

CANBY CITY COUNCIL

Regular Meeting

September 1, 1982

Mayor Robert A. Swayze presiding. Councilmembers present: David Anderson, Beryl Brown, Michael Gabrion, Lee Funrue, Bill Pulver and Gary Sowles.

Also present: City Administrator Douglas Zenor, City Attorney Wade Bettis, Treasurer Myra Weston, Public Works Supervisor Bud Atwood, Acting Recorder Pro Tem Virginia Graham, John Falkenstein of Community Schools, and Jim Renner, Tom Tye, Gene Clift and Scott Taylor.

Mayor Swayze called the meeting to order at 7:34 p.m., followed by the flag salute and silent meditation.

Roll Call of Council showed a quorum with all councilmembers present.

At this point Mayor Swayze asked the Council to appoint Virginia Graham Acting City Recorder Pro Tem in Marilyn Perrett's absence. With no objections, the Council so approved.

CITIZEN INPUT ON NON-AGENDA ITEMS: John Falkenstein and Tom Tye from the Community School requested use of Wait Park again this year for a Youth Fair on September 25th. The fair went very well last year and was used to present displays and activities of different youth groups. Mr. Falkenstein also requested the closure of N.W. Third between N. Holly and N. Grant during fair hours. Mayor Swayze commented that the fair was indeed good last year and recommended the Council approve this request. \*\*Councilman Sowles moved that the City of Canby allow the Youth Fair at Wait Park on September 25, 1982 from 8:00 a.m. to 6:00 p.m., and that N.W. Third between N. Holly and N. Grant be blocked off. Seconded by Councilman Gabrion and approved unanimously.

Councilwoman Brown moved to approved as distributed the minutes of the regular meeting of August 18, 1982, seconded by Councilman Gabrion and approved unanimously.

ORDINANCES & RESOLUTIONS: Attorney Bettis read in first reading Ordinance #719. Councilman Pulver moved that Ordinance #719, AN ORDINANCE PROSCRIBING GENERAL OFFENSES AGAINST THE PUBLIC PEACE, SAFETY, MORALS AND GENERAL WELFARE: ADOPTING A CRIMINAL PROCEDURE CODE: AND REPEALING ORDINANCE #552 AND #615 be properly posted and to come before the Council at the next regular meeting on October 6, 1982, on or about 7:30 p.m. for second and final reading. Seconded by Councilwoman Brown and approved unanimously.

Attorney Bettis read in first reading Ordinance #720. Councilman Gabrion moved that Ordinance #720, AN ORDINANCE ADOPTING POLICIES FOR TRAFFIC REGULATIONS: PROVIDING FOR LOCAL TRAFFIC REGULATIONS, THE REGULATION OF PARKING AND THE PLACING AND MAINTENANCE OF TRAFFIC SIGNS AND MARKERS: PROVIDING PENALTIES FOR VIOLATIONS: REPEALING ORDINANCE NO. 553 AND PROVIDING AN EFFECTIVE DATE, be properly posted and come before the Council at the next regular meeting on October 6, 1982, on or about the hour of 7:30 p.m. for second and final reading. Seconded by Councilman Sowles and approved unanimously.

September 1, 1982

Discussion of wording in Ordinance #720 ended with these changes:

Page 2 Section 5 Rollerskating - added - on rollerskates or skate board and impeding pedestrian or vehicular traffic.

Page 3 Section 9 Logs and Poles - added - or such movement is on an approved truck route.

Page 4 Section 14 Parking Time Limits - change administration to administrator

Page 5 Section 18 change title from Street Commissioner to City Administrator and change in body of section from Street Commissioner to City Administrator

Page 6 Section 20 Existing Signs - change - Street Commissioner to City Administrator in two places

Council approved the ordinance with these changes, Recorder to give Attorney Bettis the ordinance for the proper wording to be added before posting.

Attorney Bettis read in first reading Ordinance #726. Councilman Gabrion moved to approve Ordinance #726, AN ORDINANCE AUTHORIZING PAVING OF BIKE/PEDESTRIAN WAY BY CLACKAMAS COUNTY PUBLIC WORKS DEPARTMENT AND DECLARING AN EMERGENCY be properly posted and come before the Council at the next regular meeting on October 6, 1982 on or about the hour of 7:30 p.m. for second and final reading. Seconded by Councilwoman Funrue and approved 6 - 0. Mayor Swayze commented this was very good for the City.

