

CANBY CITY COUNCIL
REGULAR MEETING
February 7, 1979

Regular meeting of the City Council was called to order at 7:30 p.m., by Mayor Rapp. After the flag salute, roll call was answered by Council Members Beryl Brown, Beauford Knight, Richard Nichols, Leonard Taylor, Robert Swayze, and Robert Westcott.

Also present were Administrator H.A. Wyman, Attorney Wade P. Bettis, Planner Stephan Lashbrook, Engineer Ken Ferguson, Public Works Foreman Bud Atwood, the new Police Chief, Dick Seigler, Chuck Laird of the Canby Herald, David Bury, City Treasurer Myra Weston, Walter Dohrman, Mrs. Marilyn Stoller, the Rev. George Boner, Bob Stuart and several members of the board of the United Methodist church and others.

Minutes of the December 19 Special Meeting and of regular meetings of December 20, January 3 and 17, 1979 were approved as distributed on motion of Nichols, seconded by Taylor.

Mark O'Donnell, attorney representing the United Methodist Church, referred to Canby Planning Commission minutes of January 24, recommending that Clackamas County deny the church's application for conditional use, sought to allow construction of an effice on 4.71 acres on N.W. Territorial Road at N. Holly Street. He quoted the church board as unwilling to give land 30 feet wide and 600 feet long for future extension of N.Ivy Street and asked the Council not to oppose the county's approval of its conditional use permit request. After discussion, Mayor Rapp suggested that a workshop with church representatives will follow the Council's special meeting of February 14, 1979, in the Canby Utility Board Building.

Appeal of Richard Crites's partition application was on the agenda, but a letter from Crites's attorney, Mark O'Donnell, stated the appeal's withdrawal, the matter to be referred back to the Planning Commission.

City Attorney Bettis read Ordinance #651, referring to assessments on North Oak Street LID #8. Councilman Swayze moved to approve the Ordinance on first reading, post and advertise it, and date second reading for March 7 at 7:30 p.m. Motion seconded by Councilman Westcott; approved by unanimous vote.

A Code of Ethics in Government was outlined by Bill Landers, representing American Citizens for Honesty in Government, an organization sponsored by the Church of Scientology. Careful study was recommended by Attorney Bettis, who said no ethics problems had faced Canby in his 25 years' experience, and he was uncertain what endorsement of the code would do to the city in the future because he does not know the organization's background. Nichols' motion was to acknowledge and note receipt of the copy but take no further action. Council Member Brown seconded; vote 6-0.

A letter from Blair Services was noted. Accounts payable in the amount of \$32,389.32 were approved 6-0 on motion of Swayze, seconded by Westcott.

Three bids to provide a 15-kw generator for sewer lift station use met specifications, and the low bid of \$6,033.76 from Cessco, Inc., was recommended for acceptance by Engineer Ferguson. Nichols moved to accept Cessco' bid and to have the appropriate ordinance drafted, seconded by Taylor; approved 6-0.

Two bids were submitted for the 1967 Chevrolet sedan, the higher bid of \$360 from Robert Godon. Taylor moved to sell the vehcile to Godon at that price, seconded by Nichols; voted 6-0.

Planner Lashbrook read the January 24, recommendation of the Planning Commission regarding the Mar-Lon Townhouse changeover to condominiums, with no improvment costs. Westcott moved that the Council, taking note of the change, finds no objection to the staff's recommendation of Jan. 25, that no charge is involved. Swayze seconded; voted 6-0.

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Planner's recommendations on the Community Development Block Grant program were discussed as per memo of February 1, from Stephan Lashbrook. Robert Klingsten, Canby, a member of the CD Block Grant Advisory Committee, noted the February 8, was the day of the committee's meeting to determine grants, most in three-year projects. Councilman Taylor moved that the city planner take necessary steps to apply to obtain such funding, seconded by Councilman Knight. Vote was 4 to 2, with roll call vote showing Swayze and Westcott voting No.

Councilman Westcott asked that a letter be drawn for sending to U.S. Senators Hatfield and Packwood expressing Canby's opposition to such funding. Mayor Rapp requested that Councilman Westcott and Swayze draw up such a letter for presentation to the Council.

Application of Cutsforth's Thriftway for renewal of its OLCC package license was approved on motion of Taylor, seconded by Knight, Councilman Westcott voting no.

Public Works Director Ferguson presented information from Canby Realty Company's owner, Duane Weeks, and from Canby Utility Board, along with his department's findings, in regard to sewer charges paid since 1972 by Weeks, whose business occupies a building formerly housing three businesses and with three electric and water meters. Councilman Swayze moved, with Taylor seconding, that the city no longer charge Weeks for three sewer services, that a charge for one such service be made on the next billing date and thereafter, that Weeks be notified, and that there be no reimbursement inasmuch as the city was not in error and had just received notice of the Discrepancy. Vote 5-1, with Councilman Nichols voting No.

Mayor Rapp stated that David Bury is willing to accept appointment to the Citizens Advisory Committee. Swayze moved, seconded by Nichols, that Bury be appointed ; vote was unanimous. Written notice will be given to Bury.

Noted was the January, 1979 report of Loaves and Fishes.

In answer to Councilman Westcott's inquiry about S.W. 13th Avenue's condition and its posting barring school bus use, Director Ferguson made reply. Mayor Rapp supplemented the reply by stating that the contractor (Parker-Northwest) has guaranteed to put a full coating on the asphalt surface at no cost to the city, provided that buses are kept off the surface. Ferguson said the asphalt, overlaying an 8-inch rock face, had been stable until the thaw about 10 days earlier, and that the street's condition is being watched by his department.

Meeting was adjourned about 9:40 p.m.


Robert E. Rapp, Mayor


Harold A. Wyman, City Recorder

February 7, 1979

LOAVES & FISHES CENTERS, INC.
1817 N.E. 17th
Portland, Oregon 97212

Canby Center

TRANSPORTATION REPORT

MONTH January - 1979

TOTAL MILES DRIVEN 209.5

TOTAL NO. OF PEOPLE 271

*CENTER 250

*HOME 255

*SHOPPING 64

*RECREATIONAL

*OTHER 2 (count)

*HEALTH 11

Shopping assistants
*INFO. REF. 2

TOTAL NO. OF UNDUPLICATED
PERSONS 14

REPORTED BY Jacqueline Ingalls DATE 1-31-79

*These trips are accounted between two points. Ex: trip to Center (1) and trip home (1). Total 2 trips.

3.4 mileage - Van taken to shop to have carb. or
auto choke set - Van running much better -

mh-g
12/28/77 Pat Lyon

#21.21
Blue van has had oil & lube job - also taken
to Austens for sealing of roof #25.90