 5-0.

Attorney Kelley reviewed Ordinance No. 743 regarding Contract Review Board. Mr. Kelley informed the Council that the existing ordinance needed some changes, primarily the inclusion of adopting the Oregon Administrative Rules for procedure and also, if we did not have a contract review board, then the County would assume the duties and charge the City for the services. Mr. Zenor added that the two factors with the proposed ordinance was for local control and to eliminate the expense of paying for the service. **Councilman Taylor moved that Ordinance No. 743, AN ORDINANCE ESTABLISHING A LOCAL CONTRACT REVIEW BOARD TO REVIEW PUBLIC CONTRACTS AND MAKE RULES ABOUT CONTRACTING; ADOPTING TEMPORARY RULES FOR THE BOARD; REPEALING CONFLICTING ORDINANCES; AND DECLARING AN EMERGENCY be properly posted and come up for second reading on March 7, 1984. Seconded by Councilwoman Kopelk and approved unanimously.

NEW BUSINESS: **Councilwoman Kopelk moved to approve payment of accounts payable in the amount of \$103,931.84, seconded by Councilman Anderson and approved by roll call vote 4-1, with Councilman Clift voting nay.

The next order of business was an application for a liquor license for beer and wine, applicant Richard Cary of the new business "Old Pizza Peddler", located in the Broker's Marketing Building, 717 S.E. First. Mr. Cary addressed the Council, informing them he had been in business for seven years in Gresham with a liquor license, and anticipated opening March 1, 1984. **Councilman Clift moved to approve the liquor license of the Old Pizza Peddler, applicant Richard Cary, of 717 S.E. First Avenue. Motion seconded by Councilman Sowles and approved 5-0.

Councilman Sowles requested a short recess at 8:07 p.m. Mayor Gabrion had arrived at 7:50 p.m. and therefore, he reconvened the regular session at 8:19 p.m.

UNFINISHED BUSINESS: John Kelley, City Attorney, reviewed his memo regarding the City Business License Ordinance. Mr. Kelley explained that the current ordinance was inadequate and needed "housekeeping" changes, if nothing else. However, he explained that the Council could enact either a "regulatory" or a "revenue" ordinance. The regulatory ordinance would give more control and licensing upon police power; or the revenue ordinance would give taxing authority. Mr. Kelley explained that the transient business has in the past been a concern. Ace Wehus addressed the Council and implied that several citizens in town were doing business out of their home and were reluctant to come to the City for a license due to the present regulations. Chip Phelps, Chamber President, felt we should have a blend of regulatory and revenue, in preparing an ordinance. Council discussed several pros and cons to both concepts of a business ordinance. Mr. Zenor explained that he and staff would do more research and return to Council with hopefully a blend of regulatory and revenue raising powers.

Administrator Zenor again requested Council to adopt his proposed Economic Development Policy which was compatible with the Comprehensive Plan. **Councilman Taylor moved to adopt the Economic Development Policy as presented with one correction, page one, under "Promotion", strike out the word "industrial". Motion seconded by Councilwoman Kopelk and approved 5-0. Mr. Zenor explained that he would be asking the Council for approval of several policies, such as affirmative action, etc., at future meetings.

Mr. Zenor requested a workshop be held on Wednesday, February 29, 1984, at 7:00 p.m. to prepare for a tax base election in the May primary. Notice of a Special Meeting will be posted.

Administrator Zenor informed the Council that the Clackamas County Managers/Administrators would be meeting at Willamette Valley Country Club on Thursday for a luncheon.

Bud Atwood, Public Works Director, explained to the Council that the City had received a letter from DEQ regarding sewer problems, specifically, not in permit compliance. However, the company that is in question is cooperating and the sewer plant is under control at this time.

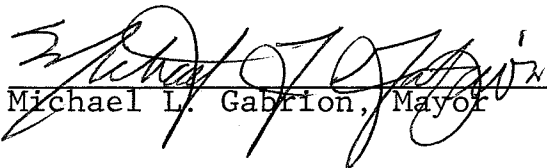
Mayor Gabrion noted that the City of Canby was 91 years old today, February 15, 1984.

**Councilman Taylor moved to go into Executive Session under ORS 192.660, subsection 1, subsection a, to consider the employment of a public officer, employee, staff member or individual agent. Motion seconded by Councilman Sowles and carried 5-0 by roll call vote.

Mayor Gabrion recessed the regular session at 9:46 p.m. to go into Executive Session. The regular session was reconvened at 10:30 p.m.

At this time **Councilman Taylor moved to authorize a raise of 3% of the current base salary of the City Administrator, retro-active to July 1, 1983. Motion seconded by Councilman Sowles and carried 5-0.

Mayor Gabrion adjourned the regular meeting at 10:35 p.m.


Michael L. Gabrion, Mayor

Marilyn K. Perkett, Deputy Recorder