



MINUTES
KEIZER CITY COUNCIL
Monday, September 20, 2010
Keizer Civic Center, Council Chambers
Keizer, Oregon

CALL TO ORDER

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

Present:

Lore Christopher, Mayor
Jim Taylor, Council President
Richard Walsh, Councilor (7:04)
Cathy Clark, Councilor
Mark Caillier, Councilor
David McKane, Councilor
Brandon Smith, Councilor

Staff:

Chris Eppley, City Manager
Shannon Johnson, City Attorney
Rob Kissler, Public Works
Nate Brown, Community Development
Marc Adams, Police Chief
Kevin Watson, Assistant to the City Mgr.
Tracy Davis, City Recorder

FLAG SALUTE

Mayor Christopher led the pledge of allegiance.

PUBLIC TESTIMONY

Art Burr, Keizer, representing the Keizer Community Library, reminded Council that they had dropped support for the library due to budget constraints and requested that they reconsider that action. He explained that the library is in desperate need of space; they have no room for adult or youth activities or study, books are being kept in storage, and the library has only one public computer. He explained that membership is growing by 25 or 30 per month and that it is facing the possibility of losing the space that they now occupy. An advisory committee is examining alternatives but those alternatives will require funding. Mr. Burr concluded with a request that the \$1700 annual stipend be reinstated and fielded questions regarding space needs. Mayor Christopher clarified that there is no surplus in the budget but completion of negotiations with Clear Communications has allowed the City approximately \$11,000 in franchise fees so now some unfunded needs can be addressed. She urged the Library to bring a plan showing how much money is needed and exactly what that funding would provide. Councilor Smith noted that the Keizer Heritage Task Force would be meeting on October 12. Mayor Christopher suggested that action be delayed until their work is complete on December 1.

Albert Castaneda, Keizer, provided a Planning Commission update noting that the Commission had unanimously recommended for Council approval the Area B Master Plan. He added that the Commission will be meeting again in September to review amendments to the Sign Code.

PUBLIC HEARINGS None

ADMINISTRATIVE ACTION

a. ORDINANCE ~ Establishing Keizer Parks Regulations – (Repealing Ordinance No. 2007-558, 2007- 587 and 2010- 601)

City Attorney Shannon Johnson explained that a disconnect was discovered between the computer programs used by the Police and the latest park regulation ordinance. He explained that any violation of a park ordinance is a "Class A" violation and over the last couple of sessions the legislature has substantially raised all fines for these violations. Upon closer review of City Park regulations, all currently fall under Class A violations but do not technically qualify as such so they are divided into "B", "C" and "D" with decreasing fines. He provided more specific information regarding the different classifications and noted that the only change to the Ordinance is to the fine amounts. He then fielded questions regarding permit requirements, reservable park amenities, pending fines, the effect of these changes on Peer Court regulations, and park leash laws. Councilor Walsh suggested that an emergency clause be added to the ordinance so that it would become effective immediately.

Councilor Taylor moved to adopt a Bill for an Ordinance Establishing Keizer Parks Regulations – (Repealing Ordinance No. 2007-558, 2007-587 and 2010-601) and declaring an emergency to be effective immediately on passage. Councilor Smith seconded.

Mr. Johnson explained that the rule with ordinances is that they have to be read exactly. Therefore the emergency clause language which would be replacing "effective date" in Section 29 on the last page would be: "This ordinance being necessary for the immediate preservation of the public health, safety and welfare, an emergency is declared to exist and this ordinance shall take effect immediately upon its passage."

Motion passed unanimously as follows:

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

NAYS: None (0)

ABSTENTIONS: None (0)

ABSENT: None (0)

b. RESOLUTION ~ Supplemental Budget for Carpet Cleaners, Reimbursement for Good Vibrations Event, and Urban Growth Boundary Consultant

City Manager Chris Eppley explained that the City had entered into an agreement with Clear Wireless LLC which would provide \$11,300 in unanticipated revenue to the City's General Fund. A portion of these funds is needed to: supplement donations received for purchasing a carpet cleaner for the Civic Center, pay outstanding charges for the Good Vibrations breakfast and pay for an Adequacy Review as part of the City's Economic Opportunity Analysis, a State mandated requirement. The remaining funds would not be appropriated at this time but would be available as needed for future expenditures during the year. He noted that funds in the Unappropriated Ending Fund Balance are more restricted than those in the Contingency Fund.

Nate Brown explained that a land use attorney would be used for the last project; that the City is making every effort to work closely with the DLCD and develop a good solid process to make sure that the Economic Opportunity Analysis will withstand any test and not be overturned in the

Court of Appeals.

Councilor Taylor noted that a member of the Budget Committee had suggested that all expenditures be delayed until late November. He noted that \$5000 of the planned expenditure is State mandated but suggested that the remaining funds be guarded closely. Additional discussion then took place regarding the remaining funds.

