MINUTES
KEIZER CITY COUNCIL
Monday, October 7, 2019
Keizer Civic Center, Council Chambers
Keizer, Oregon

CALL TO ORDER

Mayor Clark called the meeting to order at 7:00 pm. Roll call was taken as follows:

Present:
Cathy Clark, Mayor
Kim Freeman, Councilor
Marlene Parsons, Councilor
Daniel Kohler, Councilor
Laura Reid, Councilor
Roland Herrera, Councilor
Youth Councilor Christopher Wolfert

Absent:
Elizabeth Smith, Councilor

Staff:
Chris Eppley, City Manager
Shannon Johnson, City Attorney
Nate Brown, Community Development
Shane Witham, Senior Planner
Bill Lawyer, Public Works Director
Trevor Wenning, Police
Tim Wood, Finance Director
Machell DePina, Human Resources
Tracy Davis, City Recorder

FLAG SALUTE

Mayor Clark led the pledge of allegiance.

SPECIAL ORDERS OF BUSINESS

Sean O'Day, Executive Director of the Mid-Willamette Valley Council of Governments, *Mike Cully*, League of Oregon Cities Executive Director, and *John McArdle*, Mayor of Independence, presented the Richardson Award to Mayor Cathy Clark explaining that it recognizes the recipient for service to their community and to other communities and is the ultimate award of elected officials. Mayor Clark introduced her family members in the audience and thanked them and city staff.

a. PROCLAMATION – Domestic Violence Awareness Month

Mayor Clark read the Proclamation.

Paige Clarkson, Marion County District Attorney, *Susana Escobedo*, Director of Victims' Assistance Division, and *Jayne Downing* from the Center for Hope and Safety, together provided information about domestic violence, work done to prevent and end it, and assistance given to victims. They urged everyone to strive to stop domestic violence.

b. PROCLAMATION – Filipino American History Month

Mayor Clark read the Proclamation. There was no one in the audience to accept it.

c. Presentation to the City of Keizer - OSHA/SHARP Certification

Human Resources Director Machell DePina summarized her staff report specifically noting that Keizer is the first and only municipality in Oregon to receive this certification. She then read into the record the names listed in her staff report of the people primarily involved in this effort.

Senior Occupational Health Consultants *Brian Annis* and *Jennifer Ekdahl*, and Consultation Manager *Trina Vendehey* then provided additional information about the Safety and Health Achievement Recognition Program and presented a plaque to the City.

Councilor Kohler reported that at the recent League of Oregon Cities Conference, the City of Keizer received the CIS Gold Safety Award with zero reported injuries this year.

COMMITTEE REPORTS

None

PUBLIC TESTIMONY

Pastor *Jose Dominguez* from the Latino Action Committee, shared information about the committee, expressed gratitude to the City, Mayor and Council for their support, and presented the Mayor and Council with a plaque recognizing that support. Councilor Herrera provided additional information, Mayor Clark noted that Councilor Parsons mentored one of the students that received a scholarship, and Councilor Reid explained the importance to the students of having mentors.

Marlie Koenig, Keizer, wife of Mike Koenig who is a member of the Keizer Community Band, asked Council to waive the fee for the free annual Veterans Day Concert in the Community Center on November 6.

Greig Olson, Keizer, urged Council to join with Multnomah County, Eugene and Bend and many other communities and allow Poker Rooms noting that interest in poker has increased and it is mainstream.

PUBLIC HEARING

a. Gyro Stop Liquor License – Change of Ownership

Mayor Clark opened the Public Hearing.

City Manager Chris Eppley read his staff report.

Hearing no testimony Mayor Clark closed the Public Hearing.

Councilor Freeman moved that the Keizer City Council approve the application for Gyro Stop under the guidelines established by ORS 471.178 and the Ordinances of the City of Keizer and forward this recommendation to the Oregon Liquor Control Commission for final approval. Councilor Herrera seconded. Motion passed as follows:

AYES: Clark, Reid, Freeman, Parsons, Herrera and Kohler (6)
NAYS: None (0)
ABSTENTIONS: None (0)
ABSENT: Smith (1)

b. RESOLUTION - Authorization for Supplemental Budget – Water Facility Fund

Mayor Clark opened the Public Hearing.

Finance Director Tim Wood summarized his staff report.

Hearing no testimony Mayor Clark closed the Public Hearing.

Councilor Freeman moved that the Keizer City Council adopt a Resolution authorization for Supplemental Budget – Water Facility Fund. Councilor Herrera seconded. Motion passed as follows:

AYES: Clark, Reid, Freeman, Parsons, Herrera and Kohler (6)
NAYS: None (0)
ABSTENTIONS: None (0)
ABSENT: Smith (1)

ADMINISTRATIVE ACTION

a. Waiver of Community Center Fee – Keizer Community Band

Chris Eppley summarized his staff report noting that testimony had been received earlier in the meeting supporting the waiver.

