MINUTES
KEIZER CITY COUNCIL
Monday, November 7, 2005
Keizer City Hall
Robert L. Simon Council Chambers
Keizer, Oregon

CALL TO ORDER

Mayor Christopher called the regular meeting to order at 7:02 pm. Roll Call was taken as follows:

Present:	**Staff:**
Lore Christopher, Mayor	Shannon Johnson, City Attorney
Richard Walsh, Council President	Marc Adams, Police Chief
Jacque Moir, Councilor	Nate Brown, Community Development
Jim Taylor, Councilor	Sam Litke, Senior Planner
David McKane, Councilor	Chris Eppley, City Manager
Troy Nichols, Councilor	Tracy Davis, City Recorder
A.J. Perez, Youth Councilor	

Absent:
Chuck Lee, Councilor

FLAG SALUTE

Mayor Christopher led the flag salute.

PUBLIC TESTIMONY

Martin Doerfler, Keizer, testified regarding the City Parking Ordinance which would limit parking of travel trailers on city streets to eight hours, motor home parking to 20 days in any 90-day period and would allow the parking of tow trucks near the operator's home. He noted that the current regulation allows travel trailer parking for 72 hours adding that reduction to 8 hours is unworkable since time is needed to pick up the vehicle from the storage facility and load it for travel. He questioned why the proposed ordinance treated travel trailers differently than motor homes. He suggested that the parking for both vehicles be limited to 24 hours with a permit process put in place to accommodate out of town visitors.

Chief Adams suggested adding to page 5 line 3 "(with the exception of a recreational vehicle/travel trailer)" and pointed out that the intent of the ordinance is to prevent storage of travel trailers/recreational vehicles, boats and trailers on the street.

Judy Sexton, Keizer echoed Mr. Doerfler's comments and requested that the allowed time remain at 72 hours.

Mayor Christopher suggested that this issue be removed from the Administrative Action portion of the agenda and be set for a work session on December 12 at 5:30 p.m. so that a more appropriate ordinance could be developed. She pointed out that the work sessions are open to the public.

Chuck Cotton, Keizer, voiced support of 72 hour parking limits echoing previous testimonies and supporting the current permitting process.

Charles Dunn, Keizer, stated that he was concerned about loosening limitations on flat bed tow trucks that would be allowed to park on the streets and suggested that the trucks be stored at the business sites.

COMMITTEE REPORTS

a. Volunteer of the Quarter Awards

Councilor Moir reported that the Volunteer Coordinating Committee has selected Bruce Anderson and Stan Compton as recipients of the Volunteer of the Quarter award. She explained that both recipients recently completed their second terms on the Planning Commission and gave details of their service. Both recipients commented on their service giving additional details and accepting the clocks presented to them with thanks.

b. P.O.W.E.R. Program Report

Cyndi Astley, representing Community Action Drug Prevention Network presented a report regarding the P.O.W.E.R. (Promoting Outstanding Work, Education and Recreation in Youth) Program, giving details on national and local events and explaining how and why the program is growing. She then showed a video created to recruit parents into the program and a 30-second commercial and concluded that another video segment, a rock n' roll youth recruitment tool which will run on television, is being developed.

PUBLIC HEARING

a. Sign Code Revisions

Nate Brown reported that the Planning Commission supports the subject amendment and detailed the issues which include (1) secondary wall signage (increased allowance for businesses that front on more than one street or parking lot) and (2) a minor change defining government signs (clarification that city identification falls within this category).

Mayor Christopher opened the Public Hearing on Sign Code Revisions.

Hearing no testimony, Mayor Christopher closed the Public Hearing.

