



MINUTES
KEIZER CITY COUNCIL
Monday, October 5, 2009
Keizer Civic Center, Council Chambers
Keizer, Oregon

CALL TO ORDER

Mayor Christopher called the regular meeting to order at 7:30 pm. Roll Call was taken as follows:

Present:

Lore Christopher, Mayor
Jim Taylor, Council President
Richard Walsh, Councilor
Brandon Smith, Councilor
Cathy Clark, Councilor
Mark Caillier, Councilor
David McKane, Councilor

Staff:

Shannon Johnson, City Attorney
Chris Eppley, City Manager
Rob Kissler, Public Works
Nate Brown, Community
Development
Jeff Kuhns, Police
Tracy Davis, City Recorder

Absent:

Brian Holt, Youth Councilor

FLAG SALUTE

Mayor Christopher led the pledge of allegiance.

PUBLIC TESTIMONY

Sara Duncan, Keizer, Habitat for Humanity, invited everyone to help with the newest building effort on Windsor Island Road. She urged volunteers to call 503-364-6642 and to visit the website at www.salemhabitat.org for more information. Councilor Smith agreed to coordinate a Saturday work day with Council and City Staff. Ms. Duncan provided additional information regarding funding and grants.

Art Burr, Keizer, Interim Chair of the Keizer Community Library, reported that:

- The library continues to grow with 31 new memberships in August, 27 in September and 4 already in October. It has a public access computer that can be used for the internet in 20 minute intervals.
- The City stipend of \$1700 covers about half of the rental cost with the Heritage Center covering the remainder. The \$5000 budget is met by cash donations and dues. At this point the library has \$4,769.82 in the capital improvement fund which is earmarked for putting the Library District on the ballot.
- Friends of the Library was formed last year to assist in meeting the goals of maintaining and increasing library services to the public and is working toward developing a strategic plan for the library. The

group plans on adding programs of interest to its monthly meetings and putting a message on K-23 to increase participation.

Ryan Mosier, Salem, KTR Entertainment, explained that his company hosted the Keizer Labor Day Music Festival. He noted that he had received a lot of good feedback and support for the event. He then pointed out that the live entertainment business has proven to be resilient to economic recessions and continues to grow. He explained that KTR Entertainment is backed by a number of organizations and would like to work with the City of Keizer to realize the vision of Keizer as a live entertainment and tourism hub of the Pacific Northwest. He presented a report supporting this plan, reviewed it in detail and fielded questions.

PUBLIC HEARING
a. ORDER – In the
Interpretation of
the Term
“Energy Facility”
in the Keizer
Development
Code and
Associated
Interpretations

Community Development Director Nate Brown explained that the public hearing was not to consider a revision to the Code, but simply to provide clarity and guidance for locating a gas-fired energy facility and to provide interpretation of an ambiguous section of the Code. He reviewed various chapters that refer to energy facilities and concluded by restating the staff recommendation. City Manager Chris Eppley confirmed that in one section of the Code it states that an energy facility such as this is a *permitted use* and in another section of the same chapter it says energy facilities are a *specially permitted use*, meaning they are permitted but with special requirements that can be placed upon them. The question is which place does Council intend for it to be, (not whether energy facilities are allowed, because they are) or does Council wish fewer or more regulations placed upon them. Mr. Brown then fielded questions regarding restrictions and code adjustments and provided additional clarification.

Mayor Christopher opened the Public Hearing.

Eric Meuer, Keizer, spoke in favor of the technical issue being addressed at the meeting but went on to address the underlying issue of the power plant. He pointed out the benefits that this power plant would bring to the community, noted that this would add tax value, provide jobs and support facilities, and would satisfy green philosophies.

Chuck Sides, Salem, noted that this is the completion of the site which is zoned industrial and that the site is designed for exactly this type of use. It is unique, has no need for power lines, requires a lot of man power to build but once it is built it is very sustainable and recession-proof.

Michael Robinson, Land Use Attorney for this project, expressed the hope that this agenda item would be adopted and concluded that he was available for questions.

