

MINUTES
KEIZER CITY COUNCIL
Monday, August 19, 1996
Keizer City Hall
Robert L. Simon Council Chambers
Keizer, Oregon

CALL TO ORDER

Mayor Koho called the regular meeting to order at 7:03 p.m.
Roll call was taken as follows:

Present:

Dennis Koho, Mayor
Carl Beach, Councilor
Jim Keller, Councilor
Jerry McGee, Councilor
Bob Newton, Councilor
Jerry Watson, Councilor (arrived at 7:11 p.m.)

Absent:

Al Miller, Councilor

Staff:

Dotty Tryk, City Manager
John Morgan, Community Development Director
Charles R. Stull, Chief of Police
Wally Mull, Public Works Director
Shannon Johnson, City Attorney
Tracy L. Davis, City Recorder

**PUBLIC
TESTIMONY**

There was no public testimony to come before the Council.

**COMMITTEE
REPORTS**

**BUDGET COMMITTEE
AND PLANNING
COMMISSION
APPOINTMENTS**

Dotty Tryk, City Manager reported it is necessary to make appointments to the Planning Commission and Budget Committee due to the expiration of several members terms. The Volunteer Coordinating Committee recently met, reviewed several applications and has forwarded their recommendations for these appointments. The Committee recommended appointing Alan Youse and Jere Clancy to the Planning Commission and the reappointment of Mark Caillier, Roy Duncan and Diane Hansen to the Budget Committee.

Responding to a concern voiced by Councilor Keller, Mayor Koho stated Manny Martinez had requested to be reappointment to the Planning Commission, however based upon his dissension from the Planning Commission direction and his accusations towards the Council, he was not recommended for reappointment.

Mayor Koho moved to reappoint Mark Caillier, Diane Hansen and Roy Duncan to the Budget Committee. Councilor Beach seconded the Motion.

The Motion passed as follows:

AYES: Beach, Keller, Koho, McGee, Newton and Watson (6)

NAYS: None (0)

ABSTENTIONS: None (0)

ABSENT: Miller (1)

Councilor Keller moved to table the appointments to the Planning Commission until the September 3, 1996 meeting. Mayor Koho seconded the Motion.

John Morgan, Community Development Director noted there would not be any conflicts with holding these appointments over until that time. The present terms do not expire until September 30, 1996.

Councilor McGee noted Mr. Martinez identified his testimony as his point of view as a citizen and not that of the Planning Commission on recent occasions.

The Motion passed as follows:

AYES: Beach, Keller, Koho, McGee, Newton and Watson (6)

NAYS: None (0)

ABSTENTIONS: None (0)

ABSENT: Miller (1)

PARKS ADVISORY BOARD AND TRAFFIC SAFETY COMMISSION APPOINTMENTS

Dotty Tryk, City Manager announced two appointments to the Traffic Safety Commission and one appointment to the Parks Advisory Committee are necessary due to recent resignations. These appointments are made by the Mayor and should be ratified by the Council at this time. City Manager Tryk noted the Volunteer Coordinating Committee has recommended Gary Steiner be appointed to the Parks Advisory Board. Recommendations for the Traffic Safety Commission are Ernest Smyres and Fredric George.

Mayor Koho voiced his concern in the Council ratifying the Mayor's appointments in these situations.

Councilor Keller moved to appoint Gary Steiner to the Parks Advisory Board and Ernest Smyres and Fredric George be appointed to the Traffic Safety Commission. Mayor Koho seconded the Motion.

John Morgan, Community Development Director pointed out Mr. Martinez also serves as the Planning Commission representative to the River Road Redevelopment Board. In both capacities his attendance and participation is typical of other members.

Councilor Beach moved to accept the recommendations of the Volunteer Coordinating Committee for appointments to the Planning Commission and Budget Committee. Mayor Koho seconded the Motion.

Councilor Keller indicated he would be uncomfortable supporting the motion based on Mayor Koho's statements, especially without any discussion with Mr. Martinez. He suggested not taking any action on this issue until further investigation.

Councilor Newton noted the individuals being recommended may possess greater qualifications for the positions. However, he does not see a dissenting voice as a reason for removal.

Councilor McGee pointed out Mr. Martinez presents his point of view and to have a dissension among committee members is healthy. He believes Mr. Martinez should be reappointed to the Commission.

Councilor Beach believed the Volunteer Coordinating Committee reviewed and discussed the applications. Having a prior position on a committee, should not entitle a member for lifetime reappointments. Therefore, he would support the motion.

Mayor Koho noted dissension and debate is healthy among the committee discussions, however it does not serve the city well when it goes beyond that scope. He believed the accusations and statements of Mr. Martinez during recent Council meetings were inaccurate.

Councilor Watson announced he also shares the concerns raised by Councilor Keller. Furthermore, he believed adequate information has not been provided by the Volunteer Coordinating Committee to confirm the recommendation.

Mayor Koho recommended the question be divided. Councilor Beach had no objections.

The Council agreed unanimously to this recommendation.