Councilor Freeman moved that the Keizer City Council grant the request for a complete rental fee waiver [room rental, security/cleaning deposit, and costs for event staff] for the November 6 Keizer Community Band concert. Councilor Herrera seconded. Motion passed as follows:

AYES: Clark, Reid, Freeman, Parsons, Herrera and Kohler (6)
NAYS: None (0)
ABSTENTIONS: None (0)
ABSENT: Smith (1)

b. Social Gaming Ordinance

City Attorney Shannon Johnson summarized his staff report and provided additional information regarding State background. Mr. Olson, who testified earlier, fielded questions and provided additional information regarding poker room regulations and tournaments.

Following lengthy discussion Council indicated that they did not want to put a motion on the table to change the current ordinance so it would remain for now.

c. Keizer Revitalization Plan

Community Development Director Nate Brown, summarized his staff report focusing on the bullet points. Senior Planner Shane Witham provided information regarding the applicability section, access management, and safety elements, noting that staff was unclear as to the direction of Council for implementation of access management and control standards. He suggested that the 'repaved or resurfaced parking lots' verbiage be changed to 'reconstructed' or striking the applicability section in the action control and going with the applicability section for the whole chapter.

Lengthy discussion followed regarding the 'Change of Use' language in the Plan, shared access, landscaping, pedestrian walkways, setbacks, and changing '*create* additional walkways' to '*research, examine or consider the need for* additional walkways'.

Councilor Freeman moved to adopt the Keizer Revitalization Plan as a part of the Comprehensive Plan (includes removal of existing McNary Activity Center Plan references in the Comprehensive Plan), Comprehensive Map changes (Commercial to Mixed Use), Zoning Map changes (Commercial to Mixed Use), and Keizer Development Code Amendments (creation of River Cherry Overlay District zone, along with supporting amendments to align proposed changes) and direct staff to prepare an ordinance with findings to adopt the proposed revisions. Councilor Herrera seconded.

Mayor Clark offered a friendly amendment to change 'repaved or resurfaced parking lots' verbiage be to 'reconstructed parking lots'. Councilors Freeman and Herrera accepted the amendment.

Following discussion regarding details of the parking requirements, Mr. Johnson indicated that he would work on the verbiage for the Ordinance and provide clarification in his staff report. Council indicated that they were comfortable with the percentages (15% of existing number of parking spaces or 20% of the site's existing area) and would debate staff recommendation when the Ordinance is considered.

Mayor Clark offered a friendly amendment to change 'The key public investment initiatives include:' to 'The key public investment initiatives *may* include:' Councilors Freeman and Herrera accepted the amendment.

Mayor Clark offered a friendly amendment to change 'Create an accessible public plaza to include upgrades to Walery (Christmas Tree) Plaza.' to 'Create an accessible public plaza *which may* include upgrades to Walery (Christmas Tree) Plaza.' Councilors Freeman and Herrera accepted the amendment.

Mayor Clark offered a friendly amendment to page 11 of Section 2.130, to add 'or on City-approved lists' to subsection 2.d. Councilors Freeman and Herrera accepted the amendment.

Mayor Clark offered a friendly amendment to page 2 of Section 2.103 to change the sentence 'The intersection of River Road N and Cherry Avenue NE is intended to be the center of activity within Cherry Center.' to 'The intersection of River Road N, Cherry Avenue NE and Orcutt Way is intended to be the center of activity within Cherry Center.' Councilors Freeman and Herrera accepted the amendment.

Vote on original motion: Motion passed as follows:

AYES: Clark, Reid, Freeman, Parsons, Herrera and Kohler (6)
NAYS: None (0)
ABSTENTIONS: None (0)
ABSENT: Smith (1)

Councilor Freeman moved that the Keizer City Council direct staff to begin the process to evaluate how to establish funding for the public investments called for in the plan outlined in Table 3. Councilor Herrera seconded.

Councilor Parsons suggested that a work session be held to consider funding options. Mayor Clark noted that some discussion will take place at the Long Range Planning Task Force meeting.

Motion passed as follows:

AYES: Clark, Reid, Freeman, Parsons, Herrera and Kohler (6)
NAYS: None (0)
ABSTENTIONS: None (0)
ABSENT: Smith (1)

d. RESOLUTION – Authorizing the City Manager to Sign Revocable License Agreement with Michael G. Leupitz Regarding Sunset Park

Mr. Johnson summarized his staff report.