Attorney Bettis read Resolution #322. Councilwoman Funrue moved that Resolution #322 A RESOLUTION PROVIDING FOR AND CALLING A CITY TAX BASE ELECTION IN AND FOR THE CITY OF CANBY, CLACKAMAS COUNTY, OREGON, ON TUESDAY NOVEMBER 2, 1982, FOR THE PURPOSE OF SUBMITTING TO THE LEGAL VOTERS OF THE CITY OF CANBY, OREGON THE QUESTION OF ESTABLISHING A NEW TAX BASE FOR THE PURPOSE OF APPLYING THE LIMITATION ON TAXATION SET FORTH IN SECTION 11, ARTICLE XI, OREGON CONSTITUTION be approved and become part of the laws of the City of Canby. Seconded by Councilman Pulver and passed 6-0.

Councilman Sowles questioned going for \$1.5 million tax base. The discussion was that this was less than asked for last time we tried for a new tax base. Mayor Swayze commented we could not go for what we budgeted this year and then have to have a levy in order to operate.

Mayor Swayze recessed the meeting for a short break at 8:43 p.m. Reconvened at 8:53 p.m., at which time the Mayor noted that Councilman Gabrion had to leave the meeting, leaving a quorum of five councilmembers present.

COMMUNICATIONS: None

NEW BUSINESS: Councilwoman Funrue moved to pay accounts payable in the amount of \$109,064.47 out of the appropriate accounts. Seconded by Councilman Anderson, approved by roll call vote 5-0.

UNFINISHED BUSINESS: Administrator Zenor read letter to Council concerning amounts of contracts for attorney, judge, janitor, auditor and accounting firm in regards to what was budgeted last year and this current fiscal year and the percent difference. It was determined all proposals for contracted services will be presented for review by the Council annually prior to Budget Committee action. Attorney Bettis suggested the Council needed to make a motion accepting the contract figures for this fiscal

year 1982-83. Councilwoman Funrue asked the Council to rule on a conflict of interest as she now works for the City Attorney. The Council declared Councilwoman Funrue in conflict of interest. \*\*Councilman Pulver moved that the Council ratify the fee for service for the City Attorney for \$31,500 and Municipal Judge \$13,800 for the fiscal year. Motion passed 4-0 with Councilwoman Funrue declaring a conflict of interest.

OTHER REPORTS AS REQUIRED OR NEEDED:

John Falkenstein reported on the Annual Report which included the summer of 1981 to the spring of 1982. The same format was used on the report. The number of people using the program who live in city limits can now be reported as it is on the registration form. 342 people in city limits used classes and activities involved 51% of all people registered. The School had 116 volunteers last year in various activities; on General Canby Day there were 52 volunteers. They worked a total of 187 hours.

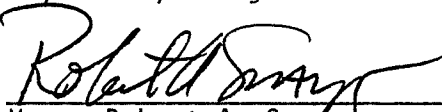
Mayor Swayze set a special meeting and workshop with the Charter Revision Committee for September 8, 1982 at 7:30 p.m. in the Council Chambers to go over proposed changes in the Charter.

Administrator Zenor notified the Council that the Swim Pool will be closed from September 27th to October 3rd for maintenance. Mayor Swayze suggested notifying the Swim Team, newspapers and posting notices; Mr. Zenor noted this has already been done.

Administrator Zenor advised the League of Oregon Cities annual meeting would be November 7, 8 and 9th, and all councilmembers would be contacted as to their preferred attendance dates for registration. Mr. Zenor also advised of the information letter from Chief Seigler on procedure for use of the recently installed buzzer for emergency calls to the police department during sessions of the Council or Municipal Court.

Councilman Pulver moved to adjourn to Executive Session under ORS 192.660, Subsection 1, Sub E to conduct deliberations for negotiations of real property. Seconded by Councilman Sowles and approved by roll call vote 5-0.

Mayor Swayze adjourned the regular meeting at 9:13 p.m. to go into executive session.

  
\_\_\_\_\_  
Mayor Robert A. Swayze

  
\_\_\_\_\_  
City Recorder Pro Tem Virginia Graham