

CANBY CITY COUNCIL

REGULAR MEETING

AUGUST 5, 1981

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

Also present: Administrator Harold Wyman, City Attorney Roger Reif, City Planner Stephan Lashbrook, Public Works Supervisor Bud Atwood, Police Chief Richard Seigler, Secretary Marilyn Perkett, David Bury, Assistant Explorer Post Advisor Brad Baker, Explorer Post Members John Borland, Randy Seigler, Heather Wright, Sherri Preuett, Donald Haskins, Kathie Halstrom and Jeffrey McCallister and Oregonian Reporter Kathy Grubb.

Mayor Swayze called the regular meeting to order at 7:30 p.m., followed by the flag salute, meditation and roll call of Council.

**Councilwoman Brown moved to approve as distributed the minutes of regular meeting July 15, 1981, with the following correction: page one, paragraph five, last sentence the word should read SALE and not sell. Seconded by Councilman Gabrion and approved unanimously.

CITIZEN INPUT ON NON-AGENDA ITEMS: Several members of the Canby Explorers Post were present along with their assistant advisor Brad Baker. Each member introduced themselves to the Council after which the Lt. Commander, Jeff McCallister, briefly outlines the purpose of the Post.

ORDINANCES & RESOLUTIONS: Attorney Reif read by title only for second reading, Ordinance No. 704. **Councilwoman Funrue moved that Ordinance No. 704, AN ORDINANCE AMENDING NUISANCE ORDINANCE NO. 465, be approved and become part of the laws of the City of Canby. Seconded by Councilwoman Brown and approved 6-0 by roll call.

Ordinance No. 705, was read by title only on second reading by Attorney Reif. **Councilman Sowles moved that Ordinance No. 705, AN ORDINANCE PROHIBITING THE USE OR POSSESSION OF ALCOHOLIC BEVERAGES IN TWO OF THE CITY'S PARKS be approved and become part of the laws of the City of Canby. Councilman Gabrion seconded the motion and roll call vote was 6-0 in approval. Mayor Swayze directed the Public Works Supervisor, Bud Atwood, to prepare signs for the two parks.

**Councilman Pulver moved that Ordinance No. 698, which was tabled at a regular meeting on May 6, 1981, be removed from the table for Council action. Seconded by Councilwoman Funrue and approved 6-0. Attorney Reif read Ordinance No. 698 by title only for second reading and noted that the waiver of remonstrance was signed by Ms. Imholt. **Councilwoman Funrue moved that Ordinance No. 698, AN ORDINANCE AMENDING THE ZONE MAP OF THE CITY OF CANBY (APPLICATION OF SHARON D. IMHOLT PROPERTY: R-2 (MEDIUM DENSITY RESIDENTIAL) TO C-2 (HIGHWAY COMMERCIAL) ZONE be approved and become part of the laws of the City of Canby. Motion seconded by Councilman Sowles and approved 6-0 by roll call vote.

At this point in the meeting, Mayor Swayze proceeded to New Business to review the bid calls for the two vehicles and Koehler building roofing before the reading of the ordinances.

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Administrator Wyman reviewed the bids on the patrol sedan and compact sedan, noting that the bid from Weiler Chevrolet was not a firm quote and was therefore not accepted. **Councilman Pulver moved to accept the low bid from Dee Thomason Ford for the Ford Fairmont police sedan for an adjusted total of \$7,402.00 and for the Ford Escort compact car for an adjusted total of \$5,250.00 for a combined adjusted total for the two vehicles for \$12,652.00 to come from the 81-82 budgeted line items. Seconded by Councilwoman Brown and approved by roll call vote 6-0.

Administrator Wyman reviewed the four bids received for the Class "A" roofing and sheet metal work for the City's Koehler building. **Councilwoman Brown moved to accept the low bid of K & L General Contractors of Aurora in the amount of \$12,255 for the City's Koehler building from funds budgeted in the 81-82 Federal Revenue Sharing Budget. Motion seconded by Councilman Pulver and approved unanimously.

Attorney Reif read Ordinance No. 706 in its entirety for first reading. **Councilman Sowles moved that Ordinance No. 706, AN ORDINANCE AUTHORIZING CONTRACT FOR PURCHASE OF TWO (2) AUTOMOBILES (1 POLICE CAR AND 1 COMPACT CAR) FROM DEE THOMASON FORD; AND DECLARING AN EMERGENCY, be properly posted and come up for final reading on September 2, 1981, after 7:30 p.m. Motion seconded by Councilman Pulver and approved 6-0.

Ordinance No. 707 was read in full on first reading by Attorney Reif. **Councilwoman Funrue moved that Ordinance No. 707, AN ORDINANCE AUTHORIZING CONTRACT FOR REROOFING OF KOEHLER BUILDING TO K & L GENERAL CONTRACTORS OF AURORA, OREGON; AND DECLARING AN EMERGENCY, be posted and come up for final reading on September 2, 1981, after 7:30 p.m., dully seconded by Councilman Gabrion and carried 6-0. Mr. Wyman requested permission from the Council to proceed with the work while the good weather was holding and the Council consensus was affirmative.

COMMUNICATIONS: Administrator Wyman read a letter from Karen Rustan requesting permission to use Maple Street Park for a picnic for her class of Kindergarten students. The letter represents only one of many requests for the use of the park which the City receives. Several Councilmembers reported many favorable compliments from people regarding the nice facility the City has at Maple Street Park.

