

Canby City Council  
Regular Meeting  
March 15, 1978

Present: Mayor Rapp, Councilmen Westcott, Swayze, Taylor, Giger, Nichols, and Knight

Others Present: Administrator Wyman, City Attorney Bettis, City Treasurer Weston, Ken Ferguson, Public Works Director, Bud Atwood, Public Works Supervisor, Mac Gaunt, Gene Newton, Duane Hansen, Al Schwartz, Canby Herald, Ron Younce, BYB Automotive and others.

The meeting was called to order at 7:31 p.m. followed by the traditional flag salute.

The Mayor then called for additions or corrections to the minutes of March 1 and 6, 1978. It was noted in the minutes of March 6, 1978 the correct spelling of "David R. Wichman" and "Alan A. Boruck". Councilman Nichols moved the minutes of March 1, 1978 and March 6, 1978 be approved, seconded by Councilman Knight. The motion was carried unanimously.

The Mayor then called for citizens input on non-agenda items at which time Gene Newton, Chairman of the Canby Utility Board requested approval of Council to purchase land, Tax Lot 5800 in the City of Canby. Administrator Wyman read the request to the Council. Councilman Westcott declared a conflict of interest in the matter. Discussion followed. Councilman Nichols moved that the Canby Utility Board request be approved and that the request be made part of the minutes, seconded by Councilman Giger. More discussion followed. The motion was passed with Councilman Swayze voting no.

Ron Younce, owner of BYB Automotive then stood and showed the Council an Earnst Money Agreement to purchase Bert's Automotive and requested a period of one (1) to two (2) months to move from their present place of business. A brief discussion followed. Councilman Nichols moved that the request of BYB for a 60 day extension of time to permit the removal of their business from its present location be approved, seconded by Councilman Westcott. More discussion followed. The motion was then passed unanimously.

Duane Hansen then stood and asked about the disposition of the merchant's parking lot behind the Graham Building. It was decided, after discussion, that this parking lot matter would be discussed at the Special Meeting on March 27, 1978. Councilman Nichols then declared a conflict of interest concerning the matter. Administrator Wyman will notify Mr. Graham to be present at the meeting on March 27, 1978.

Ordinance No. 637; AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF CANBY (Application of Blue Mountain Eagle, Inc., dba The Canby Herald); was read by title only on second reading by the City Attorney. Councilman Giger moved to pass Ordinance No. 637 on second reading, seconded by Councilman Knight. Councilman Nichols had declared an earlier conflict. The motion was then passed by roll call vote with 5 ayes and 0 nays.

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Next was a letter from the Chamber of Commerce in reference to the usage of the Canby Centennial Emblem which Administrator Wyman read to the Council. Mayor Rapp instructed Administrator Wyman to write a letter to the Chamber thanking them for letting us use the emblem. No further action was necessary.

Next was a memo from the State Executive Department, Intergovernmental Relations Division in reference to State Revenue Sharing. No action was necessary.

Due to Mr. Gaunt being present, the Council discussed the traffic signal at Berg Parkway and 99E. Mr. Gaunt will keep in touch with the Council through Mr. Ferguson of all progress made concerning the traffic signal. No further action was taken at this time.

Next was a memorandum from CRAG in reference to contracting block information for 1980 census which Administrator Wyman read to the Council. Discussion followed. Councilman Westcott moved that the City of Canby enter into a contract program with the U. S. Census Bureau for city block statistics for a fee of \$700.00 with the down payment of \$250.00 to be made prior to April 1, 1978, seconded by Councilman Knight. The motion was passed unanimously. The Mayor then instructed the staff to look into a local group to do the census for the City.

Next on the agenda was a memorandum from the office of Eldon E. Edwards in reference to Synopsis of L.C.D.C. Exceptions Process Paper which Administrator Wyman read to the Council. A brief discussion followed with no action being needed.

