

## MINUTES

### KEIZER CITY COUNCIL

Monday, November 1, 1993

Robert L. Simon Council Chambers  
Keizer City Hall

#### CALL TO ORDER

Mayor Koho called the regular meeting to order at 7:30 p.m.  
Roll call was taken as follows:

##### Present

Dennis Koho, Mayor  
Jim Keller, Councilor  
Jerry McGee, Councilor  
Al Miller, Councilor  
Chet Patterson, Councilor  
Jerry Watson, Councilor

##### Absent

Marlene Wellin, Councilor

##### Staff

Dotty Tryk, City Manager  
John Morgan, Community Development Director  
Wally Mull, Director of Public Works  
Charles R. Stull, Chief of Police  
John Lien, City Attorney  
Shannon Johnson, City Attorney  
Bruce Jenness, Police Lieutenant  
Lynn Owen, Administrative Assistant

#### PUBLIC TESTIMONY

Diane Bassett, 591 Wayne Drive N, Keizer voiced her support for the Chronic Nuisance Ordinance being presented tonight. With adoption of this Ordinance, it will give the City the tools needed to deal with the deterioration of property and also will preserve the liveability of the City.

As a member of the Keizer Planning Commission, Ms. Bassett also supported the Commission's recommendation concerning Interdevelopmental Access.

## **COMMITTEE REPORTS**

### **Presentation to Keizer Little League**

Chief of Police, Charles R. Stull presented the Keizer Little League with a radar gun for use by the boys and girls involved in baseball or softball. The president of the Keizer Little League accepted the radar gun and extended his appreciation to the Keizer Police Department and City for their generosity.

### **Community Service Officer Business Watch Update**

Lt. Bruce Jenness, Keizer Police Department, updated the Council on the Community Service Officer pilot program implemented in July of this year. The initial intent of the project was to focus attention on three separate and specific duties; liaison with the business community, responding to low priority calls for service and code enforcement. Due to inadequate time, a decision was made to focus only on liaisons with the business community. Reserve Officer Kelly VanBlokland was appointed to this temporary position, making over 200 business contacts within the 90 day trial period. Lt. Jenness stated the overall goal of the pilot project was met and the information gathered from the business community was invaluable. Lt. Jenness extended his appreciation to Mr. VanBlokland for his work and dedication to this project.

Councilor McGee inquired if classes or a crime network had been developed as a follow-up to the survey. Lt. Jenness stated a brochure was developed and a class was held in October. Councilor McGee asked about the overall costs of the program. City Manager Tryk will forward the final figures to the Council.

Councilors Keller and Miller commended Mr. VanBlokland and the Police Department for a fine job on the pilot program.

Councilor Watson voiced his concern that Mr. VanBlokland only met one of the three goals of the position; business watch and emphasized the high costs associated with each contact.

### **Community Policing Implementation Report**

Chief Stull reported the Community Policing concept for the Keizer Police Department originally started in 1989. Effective November 1, 1993 the department will implement a six month pilot Community Policing project. The Police Department hopes the project will accomplish the following: educate and

train department personnel in Community Policing, deemphasize traditional policing methods, modify the department's performance evaluation system and develop a system for citizen input and evaluation of Community Policing efforts. Chief Stull stated with the implementation of Community Policing the revenue generated from traffic enforcement may decrease due to the focus of neighborhoods rather than River Road.

Mayor Koho expressed his appreciation for the work the Police Department has completed towards this Council goal. Councilor Keller concurred with Mayor Koho.

Councilor McGee voiced his concern with de-emphasizing traffic control and the evaluation process. Councilor Watson agreed with the concerns of Councilor McGee and also questioned if the six-month trial period will be sufficient to plan and execute the program. Chief Stull stated the Police Department will do 75% Community Policing programs and 25% evaluation. Councilor Watson also raised concern with the acronym - COP - Community Oriented Policing.

In response to a question from Councilor Keller, Chief Stull showed the district breakdown and explained how each was divided according to the number of calls for service.

**PUBLIC HEARING  
AND  
DELIBERATION**

**Conditional Use  
Appeal - Case 91-9  
(Chandler)**

Mayor Koho reopened the public hearing.

Community Development Director, John Morgan explained this hearing is a continuation from August 2, 1993. The original conditional use hearing was opened in August 1992 which involves the proposed placement of a church in the Special Policy Area surrounding the Willow Lake Treatment Plant.

Presenting testimony were:

Mark Grenz, Multi-Tech Engineering, 1155 13th Street SE, Salem appeared before the Council as a representative for Mr. Dan Chandler. Mr. Grenz advised the Council Mr. Chandler wished to withdraw the conditional use application.

**ORDINANCE -  
Orchard Crest  
Phase 3 Street  
Lighting Local  
Improvement  
District**

There was no other testimony to come before the Council.

Mayor Koho continued the public hearing until November 15, 1993.