The Motion passed as follows:

AYES: Beach, Keller, Koho, McGee, Newton and Watson (6)

NAYS: None (0)

ABSTENTIONS: None (0)

ABSENT: Miller (1)

**COUNCIL LIAISON
REPORTS**

Councilor Miller was unavailable to provide a report on the recent **Parks Advisory Board** meeting.

Councilor Watson announced he was not present at the last **Planning Commission** meeting and was therefore unavailable to give a report at this time.

Mayor Koho announced he will be now serving as Council liaison to the **Traffic Safety Commission** and will provide a report in September.

Councilor Newton reported the **Emergency Operation Committee** has been reviewing the emergency operations procedures during the last six months. He noted the work of Sgt. Mark Miranda, chair of this committee has been outstanding and very valuable in making the revisions to this plan. Councilor Newton indicated the committee is comprised of Sgt. Miranda - Keizer Police Department, Dotty Tryk - Keizer City Manager, Rod Conway - Keizer Fire District, Brad Nanke - Siltec Corporation, Bruce Vissor - Marion County Emergency Management, and Diane Bassett serving as the citizen representative.

Councilor Newton informed the Council the final plan for emergency operations will be presented to the Council during the latter part of September. There will be several revisions brought about by the lessons learned during the February flood and updated information. The plan will also provide each of the departments as well as other local government entities with specific instructions on various disaster procedures. Councilor Newton concluded there are technological advances that will be of assistance to the City during disaster situations.

Councilor Beach confirmed each of the difficulties faced and issues raised during the February flood will be covered in the emergency plan document.

Mayor Koho suggested the media plan be reviewed by local media representatives to assure its efficiency.

OTHER BUSINESS

** Councilor Keller announced the receipt of a letter from the Gubser Neighborhood Association outlining their concerns for the proposed ball park stadium. One of the issues raised was the lack of notification to the Association. He will distribute copies to the Council on this matter.

Mayor Koho noted the idea is a concept at this point and notification will be sent when action is being considered.

** Councilor Keller also noted the Gubser Neighborhood Association has relayed their concerns regarding the parking of semi-trucks in residential areas.

City Manager Tryk indicated the Ordinance does allow the Police Department to enforce the restrictions on parking of large trucks in residential areas. The Community Service Officers will pursue this through the Zoning Ordinance.

** Councilor Watson reminded Council members to relay their appointments to the Library Task Force to the City Manager at their earliest convenience.

** Mayor Koho announced the Council President will now be serving as the Council liaison to the Volunteer Coordinating Committee.

** Councilor McGee suggested with the upcoming tax base election a forum or training session for the community on the various types of taxation and the reason for the need of an updated tax base. He noted if the citizens do not understand, they will be inclined to vote negatively. Councilor McGee pointed out this should be an educational process not a campaign for passage.

Mayor Koho announced this may be a topic for the monthly CCTV forum in September or October. Copies of the video may then be provided to neighborhood associations or other groups for review.

** Mayor Koho requested the Council discuss providing a statement in the voter's pamphlet in support of the upcoming tax base request. Furthermore, Councilors Newton and McGee should meet with the City Manager to review the language for the ballot title.

** John Morgan, Community Development Director reported a meeting was recently held with the residents in the area of Cade Avenue. Topics of discussion included the extent of improvements to this street and the possibility of making it an

PUBLIC HEARINGS

ORDER - APPEAL OF SUBDIVISION CASE NO. 96-03 (3-H CONSTRUCTION

Mayor Koho reopened the public hearing continued from August 5, 1996.

Shannon Johnson, City Attorney reported at the August 5, 1996 meeting the Council directed him to prepare an Order approving the subdivision request. He indicated the confusion between the criteria in the comprehensive plan and the zoning ordinance was further explained in exhibit "d".

There was no testimony to come before the Council.

Mayor Koho closed the public hearing.

Councilor Keller moved an Order in the Matter of the Application of 3-H Construction for a Conceptual Plan Approval of a 15 lot Subdivision on a 7.37 Parcel in the Vicinity of the 6600 Block of Wheatland North, Keizer, Oregon (Case No. K-Sub 96-03). Councilor Beach seconded the Motion.

Councilor Watson voiced his concern the interpretation between the criteria in the comprehensive plan and the zoning ordinance is confusing, even though the difference in this case is only seven units. Due to this, he will be unable to support the motion.

The Motion passed as follows:

AYES: Beach, Keller, Koho, McGee and Newton (5)

NAYS: Watson (1)

ABSTENTIONS: None (0)

ABSENT: Miller (1)

ADMINISTRATIVE ACTION

RESOLUTION - DECLARING THE PUBLIC NECESSITY AND PURPOSE FOR ACQUIRING A PARCEL ADJOINING MCLEOD LANE FOR STREET WIDENING

Wally Mull, Public Works Director announced in August a bid was awarded for the construction of bike paths and the widening of McLeod Lane. There is one parcel of property which right of way has not been obtained. Mr. Mull pointed out on the map the triangular shape parcel which is 432 square feet. By adopting the recommended Resolution, this will begin the process of condemnation for this necessary right of way.

Responding to an inquiry from Councilor McGee, Mr. Mull indicated the condemnation process will take only the necessary land needed for the right of way. The property owner was offered \$876.00 for the 432 square foot area, but has declined to sell.