Councilor Walsh moved to direct staff to prepare an Ordinance with findings and adopt the proposed revisions to the Sign Code Regulations. Councilor Nichols seconded. Motion passed as follows:

AYES: Christopher, Walsh, Nichols, Moir, McKane and Taylor (6)
NAYS: None (0)
ABSTENTIONS: None (0)
ABSENT: Lee (1)

b. Zone Change /Subdivision Amendment Case # 2005-14 (Morgan)

City Attorney, Shannon Johnson, explained that the matter was before Council in a quasi judicial hearing and suggested that barring objections the reading of the exact list of criteria set forth in the staff report be waived. There were no objections. He added that any questions could be brought up during testimony and that testimony arguments and evidence must be directed toward the criteria set forth in the staff report or other criteria believed to apply to this decision. Failure by the applicant or others to raise constitutional or other issues related to the proposed conditions of approval with sufficient specificity to allow the Council or its designee to respond to that issue precludes an action for damages in Circuit Court. He noted that if anyone had any objection as to conflict of interest, bias, jurisdiction, notice and opportunity to be heard, it should be brought up at the time of testimony and any Council members wanting to disclose conflict of interest, bias or prejudice on this case should do so at this time.

Sam Litke reviewed the history of the property adding that the lot in question was the last undeveloped lot in a 12-lot subdivision. The amendment would allow a duplex to be built on this lot. The Hearings Officer has recommended approval.

Mayor Christopher opened the Public Hearing on Zone Change Subdivision Amendment Case 2005-14.

The applicant, Timothy Morgan testified that he wished to construct a duplex on the property, using one unit as his primary residence. He noted that the required authorization from other property owners had been signed adding that he felt the proposed improvements would complement the subdivision and requested approval.

Hearing no further testimony, Mayor Christopher closed the Public Hearing.

Councilor Walsh moved to approve Zone Change Application 2005-14 and adopt the facts and findings as contained in the Hearings Officer Report dated September 30, 2005 and the Staff Report dated June 16, 2005, and direct staff to prepare an Ordinance for adoption by the City Council. Councilor Moir seconded. Motion passed as follows:

AYES: Christopher, Walsh, Nichols, Moir, McKane and Taylor (6)
NAYS: None (0)
ABSTENTIONS: None (0)
ABSENT: Lee (1)

OTHER BUSINESS
a. New Business
b. Old Business

Councilor Walsh reported that

- Chamber Government Affairs Committee discussed the Urban Growth Boundary but did not make specific recommendation. They will recommend that the Chamber approve all projects on the KURB list including River Road Renaissance projects, Sports Center complex and City Hall complex.
- Library Task Force has a new library plan developed by area city

managers and has presented it to the CCRLS.

- RIVERR Task Force has received more detail on the results of the questionnaire. Out of 1,560 responses the top three preferences were: day use picnicking, local access community park and trails. Residents on 15th Street have voiced concern on the access to the park which will be addressed when the master planning process takes place. A local needs assessment is underway through various groups and will be used with the questionnaire results to help determine park features.
- Simonka House/Union Gospel Mission/No Meth-Foster Crisis/ Catholic Community Services are all focusing on the homeless problem in the area. Councilor Walsh commended them on their active, positive rolls in the community.

Councilor Taylor reported that the Keizer Points of Interest Committee will have some exciting news on the 45th parallel soon. He encouraged interested citizens to volunteer to serve on the committee.

Councilor Moir reported that

- Emergency Planning Committee has finished review of the Emergency Operations Plan. Their next meeting will be January 31st. Members of the committee took their NIMS (National Incident Management System) test along with Councilors Walsh and Moir.
- EVAK (Emergency Volunteers Assisting Keizer) met for updates from subcommittees and the Emergency Planning Committee. They are considering April 20 or 22 for their next exercise.
- Gubser Neighborhood Association met for a presentation from Nate Brown and Rob Kissler regarding the Keizer Station development.
- Salem Water Wastewater Task Force has cancelled November and December meetings. They will meet again in January.

Councilor McKane reported that the Traffic Safety Commission met on October 27 with Sergeant Inman providing summaries for the traffic crashes for 2004. The commission debated, received testimony from residents and voted unanimously to support continuation of the closure of 4th Place with considerable attention being given to fire district needs.

