MINUTES
KEIZER CITY COUNCIL
Monday, October 16, 2000
Keizer City Hall
Robert L. Simon Council Chambers
Keizer, Oregon

CALL TO ORDER

Mayor Newton called the regular meeting to order at 7:06 p.m. Roll Call was taken as follows:

Present:
Bob Newton, Mayor
Lore Christopher, Council President
Jim Keller, Councilor
Jerry McGee, Councilor
Jacque Moir, Councilor
Richard Walsh, Councilor
J. L. Wilson, Councilor

Staff:
Chris Eppley, City Manager
Rob Kissler, Public Works Director
Maria Meier, Senior Planner
Marc Adams, Chief of Police
Dianne Hunt, Human Resources Director
Shannon Johnson, City Attorney
Tracy L. Davis, City Recorder

PUBLIC TESTIMONY

Garry Miller, 4375 Bren Loop NE, Salem 97305- President of Claggett Creek Watershed Council. Mr. Miller provided an update regarding the mitigation at Claggett Creek Park as part of the state guidelines of mitigation with the development of the new elementary and middle schools. He indicated that the School District offered the Watershed Council $86,400 to identify potential mitigation sites within the watershed and to put together a mitigation plan which would offset the wetland loss due to the construction of the new schools.

Mr. Miller indicated that a site plan had been developed for this area a few years ago and requested Council's approval to allow the Watershed

FMAGIC

Council to go before the Division of State Lands to negotiate a contract for the mitigation.

Responding to questions, Mr. Miller indicated during his presentation to the Parks Board their main concern was that the ball and soccer fields were not compromised by the mitigation project. He indicated that the funds made available could not be used for development of a trail but could be reviewed in the future. He outlined some of the other sites that the Watershed Council had identified for possible mitigation and the reason for the choice, which was made.

Council President Christopher acting as the Parks Board Liaison indicated that the Board had previously allocated funds totaling $7,500 to pave a portion of the trail along Claggett Creek in the park.

Councilor McGee expressed appreciation that the Watershed Council would keep them informed and addressed the fact that the group is an independent Council and is able to seek funding and grants without the City Council's consent.

After further discussion it was the consensus of the Council to approve the Watershed Council's request to draft an agreement with DLCD.

COMMITTEE REPORTS

a. Swearing In of Keizer Police Department Reserve Frank Edwards

Chief Adams supplied a brief bio for Frank Edwards and City Attorney Shannon Johnson administered the oath of office to Officer Edwards.

b. Library Task Force

Cynthia Holt, 683 Faymar Drive NE, Keizer- Vice-Chair of Library Task Force. She noted the Resolution that developed the Task Force and the charges, which were placed on them. Ms. Holt requested an extension of time from the October 1, 2000 deadline as outlined in the Resolution. She requested that the extension be extended through the month of November to allow the Task Force time to organize and present their findings to the Council in the month of December.

Councilor Keller moved to grant an extension to the Library Task Force to submit their report to the City Council the first meeting in December. Councilor McGee seconded the motion.

The motion passed unanimously as follows:

AYES: Christopher, Keller, McGee, Moir, Newton, Walsh and Wilson (7)
NAYS: None (0)
ABSTENTIONS: None (0)
ABSENT: None (0)

Mayor Newton thanked Ms. Holt for her report.

OTHER BUSINESS

a. New Business

b. Old Business

- **EVAK**

Councilor Moir indicated that EVAK held two more orientation sessions in which they trained approximately 20 more volunteers.

- **City Manager Evaluation**

Mr. Eppley supplied the Council with a form for his evaluation and requested the Council's consideration and input.

- **Traffic Access/Control Issue at Wolf/Janet Streets**

City Manager Eppley indicated that staff had recommended initially that "No Trucks" signs be posted on Janet Avenue and upon further determination of traffic impact that these issues are addressed through the initiation of the Neighborhood Traffic Management Program.

Councilor Keller indicated he would like to prevent problems from occurring and indicated he wishes for signage and speed bumps for the area.

Public Works Director Rob Kissler responded by indicating that the Neighborhood Traffic Management Plan would address these issues and allow input from everyone in the neighborhood.

Councilor Keller addressed the possibility of placing a speed bump in the driveway access of the development.

Mr. Kissler indicated this could cause problems with drainage if the bump was placed in the right of way.

Mr. Kissler addressed questions from the Council regarding the location of signage; truck traffic and the difficulty larger trucks would have accessing the property from Wolf Street.

Reviewing the maps provided a three-foot easement was noted off Chemawa Road near the Baker Square Development. It was the consensus of the Council to initiate a vacation of the right of way discussed.

City Attorney Shannon Johnson indicated they would work this issue and bring forward to the Council during the next Council meeting.