Councilor Freeman moved that the Keizer City Council adopt a Resolution Authorizing the City Manager to Sign Revocable License Agreement with Michael G. Leupitz Regarding Sunset Park. Councilor Herrera seconded. Motion passed as follows:

AYES: Clark, Reid, Freeman, Parsons, Herrera and Kohler (6)
NAYS: None (0)
ABSTENTIONS: None (0)
ABSENT: Smith (1)

CONSENT CALENDAR

a. Approval of September 16, 2019 City Council Regular Session Minutes

Councilor Freeman moved for adoption of the Consent Calendar. Councilor Herrera seconded. Motion passed as follows:

AYES: Clark, Parsons, Reid, Freeman, Herrera and Kohler (6)
NAYS: None (0)
ABSTENTIONS: None (0)
ABSENT: Smith (1)

COUNCIL LIAISON REPORTS

Councilor Kohler shared what he learned at the League of Oregon Cities conference and described various events and meetings he had attended. He announced that the skate park is nearing completion and inquired about the helmet requirement and enforcement. Mr. Lawyer added that the park will be officially open on October 8 and the helmet requirement is enforced randomly by the police

Councilor Reid reported on the First Responders fundraiser, the Southeast Keizer Neighborhood Association meeting and the Public Works Fair. She noted that McNary efforts to become an AVID school involved having over 50 visitors from across the state; parking was

handled by ROTC, the group was entertained by the bands, and lunch was provided by the culinary classes. She also announced the upcoming Social Media Roundtable on the 17th.

Councilor Freeman reported on the Marion County Re-entry Breakfast and announced upcoming meetings.

Councilor Parsons reported on the Government Affairs meeting and the League of Oregon Cities conference, expressed her desire to have a work session on the 2020 Census and announced upcoming meetings.

Councilor Herrera reported on the League of Oregon Cities conference and the Re-entry Breakfast and announced the upcoming Hall of Fame event and various other meetings and activities.

Youth Councilor Christopher Wolfert reported on the McNary ROTC program and construction progress at McNary.

Mayor Clark reported on events and meetings she had attended sharing details regarding work done to remedy the homeless issue, announced the Council of Governments annual dinner, thanked the City for supporting the library book sale, and announced upcoming meetings.

OTHER BUSINESS

Finance Director Tim Wood reminded everyone that this is the time of year to conserve water in order to keep sewer charges low for the coming year. He reported that the 2017-18 Comprehensive Annual Financial Report received the Government Finance Officer Association Certificate for Excellence in Financial Reporting – the 20th year in a row that the City has received the award.

Human Resources Director Machell DePina thanked everyone who participated in the awards given out.

Public Works Director Bill Lawyer provided an update on the River Road paving, Big Toy Sails, Keizer Transit Center and 14th Avenue projects. Mayor Clark shared a story about a water main breaking in her neighborhood and commended staff for their quick response and stellar customer service.

Community Development Director Nate Brown thanked Council for their work on the Revitalization Plan, announced that work continues with Alan Roodhouse on Area D, and that staff is working with a developer who plans on building a mixed use building with commercial offices on the first floor and residences above on the site next to Sonic.

City Attorney Shannon Johnson reported that he had recently attended the Oregon City Attorneys Association conference.

WRITTEN COMMUNICATIONS

Mayor Clark referred to a letter from Charles Keen asking for the enactment of an Ordinance to go with the Oregon Statute to prohibit or require signage for consumption of alcohol during religious ceremonies. Both Mayor Clark and Mr. Eppley noted that this is not an area that the

City regulates. Mayor Clark then read letters from Cherriotts and the Insurance Commissioner.

AGENDA INPUT

October 14, 2019 - 6:00 p.m. – City Council Work Session - Cancelled
October 21, 2019 - 7:00 p.m. - City Council Regular Session
October 22, 2019 – 5:30 p.m. – Council Work Session – McNary Oaks
October 28, 2019 – 7:00 p.m. – City Council Work Session – Emergency Preparedness
November 4, 2019 – 7:00 p.m. – City Council Regular Session

ADJOURNMENT

Mayor Clark adjourned the meeting at 10:10 p.m.

MAYOR:

Cathy Clark

Cathy Clark

APPROVED:

Debbie Lockhart

Debbie Lockhart, Deputy City Recorder

COUNCIL MEMBERS

Councilor #1 – Laura Reid

Councilor #4 – Roland Herrera

~ Absent ~

Councilor #2 – Kim Freeman

Councilor #5 – Elizabeth Smith

Councilor #3 – Marlene Parsons

Councilor #6 – Daniel R. Kohler

Minutes approved: October 21, 2019