ADMINISTRATIVE ACTION

a. Keizer Community and Recreation Expo Center Feasibility Study

City Manager Chris Eppley reported that, at the request of the Keizer Rotary Club, he contacted Susan Schomus with Public Affairs Research Consultants to discuss a feasibility study for the Sports/Expo Center concept. The cost of the feasibility/management study is $13,850. Rotary has agreed to fund half of this study if the City commits to the other half. He concluded that funding is available for this expense without jeopardizing any other scheduled projects and recommended that Council authorize him to enter into this agreement with city obligation not to exceed $6,925.

Councilors commended the Rotary Club for their active participation in this project. The study would take less than 90 days but the project would still be put in the Urban Renewal Amendment as a placeholder. If the project was not deemed feasible, the Urban Renewal District would simply sunset at an earlier date. Discussion took place regarding support of the project, the results of the report and funding.

Councilor Walsh moved to authorize the City Manager to enter into an agreement with Public Affairs Research Consultants (PARC) to conduct a financial feasibility study and management study for the Sports/Expo Center concept for the total not to exceed price of $13,850, and the City's obligation not to exceed $6,925. Councilor Nichols seconded. Motion passed as follows:

AYES: Christopher, Walsh, Nichols, Moir, McKane and Taylor (6)
NAYS: None (0)
ABSTENTIONS: None (0)
ABSENT: Lee (1)

b. ORDINANCE ~ Regulating Parking

Moved to Work Session on December 12, 2005.

c. RESOLUTION ~ Authorizing the City Manager to Sign Settlement Agreement with Rawlins Holding Company and Others

City Attorney Shannon Johnson reported that this is a settlement with Rawlins where the City essentially cashes out an existing SDC credit in the amount of $25,319.80 in exchange for Rawlins dismissing their litigation and signing an agreement that will act as a consent and waiver for the imposition of the LID payments.

Councilor Walsh moved to adopt Resolution R2005 Authorizing the City Manager to Sign Settlement Agreement with Rawlins Holding Company and Others Regarding Keizer Station Area a Local Improvement District. Councilor Nichols seconded. Motion passed as follows:

AYES: Christopher, Walsh, Nichols, Moir, McKane and Taylor (6)
NAYS: None (0)
ABSTENTIONS: None (0)
ABSENT: Lee (1)

CONSENT CALENDAR

a. **RESOLUTION – Authorizing the City Manager to Sign Waiver of Conflict of Interest (Northwest National LLC/Wendie L. Kellington, Attorney at Law**
b. **RESOLUTION – Granting Leave of Absence for Councilor Charles Lee**
c. **Approval of October 10, 2005 Work Session Minutes**
d. **Approval of October 17, 2005 Regular Session Minutes**

Councilor Walsh moved to approve the Consent Calendar. Councilor Moir seconded. Motion passed as follows:

AYES: Christopher, Walsh, Nichols, Moir, McKane and Taylor (6)
NAYS: None (0)
ABSTENTIONS: None (0)
ABSENT: Lee (1)

WRITTEN COMMUNICATIONS

Mayor Christopher encouraged everyone to attend the League of Oregon Cities conference because three citizens from the city would be receiving awards.

AGENDA INPUT

November 14, 2005

12:00 Noon City Council Work Session

- Tour of Keizer Station

November 21, 2005

5:30 p.m. Urban Renewal Agency

- Major Plan Amendment Public Hearing

7:00 p.m. City Council Regular Session

December 5, 2005

7:00 p.m. City Council Regular Session

December 12, 2005

5:30 p.m. City Council Work Session

- Parking Ordinance

ADJOURNMENT

Mayor Christopher adjourned the meeting at 8:42 p.m.

APPROVED:

MAYOR:

Lore Christopher

Debbie Lockhart

Debbie Lockhart, Deputy City Recorder

COUNCIL MEMBERS

David McKane

Councilor #1 – David McKane

Jacque Moir

Councilor #4 – Jacque Moir

Councilor #2 – Troy Nichols

Councilor #5 – Richard Walsh

~ Absent ~

Councilor #3 – Charles E. Lee

Councilor #6 – James Taylor

Minutes approved:

January 3, 2006