Next was a letter of resignation from Candice Wilson, Library Board Member which Administrator Wyman read. Councilman Taylor moved to accept the resignation from Candice Wilson and write a letter of thanks, seconded by Councilman Westcott. The motion passed unanimously. The Council will appoint a new Library Board Member on April 5, 1978 and instructed staff to notify Mrs. Elizabeth Salt, Library Board Chairwoman, of the resignation and inform them of the date the new appointment will be made so they may offer names for the appointment.

Next was a letter from the Canby Swim Team thanking the Council for their recent decision of funds for the Canby Swim Team.

Next was the Accounts Payable. Councilman Giger moved the Accounts Payable in the amount of \$12,933.85 be allowed, seconded by councilman Taylor. The motion passed by roll call vote with 6 ayes and 0 nays.

Administrator Wyman then stated he would like to call for bids for the leaf sweeper which had been budgeted for this year. Councilman Giger moved that the City Administrator be authorized to call for bids on a new leaf sweeper, seconded by Councilman Nichols. The motion passed unanimously.

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Ken Ferguson then commented concerning the chart made by the Public Works Department on building permits issued from 1974-1978. No action was called for.

Mayor reminded Council of the Special Meeting and workshop with the Mackenzie Committee on March 20, 1978 at 7:30 p.m. and the Special Meeting and workshop concerning the Charter Revision on March 22, 1978.

The meeting adjourned at 9:00 p.m.

  
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Robert E. Rapp, Mayor

  
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Harold A. Wyman, City Administrator

March 15, 1978

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CITY OF CANBY  
NOTICE OF BUDGET AND TAX LEVY ELECTION

NOTICE IS HEREBY GIVEN that a special City election will be held in the regular voting precincts in Canby, Clackamas County, Oregon, on Tuesday, May 23, 1978, between the hours of 8:00 o'clock a.m. and 8:00 o'clock p.m., at which said election there will be submitted to the legal voters of Canby, Oregon, for their adoption or rejection, a proposed budget and tax levy for the 1978-79 fiscal tax year. The election will be conducted by the Clackamas County Elections Department in conjunction with the State-wide Primary Election to be held on the same day and at the same time and at the regular polling places in the voting precincts in the City of Canby.

The following is the form generally in which the question will be submitted and printed on the Official Ballot. The form may be changed in some respects including the ballot number if a punch-card ballot is used by the County Elections Department:

BUDGET AND TAX LEVY ELECTION  
for  
CITY OF CANBY, OREGON  
May 23, 1978

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PROPOSED TAX LEVY OUTSIDE CONSTITUTIONAL 6% LIMITATION:

Shall the City of Canby approve an operating budget for the 1978-79 tax year in the sum of \$1,858,926 which will require total operational tax levy of \$458,880, of which \$132,880 is inside and \$326,000 is outside the 6% limitation set by Article XI, Section 11 of the Oregon Constitution? If approved, the operating budget to be financed by local taxes for the tax year 1978-79 will be \$18,992 more than the operating budget financed by local taxes for preceding year.

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The voter shall place a cross (X) or a check (✓) in the box to indicate his choice. Vote YES or NO.

100 ☐ YES, I vote in favor of the budget and tax levy.

101 ☐ NO, I vote against the budget and tax levy.

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There shall be four (4) polling places for said special election for all of the territory located within the corporate limits of the City of Canby and for all the legal voters therein, to-wit: Precinct #122 (Canby City Hall); Precinct #123 (Main Canby Fire Hall); Precinct #124 (First Conservative Baptist Church); and Precinct #121 (Knights Grade School).

Dated this 3rd day of May, 1978.

*Harold A. Wynon*  
HAROLD A. WYMON - City Recorder

First Publication: May 3, 1978  
Second Publication: May 10, 1978  
Third and Final Publication: May 17, 1978

NOTICE OF BUDGET AND TAX LEVY ELECTION

*Posted at the following places on 5-3-78:*  
*Canby City Hall*  
*Canby Fire Hall*  
*Knights Grade School*  
*Post Office*  
*Canby Utility Board*  
*City Bulletin Board - Inside*  
*City Bulletin Board - Outside*  
*First Conservative Baptist Church*