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

Councilor Taylor moved to adopt an Order in the Matter of the Interpretation of the Term "Energy Facility" in the Keizer Development Code and Associated Interpretations. Councilor Smith seconded.

Lengthy discussion then took place regarding interpretation of the Code and clarification of the intent.

Motion passed unanimously as follows:

AYES: Christopher, Walsh, Smith, McKane, Caillier, Taylor and Clark (7)

NAYS: None (0)

ABSTENTIONS: None (0)

ABSENT: None (0)

ADMINISTRATIVE ACTION

a. ORDER – No Parking Bailey Road

Public Works Director Rob Kissler explained that with the completion of the Civic Center, access and egress to the Police Department along Bailey Road has become impaired due to the new security walls and deliveries in the combined driveway serving the catering facilities at the community rooms. Improved access and vision is needed by restricting parking north and south of the entrances along Bailey Road. Mr. Kissler then fielded questions regarding notification of Bailey residents.

Councilor Taylor moved to adopt an Order – No Parking Bailey Road. Councilor Smith seconded. Motion passed unanimously as follows:

AYES: Christopher, Walsh, Smith, McKane, Caillier, Taylor and Clark (7)

NAYS: None (0)

ABSTENTIONS: None (0)

ABSENT: None (0)

CONSENT CALENDAR

A. RESOLUTION – Approving Engineer's Report for McGee Estates Street Lighting District

B. RESOLUTION – Authorization for Appropriation Transfer for Civic Center Furnishings and Television Equipment

C. Approval of September 8, 2009 Regular Session Minutes

D. Approval of September 14, 2009 Parks Tour Minutes

E. Approval of September 21, 2009 Regular Session Minutes

Councilor McKane pulled Item C.

Councilor Taylor pulled Item D.

Councilor Taylor moved to approve Items A, B and E of the Consent Calendar. Councilor Walsh seconded. Motion passed unanimously as follows:

AYES: Christopher, Walsh, Smith, McKane, Caillier, Taylor and Clark (7)

NAYS: None (0)

ABSTENTIONS: None (0)

ABSENT: None (0)

Councilor Taylor moved to approve Item C of the consent Calendar. Councilor Walsh seconded. Motion passed unanimously as follows:

AYES: Christopher, Walsh, Smith, Caillier, Taylor and Clark (6)

NAYS: None (0)

ABSTENTIONS: McKane (1)

ABSENT: None (0)

Councilor Taylor moved to approve Item D of the consent Calendar. Councilor Walsh seconded. Motion passed unanimously as follows:

AYES: Christopher, Walsh, Smith, McKane, Caillier and Clark (6)

NAYS: None (0)

ABSTENTIONS: Taylor (1)

ABSENT: None (0)

COMMITTEE REPORTS

a. Community Development Block Grant and Home Investment Program

Other Committee Reports

(Taken out of order) Tony Peysano, City of Salem Urban Development Department, referred to the 2009-2009 Consolidated Annual Performance Report which has been submitted to HUD. She reviewed expenditures and accomplishments and explained that she is working with Keizer staff to include a link on the Keizer website and a flyer in the water bill. She concluded that recent receipt of federal funds will enable the organization to partner with purchasers of foreclosed homes, and fielded questions and provided additional information regarding the program.

Councilor Clark reported on meetings she had attended including the Low Impact Development Workshop, K-23 Advisory Board, Transit Community Leaders Task Force and the dedication of the KROC Center. She also reminded everyone of the upcoming West Keizer Neighborhood Association meeting.

Councilor McKane reminded everyone of the upcoming Parks Advisory Board meeting.

Councilor Caillier reminded everyone of the upcoming Claggett Creek Watershed Council, Planning Commission and Gubser Neighborhood Association meetings. He added that the Salem Wastewater Task Force will continue meeting monthly through the rest of the year.