<u>Mayor Newton moved to accept the staff recommendation that "no truck" signs be posted on the right of way outside of the development and that Mr. Bauer be provided with a copy of the Neighborhood Traffic Management Plan so he could monitor the changes and bring back to the Council. Councilor Moir seconded the Motion.</u>

Responding to questions Mr. Kissler indicated that signs should be placed on Wolf Street, Janet Street and the parking lot. He also noted that a "no truck" sign designation was to keep trucks from using a street as a cut through only.

Mayor Newton accepted Mr. Kissler's suggestions as a friendly amendment to the motion.

<u>Councilor Keller moved to amend the Motion to add</u>

that a speed bump is placed near the development. Mayor Newton seconded the amendment.

The amendment to the motion passed as follows:

AYES: Keller, McGee, Moir, Newton, Walsh and Wilson (6)
NAYS: Christopher (1)
ABSTENTIONS: None (0)
ABSENT: None (0)

The Main Motion as amended passed as follows:

AYES: Christopher, Keller, McGee, Moir and Newton (5)
NAYS: Walsh and Wilson (2)
ABSTENTIONS: None (0)
ABSENT: None (0)

- **Willow Lake Settlement Agreement**

City Attorney, Shannon Johnson reported that on October 9, 2000 the Salem City Council authorized the City Manager to sign the Willow Lake Settlement Agreement. Mr. Johnson stated that the Salem City Attorney indicated that the authorization was to sign the same Settlement Agreement that Keizer City Council had previously approved.

Since there were no changes in the agreement the parties are now in the process of circulating the original agreement for signatures and to move forward with the settlement process.

Mr. Johnson shared that there was no further action for the Keizer City Council to take regarding this matter.

Mr. Johnson answered questions from the Council noting that major issues within the agreement would be brought back before the Council for their review and that the lawsuit would not be dismissed until all the steps had taken place.

The Council expressed concerns with the possible change on the Salem City Council with the upcoming elections and the effect this could have on the process moving forward.

Mr. Johnson attempted to alleviate the Councils concerns indicating it would be important to move forward with the issue as soon as possible with the timelines that are outlined for Legislative Land Use Matters.

Mayor Newton commended the Council on the accomplishment with the agreement.

- **Report on Bus Pullouts along River Road**

Public Works Director, Rob Kissler displayed maps from the Salem Area Transit District noting possible locations for bus pullouts. Identified were locations on River Road near Skyline Ford and the second near Sam Orcutt Way. He indicated he felt there were also other possible locations for pullouts, which would include the need to purchase right of way. Mr. Kissler requested direction from Council.

After further discussion it was the consensus of the Council to identify the potential spots and prioritize based upon funding available. Council also directed staff to continue discussions with the Salem Area Transit District.

- **Swingwood Court Footbridge**

Responding to questions Mr. Kissler indicated he did not have time to address the issue of the Swingwood Court footbridge but would provide this information at the next Council meeting.

- **Trail/Lockhaven Vacation**

Mr. Johnson reported that he wished to confirm issues with the property owner before moving forward with this issue.

PUBLIC HEARINGS

No public hearing were brought before the Council.

ADMINISTRATIVE ACTION

a. <u>RESOLUTION-</u> Initiating Fernwood Park Vacation

City Attorney, Shannon Johnson supplied a staff report and a Resolution for the Council's consideration. He noted that unlike a vacation of right of way when a public square is vacated the title would vest to the City. The Parks Board recommended that the process be started as the Resolution indicates.

Responding to questions, Mr. Johnson felt it would be appropriate to contact the neighbors adjacent to Fernwood Park.

After further discussion it was the consensus to direct the City Manager to contact the neighbors and bring back the resolution for Council's consideration during the first meeting in December.

b. <u>RESOLUTION-</u> Accepting COPS "COPS in School" Grant

Chief Adams reported that the City received a letter from the U.S. Department of Justice confirming the receipt of the "COPS in Schools" grant which would fund one new full-time officer over a three-year period totaling $125,000.

Chief Adams answered questions from the Council indicating that the contract agreement was based on a nine- month salary plus a percentage for supervisor and equipment.

Councilor McGee noted that this would be an increase in service to the City and requested that staff address whether there was the need for sworn officers in school below the high school level.

Chief Adams shared how the officers are used for various incidents in addition to resource officer duties.

City Manager Eppley suggested that dialog be opened with the School District regarding their needs.

<u>Councilor Keller moved a Resolution Accepting the US Department of Justice Office of Community Oriented Policing Services COPS in Schools Grant. Council President Christopher seconded the Motion.</u>

Councilor Walsh agreed with some of Councilor McGee's concerns but noted that the boundaries for the new schools had not been set and the new schools may be dealing with more children if the boundaries include a change of including children from north Salem.

