

CANBY CITY COUNCIL

REGULAR MEETING

DECEMBER 15, 1982

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

Also present: Administrator R. Douglas Zenor, City Attorney Wade Bettis, City Treasurer Myra Weston, Recorder Pro Tem Marilyn Perket, Public Works Superintendent Bud Atwood, Dorothy Knight, Miriam Bettis, John and Vicki Bayless, Lynn and Terry Molander, Jennifer James, Bob Westcott, Tom Tye, Tim Tye, Trish Neiworth, Scott Taylor, Fred Kahut and Duane Lee.

Mayor Swayze called the regular meeting to order at 7:32 p.m., followed by the flag salute and meditation. Roll call of Council showed a quorum present.

**Councilwoman Brown moved to approve as distributed the minutes of regular meeting, December 1, 1982. Seconded by Councilman Pulver and approved unanimously.

CITIZEN INPUT ON NON-AGENDA ITEMS: At this point in the meeting, Mayor Swayze expressed thanks to the Council and City staff for support during his term as Mayor and Councilman. Mayor Swayze also acknowledged Beryl Brown for her services as a Councilwoman.

ORDINANCES & RESOLUTIONS: Attorney Bettis read Resolution No. 331 for Council consideration. **Councilman Pulver moved that Resolution No. 331, A RESOLUTION RELATING TO FEDERAL SURPLUS PROPERTY AND APPOINTING AUTHORIZED REPRESENTATIVES OF THE CITY be approved and become part of the laws of the City of Canby. Motion seconded by Councilman Gabrion and approved 6-0 by roll call vote.

COMMUNICATIONS: Administrator Zenor read a letter from the State Historic Preservation Office, regarding entering the "Three Rivers Farm" at 2525 North Baker Drive in the National Register of Historic Places.

NEW BUSINESS: **Councilman Sowles moved to pay accounts payable in the amount of \$74,105.39, seconded by Councilman Pulver and carried 6-0 by roll call ballot.

**Councilman Sowles moved to pay various bills pertaining to the water treatment expansion project in the amount of \$46,736.87 from Clackamas County warrants issued on the 1979 Water Bonds. Seconded by Councilman Pulver and approved by roll call vote, 6-0.

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Mr. Zenor read a memo regarding staff recommendation to participate in the Bonneville Power Administration project of changing the City's street lighting from mercury vapor to sodium vapor. Mr. Atwood explained that there would be very minimal cost to the City to replace some hardware and mast arms. **Councilman Anderson moved to authorize the Administrator to proceed with the change over program for the street lighting program, with Mr. Stephan Lashbrook, Canby Utility Board Manager, as the liaison between the City and BPA and also to keep the Council informed of the project. Motion seconded by Councilwoman Brown and approved 6-0.

Bob Westcott, Utility Board Member, updated the Council on the litigations regarding WPPSS and also the conservation program.

The next agenda item was a proposed 1983-84 Budget Schedule, primarily for Council information. Staff is recommending a March 29, 1983, election date.

Tim Tye, a local young man, has proposed a project of making a suitable sign for the Harry Wyman Field at Maple Street Park as his Eagle Scout project. Tim, addressed the Council, asking for ideas from the Council as to the wording of the proposed sign and will return to the next Council meeting with some plans, working in concert with Mr. Atwood.

Mayor Swayze called for a short recess at 8:04 p.m. The regular meeting was reconvened at 8:24 p.m.

Administrator Zenor read a staff memo requesting the Council to authorize the City to notify the Canby Utility Board to continue operating the water department on an interim basis until the proper documents for transfer of assets and facilities are prepared. **Councilman Pulver moved to authorize the City Administrator to notify the Canby Utility Board to continue on an interim basis the water department operations as it has been in the past. Motion seconded by Councilman Gabrion and approved unanimously. Mr. Westcott noted that CUB staff hopes to have a budget prepared by the first of January and the City will then need a supplemental budget.