CONSENT CALENDAR

Councilor Beach moved a Resolution Declaring the Public Necessity and Purpose for Acquiring a Parcel Adjoining McLeod Lane Northeast for Street Widening. Councilor Keller seconded the Motion.

The Motion passed as follows:

AYES: Beach, Keller, Koho, McGee, Newton and Watson (6)

NAYS: None (0)

ABSTENTIONS: None (0)

ABSENT: Miller (1)

The consent calendar consisted of the following:

a. RESOLUTION - Setting Forth Change in Compensation for Unrepresented Employees (Amending R96-911)

b. Approval of July 15, 1996 Regular Session Minutes

c. Approval of August 5, 1996 Regular Session Minutes

Councilor Newton removed item "b" from the consent calendar.

Councilor Keller moved for approval of the remaining items on the consent calendar. Mayor Koho seconded the Motion.

The Motion passed as follows:

AYES: Beach, Keller, Koho, McGee, Newton and Watson (6)

NAYS: None (0)

ABSTENTIONS: None (0)

ABSENT: Miller (1)

item "b"

Councilor Newton announced he would be abstaining from the approval of the July 15, 1996 minutes due to his absence from the meeting.

Mayor Koho moved for approval of the July 15, 1996 regular session minutes. Councilor Beach seconded the Motion.

The Motion passed as follows:

AYES: Beach, Keller, Koho, McGee and Watson (5)

NAYS: None (0)

ABSTENTIONS: Newton (1)

ABSENT: Miller (1)

extension to River Road. This issue will be discussed in further detail at a public meeting on Cherry Avenue which will take place on September 18, 1996.

** Mr. Morgan announced the bases for the decorative light poles for River Road have arrived. When the poles arrive in the next few weeks they will be installed. There may be a short period of time in which there will not be street lights along River Road. Furthermore, Mr. Morgan noted the resignation of Tim Smith, effective October 31, from the River Road Redevelopment Board. Mr. Smith serves in Councilor McGee's position on the board.

** Lastly, Mr. Morgan indicated a new public notice was sent on the wetland issue due to the concerns raised at a previous meeting by Councilor Miller. The new notice allows the property owner to send in a request to participate in the inventory. A public meeting on this issue will be held on August 26, 1996 at 6:00 p.m. at Roth's in West Salem.

** Councilor Beach requested an update on the closure of J's Restaurant. All members of the staff indicated their surprise in the closure. Any information will be forwarded to the Council.

** Wally Mull, Public Works Director reported the resurfacing of various city streets has been completed. Also, the construction on Lockhaven will be completed prior to the opening of school.

Councilor Watson voiced his concerns with the hazards at the intersection of Lockhaven and Trail during the construction.

** Mr. Mull also reported the Claggett Creek Task Force will be distributing a pamphlet around the area and has scheduled a clean up of Claggett Creek on Saturday, September 14, 1996.

** Charles Stull, Chief of Police announced the annual night out was very successful drawing at least 425 people out.

** Dotty Tryk, City Manager announced there will be a public meeting on August 21, at 6:00 p.m. regarding the cleaning of LaBish Ditch.

** City Manager Tryk distributed a copy of the Urban Renewal Financial Report.

WRITTEN COMMUNICATION

There was no written communication to come before the Council.

AGENDA INPUT

Mayor Koho noted the agenda input items.

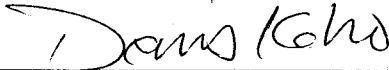
ADJOURNMENT

The meeting was adjourned at 8:08 p.m.



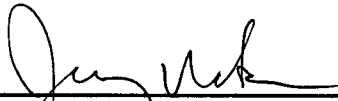
Tracy L. Davis
City Recorder

APPROVED:

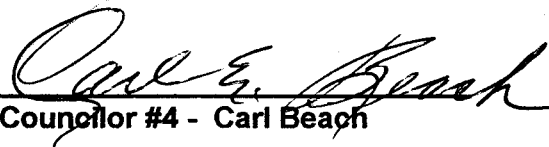


Dennis Koho-Mayor

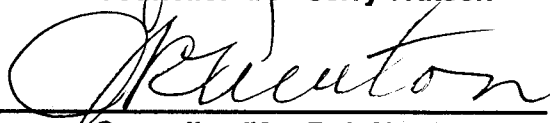
COUNCIL MEMBERS:



Councilor #1 - Jerry Watson



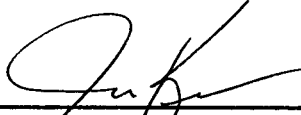
Councilor #4 - Carl Beach



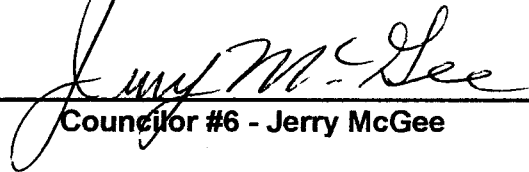
Councilor #2 - Bob Newton

(absent)

Councilor #5 - Al Miller



Councilor #3 - Jim Keller



Councilor #6 - Jerry McGee

Minutes approved:

September 3, 1996