Administrator Wyman read a request from Paul Doty to use the Canby Community Park for a Gospel musical get-together, which is the same type of event they held in June at the park and required hook-ups for musical equipment. Mr. Wyman noted that the June event took place with no problems. **Councilman Gabrion moved to grant permission to Paul Doty to hold a Gospel Music Program, with the use of loud speakers, on August 29, 1981, from 8:00 a.m. to 8:00 p.m. Motion seconded by Councilwoman Funrue and approved 6-0.

Administrator Wyman read a memo from Charles Boyce, Oregon Bag Co., requesting permission to install an office trailer at their business site on S.W. Berg Parkway. City Planner, Stephan Lashbrook, read his staff memo noting such permits were granted for a period of six months. He also explained that parking requirements needed to be fullfilled and also the Council may wish to consider an amendment to Ordinance No. 690 which would allow for a longer term usage of mobile office structures in industrial areas. Mr. Boyce was present and explained that the parking restrictions were taken care of and in perhaps six months he would know if this would be only a temporary matter or if another permanent structure might be considered. **Councilman Anderson moved to grant permission to Charles Boyce, Oregon Bag Co., a six month temporary permit for a mobile office structure and all City regulations to be complied with by Mr. Boyce. Motion was seconded by Councilwoman Funrue and carried unanimously.

Administrator Wyman reviewed a letter from the Portland Metropolitan Boundary Commission regarding the City's share of assessments for partial funding of the Boundary Commission due to recent Legislative decisions. Several Councilmembers expressed their strong disapproval of the State mandated assessments regarding this issue. **Councilman Sowles moved that the City of Canby pay their assessment in the amount of \$766.00, under protest, to the Metropolitan Boundary Commission no sooner than the deadline date of August 27, 1981. Motion seconded by Councilwoman Funrue and approved 4-2 by roll call ballot with Councilmen Pulver and Anderson voting nay.

Mayor Swayze called for a short recess at 8:23 p.m. The regular meeting was reconvened at 8:30 p.m.

NEW BUSINESS: **Councilwoman Funrue moved to pay accounts payable in the amount of \$151,579.88, dully seconded by Councilwoman Brown and approved 6-0 by roll call.

**Councilwoman Funrue moved to pay various bills pertaining to the water treatment expansion in the amount of \$24,631.83, from warrants drawn on the 1979 Water Bond from the Clackamas County Treasury. Seconded by Councilman Gabrion and motion carried 6-0 by roll call vote.

Administrator Wyman presented an application from Southland Corporation, commonly known as the 7-11 Store, for Package Container Liquor License. **Councilman Anderson moved to approve the application of Southland Corporation for a Package Container Liquor License. Seconded by Councilman Gabrion and carried 6-0 by roll call.

Mr. Wyman presented a deed, the last one, for recording for the S. Locust Street Project. Mr. Lashbrook reported that the deed from Mr. Ball involved only a small corner of his property, however, allowed for the continuance of the project. The City Planner also informed the Council that bid openings for the street improvements for the S. Locust Street Project is scheduled for August 31, 1981, with a projected completion date of November 15, 1981. **Councilman Pulver moved to accept for recording a deed from John and Doris Ball for a small section of their property at 320 S. Locust Street for street purposes. Seconded by Councilwoman Funrue and approved unanimously. Mayor Swayze directed staff to send a thank you letter to Mr. and Mrs. Ball regarding this matter.

Administrator Wyman requested permission to call for bids for an overlay on Knights Bridge Road, from Grant Street to 686 feet from the bridge, which is the County line and they have verbally agreed to overlay that portion if the City will maintain the road. **Councilman Pulver moved to grant permission to call for bids for an overlay project in the amount of \$24,853.00 for Knights Bridge Road, from Grant Street to 686 from the bridge, which is the County line for ownership of the road, motion dully seconded by Councilman Anderson and approved unanimously.

Public Works Supervisor, Bud Atwood, informed the Council of citizen interest for an LID on N.E. 10th from N. Locust Street to Maple Street. The City share of an LID for the area would be approximately \$40,000.00. The Council gave a verbal consensus for Mr. Atwood to continue to promote an LID for that area.

UNFINISHED BUSINESS: None was voiced.

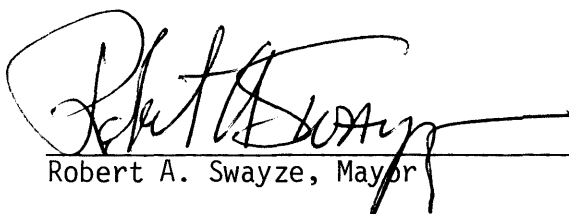
OTHER REPORTS AS REQUIRED OR NEEDED: None was voiced.

At this time in the meeting, **Councilman Pulver moved to go into Executive Session under ORS 192.660, Subsections 1-d and h, labor negotiations and current litigations. Seconded by Councilwoman Funrue and approved by roll call ballot 6-0.

Mayor Swayze recessed the regular meeting at 8:52 p.m. to go into Executive Session. The regular meeting was reconvened at 9:30 p.m.

Mayor Swayze called for any other business to come before the Council. **Councilman Sowles moved that the Department Head salaries, including Police Department Heads, for the 1981-82 fiscal year be approved as per column six of the hand-out schedule of this meeting and signed by Mayor Robert Swayze, which will become a part of these minutes, and the City will pay all existing benefits of the Department Heads. Motion seconded by Councilwoman Funrue and approved 6-0.

Mayor Swayze adjourned the regular meeting at 9:35 p.m.



Robert A. Swayze, Mayor



Harold A. Wyman, Administrator/Recorder

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