Council took into consideration a request for an additional \$15,000 increase in engineering fees to Lee Engineering, Inc., for completion of the sewer plant expansion. Mr. Lee was present and explained that \$8,000 was for the Operation and Maintenance manual, mandated by DEQ and not budgeted for; \$3000 for as-built drawing, which are necessary for staff operations; and \$4000 to finish the original contract. Mr. Lee explained the additional \$4000 was for engineering fees to complete the as-built drawing and O & M manual provided that all goes on schedule and there are no major delays. Mayor Swayze directed the City Attorney to prepare the proper Ordinance to authorize the \$15,000 increase to the existing contract of \$114,554 for a total contract dollar amount not to exceed \$129,554.

Administrator Zenor reviewed a memo to the Council requesting an amendment be made to a prior motion regarding the application fee for CATV. Mr. Zenor explained that the cable television advisory

committee and Council had agreed that the \$2500 RFP application fee be required prior to the deadline date of acceptance of the RFP. **Councilman Sowles moved to amend the motion of December 1, 1982, to include the following language: the advance application fee of \$2500 must be received by the City of Canby, 182 N. Holly Street, Canby, Oregon, 97013, by 12:00 noon, January 4, 1983. Motion seconded By Councilman Pulver and carried 6-0.

Bud Atwood, Public Works Superintendent, reviewed a proposal for a Tot Park in the Neighborhood Strategy Area, explaining that the City would need to budget and fund approximately \$40,000 over the next few years. Mr. Atwood noted that the amount of approximately \$76,000 CDBG money could also be used for street work in the designated strategy area. Due to the economic situations at this time, the Council felt this issue should go before the budget committee. Mr. Zenor explained that a decision would be necessary soon, before the next money cycle of the CDBG fund, which would probably be in July.

Mr. Zenor requested permission from the Council to proceed with the issue of paying the withholdings on the Judge. Councilman Sowles suggested that the City request a letter to the fact that we will not be required to pay any prior or future withholdings on the City Attorney. **Councilman Pulver moved to authorize the City Administrator to proceed with his investigation on the payment to PERS on the Judge and either make payment or refuse upon conclusion of the investigation. Also, to request in writing from PERS the clarification of the Attorney position regarding withholdings, both prior and future. Seconded by Councilman Sowles and approved unanimously.

OTHER REPORTS AS REQUIRED OR NEEDED: Mayor Swayze appointed Councilman Clift and Councilman Anderson to work with staff on the completion of the Comprehensive Plan.

Councilman Sowles, liaison to the Senior Center Study Committee, reported that their organizational meeting would be 12:00 noon, December 17th at the Grand Central Station. Seven people have been contacted to serve on the committee.

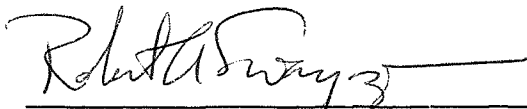
Councilman Anderson, liaison to the CATV origination and local access facilities study committee, reported on the first meeting, today, 7:00 a.m. at Grand Central Station with approximately 9 present. Mr. Anderson noted that Mr. Bob Wynia, Clackamas County representative, would be a great asset to the committee. The next meeting is scheduled for December 29, 8:00 a.m. at the College studio. Mr. Anderson felt that the committee would have results in about 4 meetings.

Mr. Zenor reminded Council of the workshop for new officers on January 15. The Administrator also informed the Council of the Boy Scouts efforts of decorations in Wait Park.

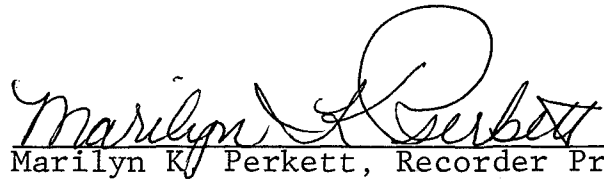
**Councilman Pulver moved to go into Executive Session under ORS 192.660, sub. 1, sub. a., seconded by Councilman Gabrion. Mr. Gabrion requested that Councilman-elect Taylor be allowed to participate. Roll call ballot was 6-0.

Mayor Swayze recessed the regular meeting at 9:07 p.m. to go into Executive Session.

The regular meeting was reconvened at 10:17 p.m. and immediately adjourned by the Mayor.



Robert A. Swayze, Mayor



Marilyn K. Perkett, Recorder Pro Tem