Councilor Walsh

- Thanked the Keizer Fire District for the Open House and commended the program.
- Reported that the Keizer Amphitheater Task Force would be meeting on the 8th and urged everyone to call him with any ideas.
- Reminded everyone about the upcoming Chamber Golf Classic and Casino night.
- Praised the League of Oregon Cities Conference.
- Reported on the Economic Development and Government Affairs meeting and the Tourism meeting. He noted that a "Best in Keizer"

contest is being planned and urged anyone interested to contact the Chamber.

Councilor Smith reported that Marion County Commissioners passed an ordinance adopting the new population forecast and also swore in the new Sheriff, Jason Myers. He added that the Stormwater Advisory Committee is meeting quarterly to work on an erosion control ordinance.

OTHER BUSINESS

a. New Business or Old Business Issues

City Recorder Tracy Davis reported that there were openings on the Budget and Keizer Points of Interest committees.

Community Development Director Nate Brown reviewed the status of the Copeland project and reported that as a result of the Marion County population forecast decision, staff from different jurisdictions in Marion County would be meeting to formulate a solution to preserving options since the City is now within a combined urban growth boundary.

Captain Kuhns reminded everyone that October is National Crime Prevention Month and provided highlights of work being done including publication of a crime prevention newsletter and use of a communication tool called Nixle. He also reviewed recent hires, vacancies and the recruitment process.

WRITTEN COMMUNICATIONS

Councilor Walsh reported that he had received a letter from the Mayor of Independence requesting that Keizer join in the efforts towards a solution to the Willamette River crossing by sending a letter urging that the bridge facilitate easy access to I-5.

Mayor Christopher mentioned that Lakepoint Community Church was sponsoring a "Serve Fest" and providing free children's vaccinations, haircuts, pet clinic, vocation rehab, children's activities and food.

AGENDA INPUT

October 12, 2009

5:45 p.m. City Council Work Session - Cancelled

October 19, 2009

6:00 p.m. Building dedication and Flag Raising

7:00 p.m. City Council Meeting

November 2, 2009

7:00 p.m. City Council Meeting

OTHER BUSINESS

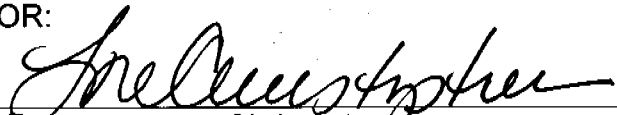
Mayor Christopher congratulated City Manager Chris Eppley for being elected President of the Oregon City/County Manager Association for the coming year.

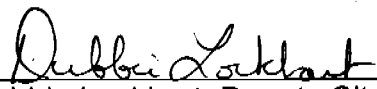
ADJOURNMENT

Mayor Christopher adjourned the meeting at 9:12 p.m.

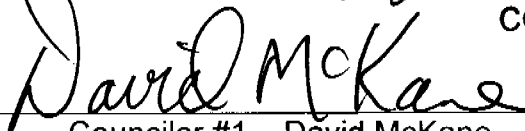
APPROVED:

MAYOR:


Lore Christopher

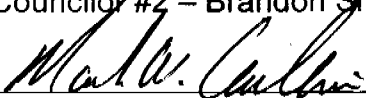

Debbie Lockhart, Deputy City Recorder

COUNCIL MEMBERS

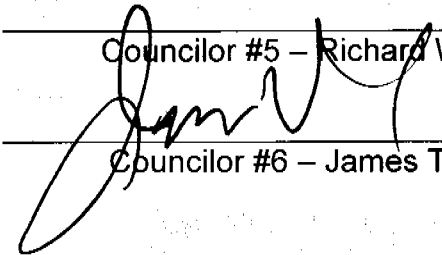

Councilor #1 – David McKane


Councilor #4 – Cathy Clark

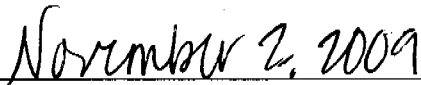
Councilor #2 – Brandon Smith


Councilor #3 – Mark Caillier

Councilor #5 – Richard Walsh


Councilor #6 – James Taylor

Minutes approved:


November 2, 2009