

CANBY CITY COUNCIL

SPECIAL MEETING

MAY 13, 1981

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

Also present: Administrator Harold Wyman, Attorney Wade P. Bettis, Public Works Director Ken Ferguson, Public Works Supervisor Bud Atwood, City Planner Stephan Lashbrook, Utility Board Manager Fred Egger, Robert Westcott, Craig Shinn, David Bury, James Renner, Bookkeeper Judy Hogland, John Tatone Richard Mosier, Steve Hill, Attorney Ray Reif, Richard Garvey, Hank Fairbrother, Edith Farrar, Fred Kahut, Nikki Ray, John Middleton, Harry Culp, Roger Starr and Dan Wilcox.

Mayor Swayze called the special meeting to order at 7:30 p.m., followed by a moment of silent meditation. Roll call of Council showed a quorum.

Administrator Wyman presented two contracts from Lee Engineering, for sewer rate study and sewer plant expansion, for the signature of the Mayor, noting they had met approval of Attorney Bettis and had previously been approved by the Council.

Administrator Wyman read a letter from Howard Giger, Post Commander of American Legion Post No. 122, explaining that they had accepted a bid from Joe Byers Construction to construct eight wheel ramps (one to a curb) at the intersections of N.W. 2nd and Grant and N.W. 2nd and Holly Streets. Mr. Wyman explained that by 1983, Federal regulations mandate all this transitional work to be done. Also, the city, by next Spring, must have a Transitional Plan for Architectural Barrier Removal and this is being considered by staff now for review by the Council in a few weeks. Mr. Wyman pointed out that we could use Federal and State Revenues to pay for the additional 17 ramps proposed for the downtown area and also felt the price of \$275 per ramp was an excellent price. Post No. 122 requested the City to do the engineering on their eight ramp project, Mr. Wyman, Ken Ferguson and the proposed contractor have met on this project. \*\*Councilman Sowles moved that we accept the proposed eight ramp project of American Legion Post No. 122, in addition, the City use Federal and State Revenue monies for an addition 17 ramps in the downtown area as indicated on the attached map. Seconded by Councilwoman Funrue and approved unanimously.

Mr. Wyman, presented a memo with the staff recommendation for a policy on use of City owned mobile equipment for governmental agencies. He noted that school districts were the primary users of City equipment. Mayor Swayze suggested adding to No. 3 of the proposed recommendation, "Mr. Atwood, Public Works Supervisor, make the decision on the qualifications of operator." \*\*Councilman Pulver moved to accept as policy the recommendation of the City Administrator, including the suggested change on No. 3, and to make it become a part of the Book of Policy for the City of Canby. Seconded by Councilman Gabrion and approved 5-0.

At this time, Mayor Swayze brought to the attention of the Council a petition which had been presented to the City in regards to the barricade at the 4th Street entrance at the Canby Square Shopping Center. The petition had approximately 200 signatures. Mayor Swayze also pointed out that a temporary entrance from S.W.

May 13, 1981

Aspen at 5th Street for a one-way entrance was being prepared by the Public Works Crew. Ray Reif, owner of the property in question, addressed the Council stating his reason for establishing the barricade. Mr. Reif noted that this was a traffic hazard area and he had unsuccessfully tried to work with Mercury Development to solve the problem and due to the liability factor he initiated the barricade as only a "last resort". Mr. Ferguson explained that he has requested Mercury Development to pursue a permanent ingress/egress area and the Council should be receiving a letter on this matter.


Mayor Swayze recessed the special meeting at 7:55 p.m., to go into workshop on selecting an auditing firm, S. Locust Street Project and the additional buildings at Maple Street Park.

Mayor Swayze reconvened the special meeting at 10:00 p.m. \*\*Councilman Sowles moved to go into Executive Session under ORS 192.660, Subsection 1-B, pertaining to labor negotiations. Seconded by Councilman Pulver and approved 5-0 by roll call vote.

Mayor Swayze recessed the special meeting at 10:02 p.m. to go into Executive Session. The special meeting was reconvened at 10:44 p.m.

Mayor Swayze called for a motion regarding an auditing firm. \*\*Councilman Pulver moved that the City of Canby accept and enter into an agreement with Harry Culp, CPA for auditing services for the City of Canby and a copy of the proposal become a part of the minutes of this meeting, Seconded by Councilwoman Funrue and approved unanimously.

Mayor Swayze adjourned the special meeting at 10:46 p.m.

  
Robert A. Swayze, Mayor

  
Harold A. Wyman, Administrator/Recorder

POLICY MADE ON MAY 13, 1981

By unanimous motion, the following will become City of Canby Policy, from this date, May 14, 1981, forward:

POLICY ON THE USE OF CITY OF CANBY MOBILE EQUIPMENT

1. The City of Canby will assist all governmental agencies and allow them the use of small mobile equipment for the maintenance of their grounds and fields.
2. No major or structural work is to be done by the City crews, or equipment used for these purposes.
3. All small equipment may be operated by the various governmental agencies if their personnel is of age, trained and qualified. The Public Works Supervisor will make the decision as to the qualifications of the personnel.
4. All heavy equipment will be furnished by the City for minor work, however, the City will reserve the right to use our operators and charge the governmental agencies all salary costs and benefits. The Public Works Supervisor will make the decision on what is to be considered heavy equipment.
5. Agencies will pay their own operating costs for all mobile equipment, which includes gasoline, oil, diesel fuel, etc.
6. The City of Canby would request 48 hours notice prior to the use of the equipment. The City has first priority for use.
7. Negligence and misuse of equipment will be the liability of the governmental agencies.
8. The governmental agencies will show proof of liability insurance upon request.