Mayor Newton expressed his concern with taking any major action of this type indicating that if some of the measures ~~being brought~~ up during the election passed could have dyer consequences for the City. He suggested waiting until after the election to make this decision.

Chief Adams indicated that an officer would not be brought on board until July. This would give adequate time to make the decision whether to drawn on the grant account.

The motion passed unanimously as follows:

AYES: Christopher, Keller, McGee, Moir, Newton, Walsh and Wilson (7)
NAYS: None (0)
ABSTENTIONS: None (0)
ABSENT: None (0)

CONSENT CALENDAR

a. **RESOLUTION-Initiating The Vineyards North Phase 2 Street Lighting District**
b. **RESOLUTION-Initiating Hidden Creek Estates Phase 5 Street Lighting District**
c. **RESOLUTION-Authorizing the City Manager to Enter Intergovernmental Agreement for In-fill Grant**
d. **Approval of September 25, 2000 Work Session Minutes**
e. **Approval of October 2, 2000 Regular Session Minutes**

Councilor Keller moved for approval of the Consent Calendar. Councilor Moir seconded the Motion.

Responding to questions, regarding the In-fill Grant Mr. Eppley indicated it would take approximately one year to complete.

The motion passed unanimously as follows:

AYES: Christopher, Keller, McGee, Moir, Newton, Walsh and Wilson (7)
NAYS: None (0)
ABSTENTIONS: None (0)
ABSENT: None (0)

WRITTEN COMMUNICATIONS

Mayor Newton shared a letter from OAMR noting that City Recorder Tracy Davis was voted second Vice-President of this Association. He congratulated Ms. Davis on her appointment.

Responding to questions pertaining to a citizen requesting a street name change Mr. Eppley indicated that information was passed onto the citizen noting it would be up to the citizen to do the work and negotiate with the neighbors regarding this issue.

Keizer Little League Restrooms
Addressing a letter from the Keizer Little League Mr. Eppley apologized for not placing the issue of the KLL restrooms on the agenda. He went on to explain that the Parks Board had recommended that $25,000 be used for this project. Currently, there was $19,000 designated for the project in the City's budget. Mr. Eppley indicated that the remaining $6,000 could be authorized by the Council from SDC Parks contingency fund to meet the remaining funds requested.

Councilor Keller requested that letters of commitment is submitted by the organizations that planned to donate funds. He also asked about projections for contingency, the drainage and sewer system for the project.

Council President Christopher introduced Chris De Santis who is the project manager for the KLL restrooms.

Mr. De Santis explained that the complex has a self -

draining system and explained how the drainage system could be tied into the existing system. He addressed concerns regarding the commitment letters, the hook up for sewer, maintenance and what the facility entailed to meet the needs of the public attending games at the park.

Councilor Keller moved to direct staff to transfer $6,000 from contingency in the Parks Improvement Fund Contingency to bring the total amount to $25,000 to participate in the construction of restrooms at Keizer Little League Park. He directed that the money would be spent as bills are presented using KLL funds first. He also requested letters of commitment from other donations be presented to the City. Council President Christopher seconded the Motion.

The motion passed unanimously as follows:

AYES: Christopher, Keller, McGee, Moir, Newton, Walsh and Wilson (7)
NAYS: None (0)
ABSTENTIONS: None (0)
ABSENT: None (0)

AGENDA INPUT

October 23, 2000
5:30 p.m. City Council Work Session
- 2000-2001 Goal Setting (continued from 9-25-2000)

November 6, 2000
7:00 p.m. City Council Regular Session
- Presentation by Francis Kessler-Willow Lake Natural Treatment System
- Legal Services Agreement
- Comp Plan/Zone Change/Subdivision (Whalen) Public Hearing
- Footbridge at Swingwood Court
- Initiation of Vacation Right of Way near River and Chemawa
- Initiation of Vacation Right of Way at Trail and Lockhaven

November 13 2000
5:30 p.m. City Council/Urban Renewal Agency Work Session

- Realignment/Improvements to Radiant Drive

November 20, 2000
7:00 p.m. City Council Regular Session

- Parks System Development Charge Methodology Public Hearing
- Initiate Vacation of Fernwood Park

December 6, 2000

- Library Task Force

Mayor Newton noted the agenda items.

ADJOURNMENT

Mayor Newton adjourned the meeting at 8:45 p.m.

Tracy L. Davis
Tracy L. Davis
City Recorder

APPROVED:
MAYOR:

Bob Newton

COUNCIL MEMBERS:

J. L. Wilson
Councilor #1 - J. L. Wilson

Jacque Moir
Councilor #4 - Jacque Moir

Christopher
Councilor #2 - Lore Christopher

Councilor #5 - Richard Walsh

Councilor #3 - Jim Keller

Jerry McGee
Councilor #6 - Jerry McGee

approved:
November 6, 2000