Mayor Koho opened the public hearing.

There was no testimony to come before the Council.

Mayor Koho closed the public hearing.

Councilor Patterson moved for a bill for an Ordinance spreading Assessments to Orchard Crest Phase 3 Street Lighting Local Improvement District. Councilor Watson seconded the Motion.

Councilor McGee voiced his concern for the annual fees listed in the Ordinance bill. City Manager Tryk advised the Council the fees will be discussed at the November 15, 1993 Council Meeting.

The Motion passed as follows:

AYES: Keller, Koho, McGee, Miller, Patterson and Watson  
(6)

NAYS: None (0)

ABSTENTIONS: None

ABSENT: Wellin (1)

**ADMINISTRATIVE  
ACTION**

**ORDINANCE -  
Chronic Nuisance**

John Morgan, Community Development Director presented an Ordinance which had been revised with the changes suggested at the last Council meeting.

Councilor McGee questioned the six-month time period during which three convictions must occur. Councilor Miller voiced his concern with the elimination of prostitution and drugs from the Ordinance. City Attorney Lien stated these are included in the state statute and will include these offenses committed at apartment buildings.

Councilor Watson offered amendments to the proposed Ordinance; savings clause and pattern of behavior. Councilor Miller supported the savings clause amendment but questioned the multi-family unit distinctions listed in the pattern of behavior section.

Councilor Watson moved for an Ordinance for a bill providing for Abatement of a Chronic Public Nuisance for Unlawful Activities. Councilor McGee seconded the Motion.

Councilor Watson moved to amend the Ordinance to include changes to section 3 (b) and section 9; savings clause and pattern of behavior.

The amendment died for a lack of a second.

Councilor McGee moved to amend the Motion to include section 9 - savings clause. Mayor Koho seconded the Motion.

The amendment to the Motion passed as follows:

AYES: Keller, Koho, McGee, Miller, Patterson and Watson  
(6)  
NAYS: None (0)  
ABSTENTIONS: None (0)  
ABSENT: Wellin (1)

The main Motion as amended passed with the following votes:

AYES: Keller, Koho, McGee, Miller, Patterson and Watson  
(6)  
NAYS: None (0)  
ABSTENTIONS: None (0)  
ABSENT: Wellin (1)

**RESOLUTION -**  
**Community Service**  
**Officer**  
**Classification Plan**  
**Amendment**

City Manager, Dotty Tryk proposed a temporary hiring of a Community Service Officer to enforce zoning and solid waste regulations and to respond to low priority police calls. The temporary position would be reviewed during the next budget process for evaluation for permanent funding. The funding for

the position for the remainder of this fiscal year will come from monies received from the school district for reimbursement of the school liaison officer.

Councilor Miller cited his concern the Community Service Officer would answer the low priority calls to the Police Department and not be allowed enough time for code enforcement.

Mayor Koho suggested staff report back to Council if the Community Service Officer spends less than 50% time on Code Enforcement.

Councilor Keller suggested 50% may be too low due to the present back log of complaints. He asked the primary focus be code enforcement. Councilor McGee concurred with the concerns and hopes the Community Service Officer will mainly focus on code enforcement. Chief Stull stated a plan has been developed to have the Community Service Officer make a significant impact on the backlog of code enforcement complaints.

Councilor Patterson stated a six-month period may be insufficient to show any progress. He hopes the focus will be high impact code enforcement. Councilor Watson suggested if time is available the Community Service Officer will have time to work on other functions listed in the job description.

City Manager Tryk committed to the Council the focus for the Community Service Officer will be code enforcement. Mayor Koho suggested staff report back to Council on the progress within the next 90 days.

Councilor McGee questioned the working conditions of the Community Service Officer to deal with combative individuals. Councilor Patterson stated this is a protection clause to make sure the person hired receives the proper training. He also hoped all applicants would be aware this is a temporary position.

Councilor Keller moved for a Resolution amending the Classification Plan establishing a job description for Community Service Officer. Councilor Patterson seconded the Motion.

The Motion passed as follows:

AYES: Keller, Koho, McGee, Miller, Patterson and Watson  
(6)  
NAYS: None (0)  
ABSTENTIONS: None (0)  
ABSENT: Wellin (1)

Councilor Keller moved for a Resolution setting the change in the Compensation Plan. Mayor Koho seconded the Motion.

The Motion passed as follows:

AYES: Keller, Koho, McGee, Miller, Patterson and Watson  
(6)  
NAYS: None (0)  
ABSTENTIONS: None (0)  
ABSENT: Wellin (1)

**ORDINANCE -**  
**Prohibiting Noise**  
**and Providing for**  
**Variance**

Chief Stull presented a final draft of a revised Noise Ordinance for the City of Keizer.

Councilor Miller cited a concern with Section 5-G which needs further clarification for public sanctioned events. Mayor Koho suggested changing the wording to state sponsored, sanctioned or otherwise approved by the City. The Council agreed by consensus to this change.

