

Canby City Council
Regular Meeting
July 5, 1978

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

Others Present: Administrator Wyman, City Attorney Bettis, City Treasurer Weston, Ken Ferguson, Director of Public Works, Bud Atwood, Supervisor of Public Works, David E. Bury, Al Schwartz, Canby Herald, Dianna Schmid, Oregonian, and others

Absent: Councilman Giger

The meeting was called to order at 7:30 p.m. followed by the traditional flag salute.

Mayor Rapp then called for additions or corrections to the minutes of June 21, 1978 and June 26, 1978. The following corrections were noted:

June 21 - Page 1, paragraph 7, should read; Next on the agenda was a letter from Councilman Knight which was read by Councilman Knight. Councilman Knight moved that we negotiate with Rural Fire District No. 62 an addendum to the Agreement to furnish fire protection for the City of Canby, effective July 1, 1976 to cover replacement of rolling stock due to obsolescence; in which case Units E61, E67, and R64 will be replaced by the City, C6, E65, T66, T68, E62, and E63 will be replaced by Rural and Units M6 and U69 will be jointly replaced. Also that we receive monthly a copy of their expenditures, amount previously expended and the unexpended amount, seconded by Councilman Nichols. Discussion followed. Councilman Knight then moved that the agreement with Rural Fire Protection District No. 62 to furnish fire protection for the City of Canby effective July 1, 1976 be renewed for the period July 1, 1978 - June 30, 1979, seconded by Councilman Nichols. The motion passed with Councilman Taylor voting no.

June 21 - Page 2, paragraph 1, should read; "5 ayes and 0 nays".

Councilman Westcott moved the minutes of June 21, and June 26, 1978 be approved as corrected, seconded by Councilman Taylor.

Mayor then called for citizens input on non-agenda items at which time David Bury stood and stated he would like to publicly thank the Police Department for the extra patrol on Township Road which he had requested.

Administrator Wyman then read a petition with 230 signatures presented to him by Fred W. Braun concerning truck traffic on city streets. Discussion followed. City Staff will come back to Council with recommendations.

Resolution No. 243; A RESOLUTION ADOPTING AN AMENDED BUDGET AND CALL A BUDGET AND TAX LEVY ELECTION FOR FISCAL YEAR 1978-79 was read in its entirety by the City Attorney. Councilman Taylor moved that Resolution No. 243 be adopted as read, seconded by Councilman Knight. A brief discussion followed. The motion was passed unanimously.

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Ordinance No. 641 which was not passed on first reading, June 21, 1978 concerning a zone change application by Anderson-Ritter Realty was again discussed by the Council. Councilman Westcott submitted the following changes in the Ordinance:

Page 2. Findings of fact.

Item C - Omit the sentence; "There is a critical shortage of medium residential property available in the entire city and in addition there appears to be a very small vacancy rate".

Item F - Omit complete section.

Item G - Strike everything that says; "It is not a good living environment for single family residents because of the adjacent". And put in its place; "However, the remainder of Tax Lot 2100 is already zoned R-2 and it is logical to have the whole Tax Lot zoned the same".

Item H - Omit complete section.

With consensus of the Council, Councilman Westcott will take the changes to the City Attorney's office and the Ordinance will be prepared with the changes for first reading in the event the second reading of the original Ordinance No. 641 fails.

Ordinance No. 642; AN ORDINANCE ELECTING TO RECEIVE STATE REVENUE SHARING FUNDS TO BE DISTRIBUTED PURSUANT TO S.B. 11; was then read in its entirety by the City Attorney on first reading. Councilman Knight moved that we pass on first reading Ordinance No. 642 and that it come up for final reading on July 24, 1978, seconded by Councilman Nichols. The motion was carried.

Next on the agenda was a letter and invoice from CRAG which Administrator Wyman read. Discussion followed. Councilman Swayze moved that the CRAG dues for the fiscal year '78-'79 in the sum of \$1,569 due on or before October 1, 1978 not be paid. The motion died for lack of a second. Councilman Nichols then moved that this matter be tabled until the last meeting in September, 1978, seconded by Councilman Taylor. The motion passed with Councilman Swayze voting no.

Next was a letter from James and Kathleen Myron in reference to traffic on South Ivy, S. Ivy Court, S.W. 11th Avenue, and throughout Pitts Addition which Administrator Wyman read to the Council followed by a letter from Police Chief Cromwell in reference to the traffic complaint from Mr. and Mrs. Myron and the action taken. No further action was needed at this time.

Next was a letter from the Department of Human Resources in reference to a Cooperation Agreement with the City of Canby and the Housing Authority of Clackamas County. Discussion followed the reading of the letter. The City Attorney will study the agreement further and advise the Council at a later date.

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Next was a letter from the Department of Commerce which was read by the City Administrator in reference to the Oregon State Building Officials Association. Discussion followed. Ken Ferguson will see that the Council's appropriate thoughts will get to the Department of Commerce.

Next on the agenda was a letter from Dale M. Harlan, Attorney representing Fred Kahut, of Canby Disposal Company requesting a rate increase of approximately 15% which Administrator Wyman read to the Council. Discussion followed. Councilman Taylor moved that Fred Kahut of Canby Disposal Company be allowed the approximate 15% increase for collecting refuse, to become effective on August 1, 1978, seconded by Councilman Nichols. A brief discussion followed with the motion passing unanimously.

Next was a letter from Walter Daniels, representing the downtown merchants and requesting the City block off 150' of the railroad parking lot north of the depot to land a helicopter for a period of 4 hours on Saturday, July 15. Discussion followed. Administrator Wyman will make the proper inquiries and find the feelings of Southern Pacific Railroad and then will take a poll of the Council by telephone.

Mayor then read a bulletin from the Clackamas County Fair Board inviting service organizations to participate in the three-man cow riding event during the fair this year. After a brief discussion Councilman Swayze volunteered himself, along with Jim Scharmota and Bob Ek of the Canby Police Department. Mayor Rapp will fill out the application and send it in.

Next on the agenda was the Accounts Payable. Councilman Knight moved that the Accounts Payable in the amount of \$18,688.87 be paid, seconded by Councilman Taylor. The motion passed by roll call vote with 5 ayes and 0 nays.

Next was the South Locust Street dedication read by Ken Ferguson to the Council. Discussion followed. Councilman Taylor moved that the property owners on S. Locust that have offered their property that the City be required to accept it and that Ken Ferguson personally contact the other property owners on the street to see if they will contribute the remainder and that the street be maintained on an emergency basis, seconded by Councilman Nichols. More discussion followed. The motion passed unanimously.

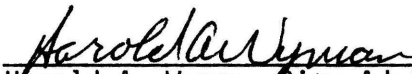
Administrator Wyman then showed the Council a flyer the City of Milwaukie used which they felt passed their budget. Discussion followed. Councilman Taylor moved that the City Administrator be directed to put together a flyer and have it distributed in Canby, seconded by Councilman Swayze. Discussion followed with the motion passing.

Ken Ferguson then stated the tennis court contractor will be work tomorrow.

The meeting adjourned at 9:17 p.m.



Robert E. Rapp, Mayor



Harold A. Wyman, City Administrator

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