Councilor Taylor moved to adopt a Resolution Supplemental Budget for Carpet Cleaner, Reimbursement for Good Vibrations Event, and Urban Growth Boundary Consultant. Councilor Clark seconded.

Councilor Smith offered a friendly amendment to change the remaining \$5300 from Unappropriated Ending Fund Balance to the Contingency Fund. Councilors Taylor and Clark accepted the amendment.

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. Approval of August 16, 2010 Regular Session Minutes

Councilor Taylor moved for approval of the Consent Calendar. Councilor Smith seconded. Motion passed as follows:

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

NAYS: None (0)

ABSTENTIONS: None (0)

ABSENT: None (0)

COMMITTEE REPORTS

Councilor Smith announced that

- The Stormwater Advisory Committee met but did not have a quorum. New membership, procedures, policies and meeting times are being explored.
- He attended the 9-11 Memorial and thanked the Fire District for a good event.
- He would be attending the upcoming Keizer Urban Renewal Board meeting and League of Oregon Cities conference.

Councilor Walsh reported that

- Keizer Chamber Tourism Committee met to discuss the relationship between the City and Chamber and how it will work with the Festival Task Force. They have ideas on how to blend together and are interested in having an ongoing committee.
- He attended the 9-11 Memorial and thanked the Fire District for a good event.
- The Oregon Recreation and Parks Association is having a convention in Salem, September 26-29 with representatives from different Parks Departments from Oregon. He will be speaking about the water trail and Keizer Rapids Park

- He will be attending the upcoming League of Oregon Cities conference and the Amphitheater Task Force meeting.

Councilor Taylor reported that Syd Francisco was interviewed for the Oral History project; Jason Cox was the host; it should be aired on K-23 soon. He also invited anyone interested to attend the next Keizer Points of Interest Committee is meeting.

Councilor Caillier noted that

- He would also be attending the upcoming League of Oregon Cities conference
- A special Planning Commission meeting would be held on the 29th to discuss changes to the sign code
- The catering staging area of the Civic Center passed the electrical inspection, microwaves are almost in, and appliances will not be ordered until all inspection approvals have been received.

Councilor McKane reminded everyone of the upcoming Traffic Safety Commission meeting.

Councilor Clark

- Reported that she had attended the West Keizer Neighborhood Association and Gubser Neighborhood Association meetings, and City Hall Week at Newberg presented by the League of Oregon Cities.
- Noted that she would also be attending the League of Oregon Cities conference.
- Invited everyone to the upcoming K-23 Advisory Committee meeting.
- Urged everyone to check out programming on KeizerTV.com to view interviews and Council meetings on demand.
- Reviewed meetings she was planning to attend including the Salem/Keizer Area Transportation Study and Fire Prevention Week at the Keizer Fire District.
- Noted the importance of the Events and Festivals Task Force which will define how the City can partner with local businesses, tours and groups to help facilitate bringing in events and festivals. She noted that representatives of the Chamber, the Renaissance, and Councilors Caillier and McKane had volunteered to serve on the task force. She will be asking for Task Force formation approval at the October 4 Council meeting for an anticipated 6-months. She added that the Task Force will also scope the membership and functions of an ongoing Events and Festivals Advisory Committee.

Mayor Christopher reported that the annual Parks Tour was very interesting with useful information about upcoming plans. She also thanked the Fire District for hosting a wonderful 9-11 event.

OTHER BUSINESS

City Manager Chris Eppley reported that he would be attending the League of Oregon Cities Conference.

Chief Marc Adams reminded everyone of the upcoming prescription drug turn in event. He noted that the Police Color Guard had participated at

the Fire District 9-11 event.

Councilor Taylor reminded everyone that on the Fall Equinox an egg can be balanced on its end.

**WRITTEN
COMMUNICATIONS**

None

AGENDA INPUT

October 4, 2010

7:00 p.m. – City Council Regular Session

October 11, 2010

5:45 p.m. – City Council Work Session

- Water Fluoridation

October 18, 2010

7:00 p.m. – City Council Regular Session

November 1, 2010

7:00 p.m. – City Council Regular Session

ADJOURNMENT

Mayor Christopher adjourned the meeting at 7:56 p.m.

MAYOR:

APPROVED:

Lore Christopher

Debbie Lockhart

Debbie Lockhart, Deputy City Recorder

COUNCIL MEMBERS

David McKane

Councilor #1 – David McKane

Cathy Clark

Councilor #4 – Cathy Clark

Brandon Smith

Councilor #2 – Brandon Smith

Richard Walsh

Councilor #5 – Richard Walsh

Mark Caillier

Councilor #3 – Mark Caillier

James Taylor

Councilor #6 – James Taylor

Minutes approved:

October 4, 2010