Councilor Keller inquired of the public notification process and the size of the sign that would be posted. He also questioned the alternate language listed in Section 3 - 4; lawn mowing equipment. Mayor Koho suggested lawn mowing equipment with a combustion engine between 10:00 p.m. and 7:00 a.m. be listed under specific prohibitions; section 3(B)(4). \*[The Council agreed by consensus have lawn mowing equipment with a combustion engine between 10:00 p.m. and 7:00 a.m. be listed under specific prohibitions.] (amended 11-15 by Councilor Watson)

Presenting testimony to the Council was:

Greg Smith, 285 McNary Heights Drive, Keizer voiced his concern with the lawn mowing at McNary Golf Course. He also complimented the City on the assistance he has received during this process.

City Manager Tryk advised the Council a copy of the draft Ordinance was sent to McNary Golf Course.

Councilor Keller moved for a bill for an Ordinance Prohibiting Noise and Providing for a Variance; Repealing Ordinance 90-190. The Motion was seconded by Councilor Watson.

The Motion passed as follows:

AYES: Keller, Koho, McGee, Miller, Patterson and Watson  
(6)

NAYS: None (0)

ABSTENTIONS: None (0)

ABSENT: Wellin (1)

**Planning  
Commission  
Recommendation  
Concerning  
Interdevelopmental  
Access**

Community Development Director John Morgan advised the Council the Planning Commission unanimously passed a Resolution urging the City Council to secure access between residential development. Mr. Morgan stated the Planning Commission is concerned new development is taking place without assuring there is ample opportunity for the residents to move freely by any means between developments. They are also concerned the development of Hidden Creek and the Epping property will not have access across Labish Creek to 14th Street.

Presenting testimony to the Council were:

Maur Horton, 6657 14th Avenue NE, Keizer testified in support of adopting the policy contained in the Resolution.

Jim Reimann, 5309 River Road N, Keizer gave testimony to the Council. He is concerned the Hidden Creek development would be required to have an interconnection even though development is in progress. Mr. Morgan stated staff would like to explore the possibility of creating a pedestrian access between the Hidden Creek development and the Epping property.

Councilor Watson said he had encouraged the Planning Commission to bring forward this policy and emphasized his original intention is for better access and movement of people within the City. Councilor Miller stated the policy will allow the City to be overly restrictive.

Councilor Keller cited damage that has occurred to fences and pathways that now connect developments.

Mr. Morgan stated this policy reflects current practice of staff and each development is looked at individually.

Councilor Watson moves a Resolution Establishing Council Policy on Access Between Residential Developments. Councilor McGee seconded the Motion.

Councilor Watson stated the practice of the staff should be supported by a Council policy. He said it will be unfortunate for residents of Hidden Creek to travel around via River Road and back into the neighborhood to the school when a path would allow children to walk across Labish Creek.

The Motion failed with the following votes:

AYES: McGee and Watson (2)  
NAYS: Keller, Koho, Miller and Patterson (4)  
ABSTENTIONS: None (0)  
ABSENT: Wellin (1)

The Council asked staff to return in the near future with options for pedestrian access across Labish Creek.

## **CONSENT CALENDAR**

The Consent Calendar consisted of the following:

- a. Initiate Meadows Phase 7 Street Lighting Local Improvement District
- b. Council Goals - Third Quarter Progress Report
- c. RESOLUTION - Park System Development Charge Amendment
- d. RESOLUTION - Adoption of Grant Application Policy
- e. Approval of October 18, 1993 Regular Session Minutes

Councilor Keller moved for approval of the consent calendar.  
Mayor Koho seconded this Motion.

The Motion passed with the following votes:

AYES: Keller, Koho, McGee, Miller, Patterson and Watson  
(6)  
NAYS: None (0)  
ABSTENTIONS: None (0)  
ABSENT: Wellin (1)

**OTHER BUSINESS**

There was no other business to come before the Council.

**WRITTEN  
COMMUNICATION**

There was no written communication to come before the Council.

**AGENDA INPUT**

Mayor Koho noted the agenda input items listed.

**ADJOURNMENT**

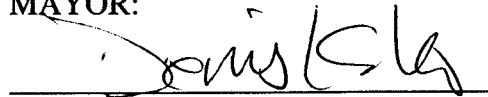
The meeting was adjourned at 10:00 p.m.

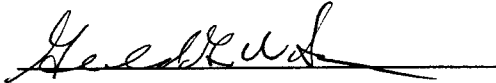


TRACY L. DAVIS  
City Recorder

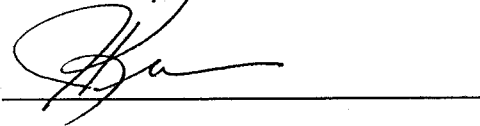
**APPROVED:**

MAYOR:









(Marlene Wellin absent)



